

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		X
Baxter			X
Benton			X
Boone			X
Bradley	X		X
Calhoun	X		X
Carroll	X		X
Chicot	X		X
Clark	X		
Clay			X
Cleburne			X
Cleveland	X		X
Columbia	X		X
Conway	X	X	
Craighead	X		X
Crawford			X
Crittenden			X

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

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

As seen in Table A, 36 counties are using the PCO Bridge, 6 counties are using the Standalone Program, and 58 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 was limited to Sentencing Orders with a CY 2016 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	66,787
Average Number of Offenses Per Case	3.5
Total Number of Cases	31,480
Total Nolle Prossed/Dismissed/Acquitted	2,090
Total Misdemeanors	3,206
Total County Jail	277
Total Cases Eliminated	5,791
Total Number of Most Serious Offenses Per Case	25,907
No Case Number and/or Name	63
Court date not in 2016	664
Missing Criminal History Score	1,085
Cannot Determine Imposed Location	264
No Offender Sentence	95
Total Number of Case-Offenders Included in Analysis	23,736

The data that comprises this report was extracted from all Sentencing Order forms submitted. The total number of offenses submitted was 66,787 with an average number of offenses per case per offender of 3.5. From this universe of cases and offenses per offender, 2,090 nolle prossed/dismissed/acquitted cases were eliminated first. From the remainder, 3,206 misdemeanor cases and 277 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 identified and reported.

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 25,907 felony sentencing events was established as the N of cases for CY 2016. Of these, 1,085 cases were missing a criminal history score, 63 had no case number or name, and 95 did not have a sentence. Additionally, 264 cases were eliminated from further analysis because the imposed location could not be determined.

At the conclusion of the data analysis and editing process, a total of 23,736 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 2016 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 (6,852) by the total number of cases minus the number of “Not Applicable” cases (23,736 – 4,520). 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, 190 cases from Arkansas County were examined. These cases represent the most serious offense for each offender per case. These 190 cases represent approximately 1 percent of all cases examined statewide. 36 (or 19 percent) of these 190 cases had a “Yes” departure, 125 (or 66 percent) of these 190 cases had “No” departure, and 29 (or 15 percent) of these 190 cases were not applicable to departure analysis.

Significant Statistics:

- Excluding non-applicable cases, the statewide departure rate in 2016 was 36 percent. This is on-par with the rate in 2013 of 37 percent, 36 percent in 2014 and 35 percent in 2015.
- 19 percent of cases in 2016 had offenses not applicable to departure parameters.

**TABLE 1
STATEWIDE CASE DEPARTURES BY COUNTY 2016**

County	Number of Cases	Percent Total Cases	Departures					
			Yes Departure	Percent County	No Departure	Percent County	Not Applicable	Percent County
Arkansas	190	1%	36	19%	125	66%	29	15%
Ashley	91	< 1%	36	40%	32	35%	23	25%
Baxter	361	2%	162	45%	180	50%	19	5%
Benton	1,380	6%	238	17%	954	69%	188	14%
Boone	223	1%	61	27%	129	58%	33	15%
Bradley	32	< 1%	11	34%	16	50%	5	16%
Calhoun	10	< 1%	7	70%	1	10%	2	20%

County	Number of Cases	Percent Total Cases	Departures					
			Yes Departure	Percent County	No Departure	Percent County	Not Applicable	Percent County
Carroll	153	1%	38	25%	94	61%	21	14%
Chicot	29	< 1%	9	31%	14	48%	6	21%
Clark	114	< 1%	47	41%	38	33%	29	25%
Clay	161	1%	13	8%	116	72%	32	20%
Cleburne	160	1%	29	18%	94	59%	37	23%
Cleveland	32	< 1%	16	50%	13	41%	3	9%
Columbia	60	< 1%	8	13%	50	83%	2	3%
Conway	351	1%	46	13%	266	76%	39	11%
Craighead	921	4%	110	12%	653	71%	158	17%
Crawford	581	2%	141	24%	367	63%	73	13%
Crittenden	468	2%	73	16%	302	65%	93	20%
Cross	8	< 1%	7	88%	1	13%	0	0%
Dallas	77	< 1%	31	40%	43	56%	3	4%
Desha	69	< 1%	27	39%	34	49%	8	12%
Drew	132	1%	51	39%	54	41%	27	20%
Faulkner	949	4%	327	34%	484	51%	138	15%
Franklin	216	1%	57	26%	94	44%	65	30%
Fulton	74	< 1%	15	20%	43	58%	16	22%
Garland	505	2%	206	41%	201	40%	98	19%
Grant	150	1%	53	35%	63	42%	34	23%
Greene	630	3%	147	23%	284	45%	199	32%
Hempstead	188	1%	65	35%	79	42%	44	23%
Hot Spring	212	1%	66	31%	83	39%	63	30%
Howard	141	1%	97	69%	33	23%	11	8%
Independence	233	1%	69	30%	101	43%	63	27%
Izard	84	< 1%	21	25%	41	49%	22	26%
Jackson	237	1%	82	35%	81	34%	74	31%
Jefferson	526	2%	165	31%	197	37%	164	31%
Johnson	199	1%	102	51%	93	47%	4	2%
Lafayette	20	< 1%	4	20%	14	70%	2	10%
Lawrence	339	1%	56	17%	239	71%	44	13%
Lee	9	< 1%	9	100%	0	0%	0	0%
Lincoln	39	< 1%	6	15%	28	72%	5	13%
Little River	145	1%	89	61%	37	26%	19	13%
Logan	3	< 1%	1	33%	0	0%	2	67%

County	Number of Cases	Percent Total Cases	Departures					
			Yes Departure	Percent County	No Departure	Percent County	Not Applicable	Percent County
Lonoke	619	3%	189	31%	389	63%	41	7%
Madison	183	1%	55	30%	82	45%	46	25%
Marion	78	< 1%	16	21%	52	67%	10	13%
Miller	534	2%	142	27%	308	58%	84	16%
Mississippi	269	1%	57	21%	184	68%	28	10%
Monroe	74	< 1%	31	42%	42	57%	1	1%
Montgomery	81	< 1%	23	28%	49	60%	9	11%
Nevada	38	< 1%	31	82%	1	3%	6	16%
Newton	19	< 1%	2	11%	15	79%	2	11%
Ouachita	248	1%	67	27%	120	48%	61	25%
Perry	52	< 1%	17	33%	32	62%	3	6%
Phillips	88	< 1%	17	19%	59	67%	12	14%
Pike	97	< 1%	55	57%	29	30%	13	13%
Poinsett	355	1%	29	8%	274	77%	52	15%
Polk	137	1%	50	36%	75	55%	12	9%
Pope	657	3%	205	31%	356	54%	96	15%
Prairie	59	< 1%	19	32%	36	61%	4	7%
Pulaski	4,058	17%	1,129	28%	1,647	41%	1,282	32%
Randolph	126	1%	25	20%	76	60%	25	20%
Saline	571	2%	148	26%	332	58%	91	16%
Scott	80	< 1%	21	26%	53	66%	6	8%
Searcy	24	< 1%	5	21%	17	71%	2	8%
Sebastian	1,701	7%	814	48%	749	44%	138	8%
Sevier	99	< 1%	75	76%	7	7%	17	17%
Sharp	83	< 1%	10	12%	59	71%	14	17%
St. Francis	41	< 1%	25	61%	9	22%	7	17%
Stone	115	< 1%	23	20%	56	49%	36	31%
Union	347	1%	48	14%	188	54%	111	32%
Van Buren	49	< 1%	26	53%	5	10%	18	37%
Washington	1,737	7%	495	28%	946	54%	296	17%
White	489	2%	131	27%	271	55%	87	18%
Woodruff	15	< 1%	10	67%	2	13%	3	20%
Yell	111	< 1%	28	25%	73	66%	10	9%
Total	23,736	100%	6,852	29%	12,364	52%	4,520	19%

Source: Arkansas Sentencing Order Form, Note that all but 3 orders received from Logan County were missing a criminal history score, and were therefore not included in this analysis.

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 2016 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 Benton County 954 cases (or 80 percent) of the total Benton County applicable cases had "No" departure, 212 cases (or 18 percent of the total Benton County applicable cases) had an upward departure, 26 cases (or 2 percent of the total Benton County applicable cases) had a downward departure.

Significant Statistics:

- Excluding non-applicable cases, 29 percent of all cases statewide in 2016 received an upward departure. This is on-par with the 2015 rate of 27 percent, 2014 rate of 29 percent and the 2013 rate of 30 percent.

- Excluding non-applicable cases, 7 percent of all cases in 2016 received a downward departure. This is similar to the rate in 2015 of 8 percent and the same as the rate in 2014 and 2013 of 7 percent of all cases.

TABLE 2
STATEWIDE CASES BY DEPARTURE TYPE BY COUNTY 2016

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	161	125	78%	17	11%	19	12%
Ashley	68	32	47%	33	49%	3	4%
Baxter	342	180	53%	153	45%	9	3%
Benton	1,192	954	80%	212	18%	26	2%
Boone	190	129	68%	53	28%	8	4%
Bradley	27	16	59%	6	22%	5	19%
Calhoun	8	1	13%	6	75%	1	13%
Carroll	132	94	71%	34	26%	4	3%
Chicot	23	14	61%	6	26%	3	13%
Clark	85	38	45%	39	46%	8	9%
Clay	129	116	90%	9	7%	4	3%
Cleburne	123	94	76%	25	20%	4	3%
Cleveland	29	13	45%	15	52%	1	3%
Columbia	58	50	86%	7	12%	1	2%
Conway	312	266	85%	39	13%	7	2%
Craighead	763	653	86%	74	10%	36	5%
Crawford	508	367	72%	112	22%	29	6%
Crittenden	375	302	81%	44	12%	29	8%
Cross	8	1	13%	4	50%	3	38%
Dallas	74	43	58%	28	38%	3	4%
Desha	61	34	56%	25	41%	2	3%
Drew	105	54	51%	46	44%	5	5%
Faulkner	811	484	60%	296	36%	31	4%
Franklin	151	94	62%	37	25%	20	13%
Fulton	58	43	74%	12	21%	3	5%
Garland	407	201	49%	165	41%	41	10%
Grant	116	63	54%	48	41%	5	4%
Greene	431	284	66%	114	26%	33	8%
Hempstead	144	79	55%	55	38%	10	7%

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
Hot Spring	149	83	56%	60	40%	6	4%
Howard	130	33	25%	82	63%	15	12%
Independence	170	101	59%	56	33%	13	8%
Izard	62	41	66%	18	29%	3	5%
Jackson	163	81	50%	71	44%	11	7%
Jefferson	362	197	54%	117	32%	48	13%
Johnson	195	93	48%	78	40%	24	12%
Lafayette	18	14	78%	4	22%	0	0%
Lawrence	295	239	81%	55	19%	1	0%
Lee	9	0	0%	6	67%	3	33%
Lincoln	34	28	82%	4	12%	2	6%
Little River	126	37	29%	80	63%	9	7%
Logan	1	0	0%	1	100%	0	0%
Lonoke	578	389	67%	131	23%	58	10%
Madison	137	82	60%	48	35%	7	5%
Marion	68	52	76%	14	21%	2	3%
Miller	450	308	68%	115	26%	27	6%
Mississippi	241	184	76%	41	17%	16	7%
Monroe	73	42	58%	11	15%	20	27%
Montgomery	72	49	68%	18	25%	5	7%
Nevada	32	1	3%	30	94%	1	3%
Newton	17	15	88%	1	6%	1	6%
Ouachita	187	120	64%	54	29%	13	7%
Perry	49	32	65%	15	31%	2	4%
Phillips	76	59	78%	11	14%	6	8%
Pike	84	29	35%	50	60%	5	6%
Poinsett	303	274	90%	25	8%	4	1%
Polk	125	75	60%	47	38%	3	2%
Pope	561	356	63%	157	28%	48	9%
Prairie	55	36	65%	17	31%	2	4%
Pulaski	2,776	1,647	59%	830	30%	299	11%
Randolph	101	76	75%	21	21%	4	4%
Saline	480	332	69%	124	26%	24	5%
Scott	74	53	72%	19	26%	2	3%

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
Searcy	22	17	77%	5	23%	0	0%
Sebastian	1,563	749	48%	624	40%	190	12%
Sevier	82	7	9%	66	80%	9	11%
Sharp	69	59	86%	7	10%	3	4%
St. Francis	34	9	26%	18	53%	7	21%
Stone	79	56	71%	21	27%	2	3%
Union	236	188	80%	43	18%	5	2%
Van Buren	31	5	16%	24	77%	2	6%
Washington	1,441	946	66%	429	30%	66	5%
White	402	271	67%	128	32%	3	1%
Woodruff	12	2	17%	10	83%	0	0%
Yell	101	73	72%	26	26%	2	2%
Total	19,216	12,364	64%	5,526	29%	1,326	7%

Source: Arkansas Sentencing Order Form

Note that all but 3 orders received from Logan County were missing a criminal history score, and were therefore not included in this analysis.

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 2016 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 Monroe County 18 cases (or 25 percent) of the total Monroe County applicable cases had a downward durational departure. Of these 18 cases, the average months below the presumptive sentence was 43 months. In Monroe County 4 cases (or 5 percent) of the total Monroe County applicable cases had an upward durational departure. Of these 4 cases, the average months above the presumptive sentence was 15 months.

Significant Statistics:

- 7 percent of statewide applicable cases in 2016 had a durational departure below the presumptive sentence. This is on-par with 7 percent in 2015 and 8 percent of statewide applicable cases in 2013 and 2014.
- Of the cases with a sentence below the presumptive in CY 2016, the average number of months below the presumptive was 57 months.
- 19 percent of statewide applicable cases in 2016 had a durational departure above the presumptive sentence. This is on-par with 19 percent in 2015 and 20 percent of statewide applicable cases in 2013 and 2012.
- Of the cases with a sentence above the presumptive in CY 2016, the average number of months above the presumptive was 54 months.

TABLE 3
STATEWIDE DURATIONAL DEPARTURES BY COUNTY 2016

County	Durational v. Presumptive Sentence					
	Number of Cases Below	Percent County Applicable Cases	Average Months Below	Number of Cases Above	Percent County Applicable Cases	Average Months Above
Arkansas	20	12%	38	8	5%	23
Ashley	4	6%	102	22	32%	110
Baxter	8	2%	55	85	25%	51
Benton	29	2%	50	170	14%	62
Boone	8	4%	84	22	12%	61
Bradley	6	22%	42	5	19%	26
Calhoun	0	0%	--	7	88%	68
Carroll	7	5%	89	17	13%	51
Chicot	4	17%	69	4	17%	26
Clark	11	13%	59	29	34%	83
Clay	2	2%	6	9	7%	33
Cleburne	3	2%	116	20	16%	49
Cleveland	1	3%	72	9	31%	94
Columbia	1	2%	18	4	7%	81
Conway	5	2%	82	28	9%	43
Craighead	49	6%	74	35	5%	53
Crawford	35	7%	77	65	13%	54
Crittenden	31	8%	94	29	8%	68
Cross	3	38%	60	2	25%	60
Dallas	3	4%	17	10	14%	79
Desha	2	3%	63	17	28%	101
Drew	7	7%	52	28	27%	59
Faulkner	29	4%	41	138	17%	59
Franklin	22	15%	28	21	14%	42
Fulton	1	2%	60	9	16%	72
Garland	41	10%	74	104	26%	51
Grant	6	5%	54	37	32%	81
Greene	34	8%	47	77	18%	29
Hempstead	7	5%	116	46	32%	132
Hot Spring	6	4%	74	39	26%	82
Howard	16	12%	41	51	39%	47
Independence	13	8%	63	44	26%	43

County	Durational v. Presumptive Sentence					
	Number of Cases Below	Percent County Applicable Cases	Average Months Below	Number of Cases Above	Percent County Applicable Cases	Average Months Above
Izard	3	5%	30	13	21%	53
Jackson	13	8%	105	50	31%	59
Jefferson	44	12%	95	91	25%	58
Johnson	31	16%	54	43	22%	20
Lafayette	0	0%	--	3	0%	30
Lawrence	4	1%	104	21	7%	43
Lee	3	33%	18	5	56%	26
Lincoln	2	6%	24	2	6%	60
Little River	10	8%	28	36	29%	42
Logan	0	0%	--	0	0%	--
Lonoke	72	12%	45	77	13%	34
Madison	8	6%	25	20	15%	66
Marion	2	3%	129	10	15%	39
Miller	23	5%	59	93	21%	51
Mississippi	14	6%	32	19	8%	42
Monroe	18	25%	43	4	5%	15
Montgomery	6	8%	64	12	17%	41
Nevada	2	6%	18	23	72%	141
Newton	0	0%	--	0	0%	--
Ouachita	11	6%	88	45	24%	49
Perry	3	6%	88	8	16%	84
Phillips	5	7%	100	10	13%	64
Pike	6	7%	53	29	35%	46
Poinsett	4	1%	35	10	3%	37
Polk	2	2%	9	27	22%	57
Pope	51	9%	30	87	16%	42
Prairie	2	4%	6	7	13%	83
Pulaski	314	11%	65	555	20%	52
Randolph	3	3%	68	12	12%	66
Saline	27	6%	43	83	17%	42
Scott	4	5%	62	10	14%	120
Searcy	1	5%	48	1	5%	30
Sebastian	231	15%	47	434	28%	50
Sevier	8	10%	35	37	45%	47
Sharp	4	6%	17	3	4%	54

County	Durational v. Presumptive Sentence					
	Number of Cases Below	Percent County Applicable Cases	Average Months Below	Number of Cases Above	Percent County Applicable Cases	Average Months Above
St. Francis	6	18%	68	15	44%	73
Stone	1	1%	12	16	20%	30
Union	5	2%	76	24	10%	73
Van Buren	2	6%	42	16	52%	54
Washington	71	5%	39	297	21%	48
White	3	1%	68	97	24%	42
Woodruff	0	0%	--	4	33%	87
Yell	2	2%	12	17	17%	69
Total	1,435	7%	57	3,557	19%	54

Source: Arkansas Sentencing Order Form

** Note that all but 3 orders received from Logan County were missing a criminal history score, and were therefore not included in this analysis.*

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 19,216 applicable cases examined statewide, 7,603 cases had an assigned location after sentencing to the ADC. Of these 7,603 cases, 12 percent had a “No” departure while 88 percent had a “Yes” departure. Of these 7,603 cases, 46 percent had a durational up departure, 14 percent had a durational down departure, 23 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 for CY 2016:

- 98 percent of cases with an assignment of probation/SIS had no departures.
- 12 percent of cases with an assignment of prison (ADC) had no departures.
- 46 percent of cases with an assignment of prison (ADC) had a durational up departure.
- 14 percent of cases with an assignment of prison (ADC) had a durational downward departure.
- 3 percent of cases with an assignment of a Community Corrections Center (CCC) had a dispositional departure.

TABLE 4
STATEWIDE COMPARISON OF DEPARTURES WITH OFFENDER’S ASSIGNED LOCATION
2016

Departure	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
APPLICABLE CASES EXAMINED	7,603	979	10,628	6
NO	12%	98%	99%	100%
YES	88%	2%	1%	0%
DURATIONAL UP [▲]	46%	0%	0%	0%
DURATIONAL DOWN [▲]	14%	0%	0%	0%
DISPOSITIONAL UP [■]	23%	1%	0%	0%
DISPOSITIONAL DOWN [■]	0%	1%	1%	0%
DISPOSITIONAL & DURATIONAL	5%	0%	0%	0%

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 9 and a criminal history score of 0, 7 percent had “No Departure”; 47 percent had a durational up departure; 14 percent had a durational down departure; 0 percent had a dispositional up departure; 1 percent had a dispositional down departure; and 31 percent had both a dispositional and durational departure. For all cases statewide with an offense seriousness level of 9 and a criminal history score of 0, the average durational departure below the presumptive sentence was 108 months and the average durational departure above the presumptive sentence was 121 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.
- The average length of durational departures, both upward and downward, generally increases with higher seriousness levels and criminal history scores.

TABLE 5
STATEWIDE DEPARTURES BY SENTENCING COMMISSION GRID 2016
(NOT APPLICABLE EXCLUDED)

Offense Seriousness Level	Departure Type	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure	7%					
	% Durational Up	53%	50%	50%		50%	
	% Durational Down	7%	50%	50%	100%	50%	75%
	% Dispositional Up						
	% Dispositional Down						
	% Both	33%					25%
	Average Below	112	123	132	48	180	369
Average Above	113	81	48		60		
9	% No Departure	7%	11%	8%	50%		
	% Durational Up	47%	21%	31%			
	% Durational Down	14%	42%	15%	50%	100%	100%
	% Dispositional Up						
	% Dispositional Down	1%					
	% Both	31%	26%	46%			
	Average Below	108	75	171	228	180	540
Average Above	121	53	144				
8	% No Departure	27%	6%	7%	4%	7%	5%
	% Durational Up	22%	31%	3%	4%	13%	
	% Durational Down	5%	20%	41%	68%	13%	43%
	% Dispositional Up						
	% Dispositional Down	22%	7%	2%	6%		
	% Both	24%	36%	47%	18%	67%	52%
	Average Below	48	63	114	187	263	392
Average Above	105	88	156	60	168		
7	% None	52%	37%	30%	14%	3%	7%
	% Durational Up	44%	54%	45%	27%	12%	7%
	% Durational Down	4%	9%	25%	3%	26%	30%
	% Dispositional Up						
	% Dispositional Down				10%	9%	13%
	% Both				46%	50%	43%
	Average Below	17	19	25	51	76	162
Average Above	101	76	88	86	126	138	
6	% No Departure	74%	48%	32%	30%	7%	12%
	% Durational Up	26%	44%	42%	32%	18%	3%
	% Durational Down	0%	8%	26%	38%	16%	29%
	% Dispositional Up						
	% Dispositional Down					13%	10%
	% Both					46%	46%
	Average Below	15	11	19	45	71	132
Average Above	91	56	62	51	71	105	
5	% No Departure	80%	64%	45%	43%	8%	13%
	% Durational Up		28%	33%	27%	11%	2%
	% Durational Down		8%	22%	30%	25%	44%
	% Dispositional Up	20%					
	% Dispositional Down					18%	19%
	% Both				0%	38%	22%
	Average Below		20	23	26	59	91
Average Above		51	36	51	61	60	

Offense Seriousness Level	Departure Type	Criminal History Score					
		0	1	2	3	4	5+
4	% No Departure	84%	57%	39%	31%	36%	8%
	% Durational Up		41%	52%	44%	13%	15%
	% Durational Down		2%	9%	25%	51%	28%
	% Dispositional Up	16%					
	% Dispositional Down						22%
	% Both						27%
	Average Below		6	9	20	29	45
	Average Above		37	39	46	57	33
3	% No Departure	92%	69%	50%	42%	32%	39%
	% Durational Up		0%	48%	50%	42%	29%
	% Durational Down			2%	8%	26%	32%
	% Dispositional Up	8%	31%				
	% Dispositional Down						
	% Both						
	Average Below			7	8	12	24
	Average Above		6	30	27	32	37
2	% No Departure	91%	64%	42%	36%	40%	31%
	% Durational Up				60%	59%	43%
	% Durational Down				4%	1%	26%
	% Dispositional Up	9%	36%	58%			
	% Dispositional Down						
	% Both						
	Average Below				7	23	11
	Average Above				41	32	38
1	% No Departure	64%	60%	33%	100%		
	% Durational Up						50%
	% Durational Down						50%
	% Dispositional Up	36%	40%	67%			
	% Dispositional Down						
	% Both						
	Average Below						24
	Average Above						42

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 2015). 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 2016.

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 103.5 months.

TABLE 6
STATEWIDE AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	394.9
Seriousness Level 9			
5-14-103	Y	Rape	277.8
5-10-101	Y	Capital Murder - Attempt	360.0
5-10-103	A	Murder II	282.3
5-13-201	Y	Battery I, Victim under 4 years old or LEO	228.0
5-74-107	Y	Discharge of a Firearm from Car (First Degree)	228.0
5-64-405	Y	Continuing Criminal Enterprise	204.0
5-13-310	Y	Terroristic Act (Serious Phys. Injury or Death)	480.0
Seriousness Level 8			
5-11-102	Y	Kidnapping	198.0
5-12-103	Y	Aggravated Robbery	197.4
5-64-440(b)(1)	Y	Trafficking Methamphetamine	128.0
5-13-201	B	Battery I	136.7
5-26-303	B	Domestic Battery I	138.0
5-64-440(b)	Y	Trafficking a Controlled Substance, not Methamphetamine	204.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	155.4
Seriousness Level 7			
5-14-123	A	Knowingly Exposing Another to HIV	72.0
5-12-102	B	Robbery	130.1
5-13-210	Y	Intro C/S into Body (Schedule I-II)	210
5-14-124	A	Sexual Assault, 1st Degree	208.7
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	190.7
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g <200g)	125.8
5-64-402	B	Failure to keep Records - Drug Free Zone	84.0
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	88.8
Seriousness Level 6			
5-10-104	C	Manslaughter	93.1
5-11-102	B	Kidnapping	127.2
5-14-125	B	Sexual Assault, 2nd Degree	133.1

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
5-64-419(b)(5)(e)	B	Possession of Controlled Substance-Schedule VI=>25lbs <100lbs	48.0
5-39-201	B	Burglary - Residential	103.5
Seriousness Level 5			
5-26-202	C	Incest	96.0
5-37-201	B	Forgery I	65.1
5-38-301	B	Arson (=>\$5,000 <\$15,000 Damage)	102.0
5-39-201	C	Burglary - Commercial	66.5
5-54-105	B	Hindering Apprehension or Prosecution	75.0
5-54-120	C	Failure to Appear	53.2
5-64-436(b)(4)	B	Possession of Controlled Substance Schedule VI with Purpose to Deliver (=>25 lbs <100 lbs.)	76.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	79.2
5-13-202	D	Battery II	49.4
5-14-126	C	Sexual Assault, 3rd Degree	60.0
5-53-102	C	Perjury	48.0
5-54-110	C	Escape I	78.0
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.)	60.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	51.2
5-26-401	D	Non-Support	44.0
5-37-201	C	Forgery II	57.4
5-37-207	C	Fraudulent Use of a Credit Card	48.0
5-38-203	C	Criminal Mischief I	54.0
5-39-202	D	Breaking or Entering	51.9
5-64-419(b)(5)(B)	D	Possession of Controlled Substance - Schedule VI (>1 oz. <4 oz; 4+ previous convictions)	30.0
5-64-419(b)(5)(C)	D	Possession of Controlled Substance - Schedule VI (>4 oz. <10 lbs.)	36.0
12-12-904	C	Sex Offender Failing to Register	50.6
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	48.4
5-54-111	D	Escape II	48.0
5-54-122	D	Filing False Report of Crime	42.9

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
5-73-103	D	Possession Firearm by Certain Persons	45.2
Seriousness Level 1			
5-37-203	D	Defrauding Secured Creditors	12.0
27-53-103	D	Duty to Give Information or Render Aid	24.0

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 5,526. Of those 5,526 cases, 5,997 aggravating reasons were given. Therefore, the average number of aggravating reasons given was 1.1.

Significant Statistics:

- 29 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 2016

Cases examined	19,216	100%
Cases without a Departure	12,364	64%
Cases with Aggravating Reasons Required	5,526	29%
Total Aggravating Reasons Given	5,997	-
Average Aggravating Reasons per Case	1.1	
Cases with Mitigating Reasons Required	1,326	7%
Total Mitigating Reasons Given	1,328	-
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 2016 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 2016 was 5,997. Of these 5,997 aggravating reasons, 347 (or 6 percent of all aggravating reasons given) were aggravating reason number 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.

TABLE 8
STATEWIDE AGGRAVATING DEPARTURE REASONS GIVEN 2016

Aggravating Departure Reason	Number	Percent of Total
1	26	< 1%
2	75	1%
3	14	< 1%
4	27	< 1%
5	26	< 1%
6	46	1%
7	347	6%
8	71	1%
9	53	1%
10	12	< 1%
11	14	< 1%
12	0	0%
13	55	1%
14	1,403	23%
15	674	11%
Other	1,825	30%
No Reason Given	1,329	22%
Total	5,997	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 2016 sentencing practices in Arkansas.

While only the top five reasons are explicitly provided in Table 9, 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 1,825. Of these 1,825 cases, 971 (or 53 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 2016

Top Explanations for "Other" Aggravating Departure	Number	Percent
Negotiated Plea	971	53%
Prior criminal history	83	5%
On supervision	70	4%
Nature of offense	56	3%
Habitual offender	9	0%
No explanation provided	616	34%
All other	20	1%
Instances where an explanation is required	1,825	100%

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 2016 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 2016 was 1,326. Of these 1,326 mitigating reasons, 6 (or < 1% percent of all mitigating reasons) were mitigating reason number 1: Victim played an aggressive role or provoked the incident or was a willing participant.

TABLE 10
STATEWIDE MITIGATING DEPARTURE REASONS GIVEN 2016

Mitigating Departure Reason	Number	Percent of Total
1	6	< 1%
2	3	< 1%
3	6	< 1%
4	3	< 1%
5	0	0%
6	0	0%
7	152	11%
8	0	0%
9	8	1%
Other	362	27%
No Reason Given	786	59%
Total	1,326	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 2016 sentencing practices in Arkansas.

While only the top five reasons are explicitly provided in Table 11, 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 362. Of these 362 cases, 165 (or 46 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 2016

Top Explanations for "Other" Mitigating Departure	Number	Percent
Negotiated Plea	165	46%
Prior criminal history	8	2%
Concurrent/consecutive sentences	8	2%
Defendant cooperative	2	1%
Restitution/victim related	1	0%
No explanation provided	177	49%
All other	1	0%
Instances where an explanation is required	362	100%

Source: Arkansas Sentencing Order Form

MOST COMMON EXPLANATIONS FOR “OTHER” DEPARTURE REASON 2016

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 2016 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.

PART III. COMPARISON OF DATA BY YEAR: 2013 - 2016

This section of the report compares key indicators of sentencing in the state of Arkansas and draws some conclusions on the four 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			
	2016	2015	2014	2013
Total Number of Offenses	66,787	60,697	63,691	60,752
Average Number of Offenses Per Case	3.5	2.4	3	5
Total Number of Cases	31,480	29,486	29,609	29,868
Total Nolle Prossed/Dismissed/Acquitted	2,090	1,990	2,851	2,739
Total Misdemeanors	3,206	2,969	2,063	2,384
Total County Jail	277	291	151	198
Total Cases Eliminated	5,791	5,250	5,065	5,321
Total Number of Most Serious Offenses Per Case	25,907	24,236	24,544	24,547
No Case Number and/or Name	63	93	52	92
Court Date not Within Current Year	664	0	0	1,177
Missing Criminal History Score	1,085	1,271	1,083	771
Cannot determine imposed location	264	101	62	58
No Offender Sentence	95	75	82	147
Total Number of Case-Offenders Included in Analysis	23,736	22,696	23,265	22,302

- Comparing keys statistics in Table I show an increase in the number of offenses processed but a decrease in the number of total crimes represented by those cases between 2013 and 2014. In 2016, case numbers increased compared to 2015.

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
2013	17,326	10,870	63%	5,164	30%	1,292	7%
2014	18,460	11,876	64%	5,256	29%	1,328	7%
2015	18,125	11,706	65%	4,909	27%	1,510	8%
2016	19,216	12,364	64%	5,526	29%	1,326	7%

Source: Arkansas Sentencing Order Form

- Similar to the overall departure rate yearly comparison, departures by type are also consistent over the four year time period.
- Table III-A provides the percentage of applicable cases with no departures rates for individual counties from 2013 - 2016. Note that, in 2013, the Sentencing Commission did not receive all Sentencing Orders from Ashley County in time for inclusion of the data in this report. Note that in 2016, all but 3 orders received from Logan County were missing a criminal history score, and were therefore not included in this analysis.

TABLE III-A
STATEWIDE COMPARISON OF NO DEPARTURE BY COUNTY BY YEAR

Year by Year Comparison from Section II Table 2				
County	No Departure 2013	No Departure 2014	No Departure 2015	No Departure 2016
Arkansas	74%	80%	88%	78%
Ashley	10%	48%	59%	47%
Baxter	59%	55%	57%	53%
Benton	71%	75%	78%	80%
Boone	25%	58%	69%	68%
Bradley	60%	62%	58%	59%
Calhoun	37%	53%	78%	13%
Carroll	39%	59%	81%	71%
Chicot	50%	64%	65%	61%

Year by Year Comparison from Section II Table 2

County	No Departure 2013	No Departure 2014	No Departure 2015	No Departure 2016
Clark	45%	63%	54%	45%
Clay	93%	83%	91%	90%
Cleburne	62%	70%	73%	76%
Cleveland	59%	49%	59%	45%
Columbia	72%	70%	81%	86%
Conway	68%	59%	68%	85%
Craighead	79%	86%	85%	86%
Crawford	74%	73%	75%	72%
Crittenden	71%	79%	77%	81%
Cross	25%	88%	0%	13%
Dallas	53%	52%	79%	58%
Desha	48%	65%	49%	56%
Drew	62%	65%	53%	51%
Faulkner	70%	68%	66%	60%
Franklin	72%	52%	63%	62%
Fulton	67%	60%	74%	74%
Garland	42%	53%	50%	49%
Grant	66%	46%	46%	54%
Greene	70%	68%	63%	66%
Hempstead	61%	68%	70%	55%
Hot Spring	57%	63%	58%	56%
Howard	45%	27%	40%	25%
Independence	55%	58%	57%	59%
Izard	72%	71%	73%	66%
Jackson	62%	65%	49%	50%
Jefferson	61%	58%	52%	54%
Johnson	65%	54%	50%	48%
Lafayette	43%	32%	70%	78%
Lawrence	74%	75%	67%	81%
Lee	86%	75%	77%	0%
Lincoln	85%	61%	81%	82%

Year by Year Comparison from Section II Table 2				
County	No Departure 2013	No Departure 2014	No Departure 2015	No Departure 2016
Little River	50%	39%	38%	29%
Logan	50%	76%	38%	0%
Lonoke	65%	70%	65%	67%
Madison	67%	71%	83%	60%
Marion	86%	81%	84%	76%
Miller	63%	65%	67%	68%
Mississippi	68%	77%	80%	76%
Monroe	62%	58%	52%	58%
Montgomery	76%	54%	70%	68%
Nevada	15%	0%	59%	3%
Newton	75%	81%	25%	88%
Ouachita	62%	72%	65%	64%
Perry	46%	68%	82%	65%
Phillips	82%	75%	79%	78%
Pike	44%	50%	45%	35%
Poinsett	87%	91%	85%	90%
Polk	65%	67%	59%	60%
Pope	67%	60%	64%	63%
Prairie	29%	47%	48%	65%
Pulaski	62%	60%	56%	59%
Randolph	81%	85%	84%	75%
Saline	64%	63%	68%	69%
Scott	61%	62%	78%	72%
Searcy	72%	70%	60%	77%
Sebastian	48%	50%	50%	48%
Sevier	4%	12%	16%	9%
Sharp	56%	83%	74%	86%
St. Francis	75%	78%	43%	26%
Stone	77%	81%	73%	71%
Union	18%	24%	50%	80%

Year by Year Comparison from Section II Table 2				
County	No Departure 2013	No Departure 2014	No Departure 2015	No Departure 2016
Van Buren	65%	55%	39%	16%
Washington	59%	66%	72%	66%
White	73%	72%	71%	67%
Woodruff	43%	55%	0%	17%
Yell	42%	51%	66%	72%
Total	63%	64%	65%	64%

Source: Arkansas Sentencing Order Form

- Table III-B provides both the upward and downward departure rates for individual counties from 2013 - 2016. Note that, in 2013, the Sentencing Commission did not receive all Sentencing Orders from Ashley County in time for inclusion of the data in this report. Note that in 2016, all but 3 orders received from Logan County were missing a criminal history score, and were therefore not included in this analysis.

TABLE III-B
STATEWIDE COMPARISON BY DEPARTURE TYPE BY COUNTY BY YEAR

Year by Year Comparison By County from Section II Table 2								
County	Departure Type							
	Upward Departure 2013	Upward Departure 2014	Upward Departure 2015	Upward Departure 2016	Downward Departure 2013	Downward Departure 2014	Downward Departure 2015	Downward Departure 2016
Arkansas	19%	12%	5%	11%	7%	8%	7%	12%
Ashley	70%	46%	36%	49%	20%	6%	5%	4%
Baxter	39%	42%	38%	45%	2%	3%	5%	3%
Benton	26%	22%	18%	18%	3%	3%	4%	2%
Boone	67%	31%	26%	28%	8%	11%	5%	4%
Bradley	33%	25%	37%	22%	7%	13%	5%	19%
Calhoun	50%	47%	22%	75%	13%	0%	0%	13%
Carroll	50%	38%	16%	26%	11%	3%	3%	3%
Chicot	42%	33%	31%	26%	8%	3%	4%	13%
Clark	30%	28%	37%	46%	25%	9%	9%	9%
Clay	5%	17%	8%	7%	2%	0%	1%	3%
Cleburne	28%	25%	26%	20%	10%	5%	1%	3%

Year by Year Comparison By County from Section II Table 2								
County	Departure Type							
	Upward Departure 2013	Upward Departure 2014	Upward Departure 2015	Upward Departure 2016	Downward Departure 2013	Downward Departure 2014	Downward Departure 2015	Downward Departure 2016
Cleveland	39%	46%	38%	52%	2%	5%	3%	3%
Columbia	25%	25%	17%	12%	3%	5%	1%	2%
Conway	29%	35%	27%	13%	3%	6%	5%	2%
Craighead	14%	9%	7%	10%	7%	5%	7%	5%
Crawford	20%	21%	16%	22%	6%	6%	9%	6%
Crittenden	21%	14%	11%	12%	8%	7%	11%	8%
Cross	31%	6%	70%	50%	44%	6%	30%	38%
Dallas	41%	45%	12%	38%	6%	3%	9%	4%
Desha	45%	31%	39%	41%	7%	4%	11%	3%
Drew	31%	32%	41%	44%	7%	3%	6%	5%
Faulkner	26%	29%	30%	36%	4%	3%	4%	4%
Franklin	23%	33%	20%	25%	5%	15%	17%	13%
Fulton	26%	25%	20%	21%	7%	15%	6%	5%
Garland	51%	40%	39%	41%	7%	7%	11%	10%
Grant	31%	44%	49%	41%	3%	10%	5%	4%
Greene	21%	24%	29%	26%	9%	8%	8%	8%
Hempstead	35%	28%	27%	38%	4%	4%	3%	7%
Hot Spring	37%	32%	37%	40%	6%	5%	5%	4%
Howard	40%	64%	49%	63%	15%	9%	11%	12%
Independence	37%	35%	35%	33%	8%	7%	9%	8%
Izard	24%	19%	27%	29%	4%	10%	0%	5%
Jackson	32%	30%	46%	44%	6%	5%	5%	7%
Jefferson	28%	30%	34%	32%	11%	12%	14%	13%
Johnson	24%	32%	28%	40%	11%	14%	22%	12%
Lafayette	32%	58%	23%	22%	25%	10%	7%	0%
Lawrence	20%	21%	28%	19%	6%	4%	5%	0%
Lee	14%	17%	19%	67%	0%	8%	3%	33%
Lincoln	5%	22%	11%	12%	10%	17%	8%	6%

Year by Year Comparison By County from Section II Table 2								
County	Departure Type							
	Upward Departure 2013	Upward Departure 2014	Upward Departure 2015	Upward Departure 2016	Downward Departure 2013	Downward Departure 2014	Downward Departure 2015	Downward Departure 2016
Little River	49%	53%	57%	63%	1%	8%	6%	7%
Logan	47%	20%	57%	100%	3%	4%	5%	0%
Lonoke	30%	24%	26%	23%	5%	6%	10%	10%
Madison	31%	22%	12%	35%	2%	7%	5%	5%
Marion	6%	16%	13%	21%	8%	3%	4%	3%
Miller	27%	27%	26%	26%	10%	8%	8%	6%
Mississippi	27%	17%	11%	17%	5%	6%	9%	7%
Monroe	19%	27%	21%	15%	19%	15%	26%	27%
Montgomery	20%	34%	23%	25%	74%	12%	7%	7%
Nevada	73%	92%	35%	94%	12%	8%	6%	3%
Newton	25%	19%	69%	6%	0%	0%	6%	6%
Ouachita	30%	20%	27%	29%	8%	8%	8%	7%
Perry	51%	26%	14%	31%	3%	6%	5%	4%
Phillips	9%	10%	5%	14%	9%	15%	16%	8%
Pike	50%	45%	45%	60%	6%	5%	9%	6%
Poinsett	8%	7%	12%	8%	5%	2%	3%	1%
Polk	33%	32%	38%	38%	2%	1%	3%	2%
Pope	23%	30%	23%	28%	10%	10%	13%	9%
Prairie	48%	40%	43%	31%	23%	13%	9%	4%
Pulaski	27%	28%	31%	30%	11%	12%	13%	11%
Randolph	14%	13%	10%	21%	5%	2%	6%	4%
Saline	31%	32%	28%	26%	5%	5%	4%	5%
Scott	34%	30%	18%	26%	5%	8%	4%	3%
Searcy	22%	23%	36%	23%	6%	7%	4%	0%
Sebastian	40%	38%	33%	40%	12%	12%	17%	12%
Sevier	85%	78%	75%	80%	11%	10%	9%	11%
Sharp	38%	15%	24%	10%	6%	2%	2%	4%
St. Francis	22%	11%	50%	53%	3%	11%	8%	21%
Stone	16%	18%	24%	27%	7%	1%	3%	3%

Year by Year Comparison By County from Section II Table 2								
County	Departure Type							
	Upward Departure 2013	Upward Departure 2014	Upward Departure 2015	Upward Departure 2016	Downward Departure 2013	Downward Departure 2014	Downward Departure 2015	Downward Departure 2016
Union	75%	72%	47%	18%	7%	4%	3%	2%
Van Buren	25%	41%	54%	77%	10%	4%	7%	6%
Washington	38%	30%	24%	30%	3%	4%	4%	5%
White	27%	27%	28%	32%	0%	1%	1%	1%
Woodruff	43%	36%	83%	83%	14%	9%	17%	0%
Yell	51%	44%	30%	26%	7%	5%	4%	2%
Total	30%	29%	27%	29%	7%	7%	8%	7%

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
2013	1,319	8%	61	3,536	20%	59
2014	1,394	8%	56	3,487	19%	58
2015	1,355	7%	56	3,399	19%	54
2016	1,435	7%	57	3,557	19%	54

Source: Arkansas Sentencing Order Form

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

TABLE V-A
STATEWIDE COMPARISON OF DEPARTURES
WITH OFFENDER'S ASSIGNED LOCATION TO ADC & CCC BY YEAR

Year by Year Comparison of Section II Table 4								
Departure	Assigned Location							
	ADC				CCC			
	2016	2015	2014	2013	2016	2015	2014	2013
APPLICABLE CASES EXAMINED	7,603	7,119	7,563	7,367	979	889	947	842
NO	12%	13%	16%	16%	98%	97%	96%	95%
YES	88%	88%	84%	84%	2%	3%	4%	5%
DURATIONAL UP [▲]	46%	46%	45%	46%	0%	1%	1%	0%
DURATIONAL DOWN [▲]	14%	15%	14%	13%	0%	0%	1%	0%
DISPOSITIONAL UP [■]	23%	21%	20%	18%	1%	1%	0%	1%
DISPOSITIONAL DOWN [■]	0%	0%	0%	0%	1%	1%	2%	4%
BOTH DISPOSITIONAL & DURATIONAL	5%	5%	5%	5%	0%	0%	0%	0%

Source: Arkansas Sentencing Order Form

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE V-B
STATEWIDE COMPARISON OF DEPARTURES
WITH OFFENDER'S ASSIGNED LOCATION TO PROB/SIS & SPECIAL CONDITIONS BY YEAR

Year by Year Comparison of Section II Table 4								
Departure	Assigned Location							
	PROB/SIS				SPECIAL CONDITIONS			
	2016	2015	2014	2013	2016	2015	2014	2013
APPLICABLE CASES EXAMINED	10,628	10,113	9,944	8,980	6	4	6	137
NO	99%	98%	98%	98%	100%	100%	100%	75%
YES	1%	2%	2%	2%	0%	0%	0%	25%
DURATIONAL UP [▲]	0%	0%	0%	0%	0%	0%	0%	10%
DURATIONAL DOWN [▲]	0%	1%	1%	0%	0%	0%	0%	7%
DISPOSITIONAL UP [■]	0%	0%	0%	0%	0%	0%	0%	0%
DISPOSITIONAL DOWN [■]	1%	1%	1%	2%	0%	0%	0%	7%
BOTH DISPOSITIONAL & DURATIONAL	0%	0%	0%	0%	0%	0%	0%	1%

Source: Arkansas Sentencing Order Form

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

- When looking at departure rates by type and offender placement over the four 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								
	2016		2015		2014		2013	
Cases examined	19,216	100%	18,125	100%	18,460	100%	17,326	100%
Cases without a Departure	12,364	64%	11,706	65%	11,876	64%	10,870	63%
Cases w/ Aggravating Reason Required	5,526	29%	4,909	27%	5,256	29%	5,164	30%
Total Aggravating Reason	5,997	-	5,437	-	6,087	-	6,130	-
Average Aggravating Reason per form	1.1		1.1		1.2		1.2	
Cases w/ Mitigating Reason Required	1,326	7%	1,510	8%	1,328	7%	1,292	7%
Total Mitigating Reasons	1,328	-	1,515	-	1,338	-	1,300	-
Average Mitigating Reason per form	1		1		1		1	

Source: Arkansas Sentencing Order Form

- Aggravating and mitigating rates of departure remain constant over the four year period. Looking more closely at the aggravating and mitigating reasons for departure, the most common aggravating reasons is “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	2016 % of Total	2015 % of Total	2014 % of Total	2013 % of Total
1	< 1%	0%	0%	0%
2	1%	2%	2%	2%
3	< 1%	1%	1%	1%
4	< 1%	0%	1%	1%
5	< 1%	0%	1%	0%
6	1%	1%	1%	1%
7	6%	6%	5%	5%
8	1%	2%	3%	2%
9	1%	1%	1%	1%
10	< 1%	0%	0%	1%
11	< 1%	0%	1%	1%
12	0%	0%	0%	0%
13	1%	1%	1%	2%
14	23%	23%	25%	26%
15	11%	14%	13%	14%
Other	30%	35%	28%	26%
No Reason Given	22%	14%	17%	17%
Total	100%	100%	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	2016 % of Total	2015 % of Total	2014 % of Total	2013 % of Total
1	< 1%	1%	1%	1%
2	< 1%	1%	1%	0%
3	< 1%	1%	1%	2%
4	< 1%	0%	0%	0%
5	0%	0%	0%	0%
6	0%	0%	0%	0%
7	11%	11%	12%	10%
8	0%	0%	0%	0%
9	1%	1%	1%	3%
Other	27%	31%	28%	29%
No Reason Given	59%	54%	56%	55%
Total	100%	100%	100%	100%

Source: Arkansas Sentencing Order Form

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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 2016 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 statewide was 66,787 with an average number of offenses per case per offender of 3.5. From this universe of cases and offenses per offender, the following cases were eliminated: 2,090 nolle prossed/dismissed/acquitted cases; 3,206 misdemeanor cases; 277 county jail sentences; 1,085 cases with no criminal history score; 63 cases with no case number and/or name; 95 cases with no offender sentence; and 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 the average sentence length statewide by offense. The "imposed average" is the average length of commitment to the Department of Correction or a Department of Community Correction 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 Table 7 would include only the 60 month ADC sentence. The average also includes all criminal history scores. The crimes included in Table B are the "common offenses" listed for each seriousness level in the Arkansas Sentencing Commission, Sentencing Standards Grid, Offense Seriousness Rankings and Related Material Report. The selected offenses are intended to represent the most common offenses for each seriousness level. Table C is not applicable (N/A) for both Logan and Newton counties as there were no cases matching the selected criteria.

ARKANSAS COUNTY

Total Number of Applicable Cases: 161

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	54%	100%	97%	
DURATIONAL UP	11%			
DURATIONAL DOWN	22%			
DISPOSITIONAL UP	8%			
DISPOSITIONAL DOWN			3%	
DISPOSITIONAL & DURATIONAL	5%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	120.0
Seriousness Level 7			
5-12-102	B	Robbery	104.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, Second Degree	42.0
5-39-201	B	Burglary - Residential	87.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	75.6
5-37-201	B	Forgery I	120.0
5-54-120	C	Failure to Appear	43.5
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Deliver (>4 oz. <25 lbs)	72.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	70.5
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	55.0
5-13-202	D	Battery II	37.5
Seriousness Level 3			
5-36-106(e)(3)(B)	C	Theft by Receiving (Credit/Debit Card)	60.0
5-13-204	D	Aggravated Assault	34.0
5-39-202	D	Breaking or Entering	28.8
5-37-201	C	Forgery II	33.0
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	25.7
5-73-103	D	Possession Firearm by Certain Persons	48.0

ASHLEY COUNTY

Total Number of Applicable Cases: 68

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	100%	
DURATIONAL UP	54%			
DURATIONAL DOWN	3%			
DISPOSITIONAL UP	27%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	14%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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
5-13-201	B	Battery I	120.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver ($\geq 10g < 200g$)	402.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, Second Degree	120.0
5-39-201	B	Burglary - Residential	122.7
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
5-37-201	B	Forgery I	24.0
Seriousness Level 4			
5-13-202	D	Battery II	180.0
Seriousness Level 3			
5-37-201	C	Forgery II	84.0
5-13-204	D	Aggravated Assault	144.0
5-39-202	D	Breaking or Entering	144.0
12-12-904	C	Sex Offender Failing to Register	72.0
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property $> \$1,000 = < \$5,000$	90.0
5-36-106(e)(3)(A)	D	Theft by Receiving $> \$1,000 = < \$5,000$	60.0
5-13-301	D	Terroristic Threatening I	48.0
5-73-103	D	Possession Firearm by Certain Persons	36.0

BAXTER COUNTY

Total Number of Applicable Cases:

342

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	100%	
DURATIONAL UP	51%			
DURATIONAL DOWN	5%			
DISPOSITIONAL UP	41%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	1%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-10-103	A	Murder II	300.0
5-14-103	Y	Rape	366.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	360.0
5-38-301	Y	Arson (More than \$100,000 Damage)	360.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	186.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	92.0
Seriousness Level 6			
5-11-102	B	Kidnapping	240.0
5-14-125	B	Sexual Assault, 2nd Degree	144.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	168.0
5-10-104	C	Manslaughter	120.0
5-39-201	B	Burglary - Residential	76.7
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	74.0
5-54-105	B	Hindering Apprehension or Prosecution	12.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	75.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	60.0
5-11-103	C	False Imprisonment I	36.0
5-13-202	D	Battery II	40.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Deliver (>4 oz. <25 lbs)	45.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	60.0
5-37-201	C	Forgery II	75.4
5-39-202	D	Breaking or Entering	51.7

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	46.6
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	72.0
5-73-103	D	Possession Firearm by Certain Persons	53.3
27-53-101	D	Failure to Stop After Accident With Injury or Death	72.0
5-13-301	D	Terroristic Threatening I	54.0

BENTON COUNTY

Total Number of Applicable Cases: 1,192

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	22%	95%	>99%	
DURATIONAL UP	55%	1%		
DURATIONAL DOWN	6%			
DISPOSITIONAL UP	12%			
DISPOSITIONAL DOWN		4%	<1%	
DISPOSITIONAL & DURATIONAL	5%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	365.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	120.0
5-13-201	B	Battery I	78.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	144.0
Seriousness Level 7			
5-12-102	B	Robbery	174.0
5-14-124	A	Sexual Assault, 1st Degree	236.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	138.0
5-74-107	B	Discharge of a Firearm From Car (Second Degree)	60.0
Seriousness Level 6			
5-27-303	B	Engaging Child in Sex Explicit (Subsequent Offense)	108.0
5-14-125	B	Sexual Assault, 2nd Degree	130.9
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	64.0
5-39-201	B	Burglary - Residential	58.0
5-10-104	C	Manslaughter	66.0
Seriousness Level 5			
5-38-301	B	Arson	120.0
5-37-201	B	Forgery I	104.0
5-39-201	C	Burglary - Commercial	66.0
5-54-120(b)	C	Failure to Appear	83.7
Seriousness Level 4			
5-13-202	D	Battery II	69.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	100.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	78.0
5-11-103	C	False Imprisonment I	90.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 3			
12-12-904	C	Sex Offender Failing to Register	89.5
5-13-204	D	Aggravated Assault	55.0
5-37-201	C	Forgery II	64.3
5-36-106(e)(3)(B)	C	Theft by Receiving (Credit/Debit Card)	120.0
5-26-401	D	Non-Support	48.0
5-38-203	C	Criminal Mischief I	72.0
5-39-202	D	Breaking or Entering	56.6
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	62.4
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	80.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	72.0
5-73-103	D	Possession Firearm by Certain Persons	60.0

BOONE COUNTY

Total Number of Applicable Cases: 190

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	6%	100%	99%	
DURATIONAL UP	34%			
DURATIONAL DOWN	11%			
DISPOSITIONAL UP	47%			
DISPOSITIONAL DOWN			1%	
DISPOSITIONAL & DURATIONAL	2%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-13-201	Y	Battery I, Victim 4 Years of Age or Younger or LEO	84.0
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
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 ($\Rightarrow 10g < 200g$)	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	106.5
5-10-104	C	Manslaughter	120.0
5-36-103(b)(1)(A)	B	Theft of Property \Rightarrow \$25,000	84.0
5-39-201	B	Burglary - Residential	79.5
Seriousness Level 5			
5-54-120(b)	C	Failure to Appear	120.0
5-39-201	C	Burglary - Commercial	87.0
Seriousness Level 4			
5-36-106(e)(2)	C	Theft by Receiving $>$ \$5,000 $<$ \$25,000	120.0
5-13-202	D	Battery II	48.0
5-36-103(b)(2)(A)	C	Theft of Property $>$ \$5,000 $<$ \$25,000	92.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	48.0
5-37-201	C	Forgery II	54.0
5-39-202	D	Breaking or Entering	45.6
12-12-904	C	Sex Offender Failing to Register	42.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	45.0
5-36-103(b)(3)(A)	D	Theft of Property $>$ \$1,000 $=<$ \$5,000	48.0
5-36-106(e)(3)(A)	D	Theft by Receiving $>$ \$1,000 $=<$ \$5,000	62.4
5-13-301(a)	D	Terroristic Threatening I	56.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	48.0

BRADLEY COUNTY

Total Number of Applicable Cases: 27

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			100%	
DURATIONAL UP	46%			
DURATIONAL DOWN	46%			
DISPOSITIONAL UP				
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	8%			

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 4			
5-13-202	D	Battery II	60.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	48.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	24.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	36.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	60.0

CALHOUN COUNTY

Total Number of Applicable Cases: 8

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			100%	
DURATIONAL UP	86%			
DURATIONAL DOWN				
DISPOSITIONAL UP				
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	14%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	180.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	160.0
5-14-125	B	Sexual Assault, 2nd Degree	144.0
Seriousness Level 4			
5-13-202	D	Battery II	60.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	36.0

CARROLL COUNTY

Total Number of Applicable Cases: 132

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	
DURATIONAL UP	42%			
DURATIONAL DOWN	8%			
DISPOSITIONAL UP	37%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	13%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-64-405	Y	Continuing Criminal Enterprise	204.0
5-14-103	Y	Rape	180.0
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	96.0
5-12-103	Y	Aggravated Robbery	60.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	72.0
5-12-102	B	Robbery	120.0
5-14-124	A	Sexual Assault, 1st Degree	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	120.0
5-14-125	B	Sexual Assault, 2nd Degree	180.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	48.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
Seriousness Level 3			
5-37-201	C	Forgery II	60.0
5-39-202	D	Breaking or Entering	48.0
12-12-904	C	Sex Offender Failing to Register	42.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	72.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	72.0
5-55-501 (b) &(c)	D	Lottery Fraud	72.0

CHICOT COUNTY

Total Number of Applicable Cases: 23

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		67%	100%	
DURATIONAL UP	50%			
DURATIONAL DOWN	25%			
DISPOSITIONAL UP				
DISPOSITIONAL DOWN		33%		
DISPOSITIONAL & DURATIONAL	25%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	84.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	24.0
Seriousness Level 4			
5-13-202	D	Battery II	36.0
Seriousness Level 3			
5-37-201	C	Forgery II	72.0
5-39-202	D	Breaking or Entering	24.0
Seriousness Level 2			
27-53-101	D	Possession Firearm by Certain Persons	90.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	84.0

CLARK COUNTY

Total Number of Applicable Cases: 85

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	96%	
DURATIONAL UP	60%			
DURATIONAL DOWN	13%			
DISPOSITIONAL UP	12%			
DISPOSITIONAL DOWN			4%	
DISPOSITIONAL & DURATIONAL	13%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	564.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	564.0
Seriousness Level 7			
5-12-102	B	Robbery	210.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	196.4
5-10-104	C	Manslaughter	120.0
5-14-125	B	Sexual Assault, 2nd Degree	196.8
Seriousness Level 5			
5-64-436(b)(4)	B	Possession of Controlled Substance Schedule IV with Purpose to Deliver (=>25 lbs <100 lbs)	56.0
5-37-201	B	Forgery I	48.0
5-39-201	C	Burglary - Commercial	36.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	120.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	84.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	120.0
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	60.0
5-39-202	D	Breaking or Entering	57.6
5-37-201	C	Forgery II	36.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	48.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	56.7
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	84.0
27-53-101	D	Possession Firearm by Certain Persons	66.0
5-54-122	D	Filing False Report of Crime	24.0

CLAY COUNTY

Total Number of Applicable Cases: 129

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	44%	100%	98%	
DURATIONAL UP	44%			
DURATIONAL DOWN	12%			
DISPOSITIONAL UP				
DISPOSITIONAL DOWN			2%	
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	210.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	48.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	66.0
Seriousness Level 5			
5-54-120(b)	C	Failure to Appear	48.0
Seriousness Level 4			
5-13-202	D	Battery II	21.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	36.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	42.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	102.0

CLEBURNE COUNTY

Total Number of Applicable Cases: 123

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	99%	
DURATIONAL UP	71%			
DURATIONAL DOWN	11%			
DISPOSITIONAL UP	18%			
DISPOSITIONAL DOWN			1%	
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	216.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	159.4
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	120.0
Seriousness Level 4			
5-13-202	D	Battery II	60.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	105.0
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	72.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	72.0
27-53-101	D	Possession Firearm by Certain Persons	72.0

CLEVELAND COUNTY

Total Number of Applicable Cases: 29

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	6%	100%	100%	
DURATIONAL UP	53%			
DURATIONAL DOWN	6%			
DISPOSITIONAL UP	35%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-11-102	Y	Kidnapping	360.0
Seriousness Level 6			
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	84.0
5-39-201	B	Burglary - Residential	240.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	180.0
Seriousness Level 3			
5-37-201	C	Forgery II	36.0
5-39-202	D	Breaking or Entering	72.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	36.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	60.0

COLUMBIA COUNTY

Total Number of Applicable Cases: 58

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	33%		100%	100%
DURATIONAL UP	33%			
DURATIONAL DOWN	9%			
DISPOSITIONAL UP	25%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	72.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	60.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	60.0

CONWAY COUNTY

Total Number of Applicable Cases: 312

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	39%	100%	99%	
DURATIONAL UP	38%			
DURATIONAL DOWN	6%			
DISPOSITIONAL UP	14%			
DISPOSITIONAL DOWN			1%	
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	180.0
Seriousness Level 7			
5-64-402	B	Failure to Keep Records-Drug Free Zone	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	76.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	120.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	72.0
5-54-120(b)	C	Failure to Appear	24.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
5-64-438(b)(3)	C	Delivery of Schedule VI Controlled Substance => 4oz <25 lbs	60.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	24.0
Seriousness Level 3			
5-37-201	C	Forgery II	62.2
5-39-202	D	Breaking or Entering	53.1
12-12-904	C	Sex Offender Failing to Register	56.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	60.0
5-73-103	D	Possession Firearm by Certain Persons	46.3
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	51.0

CRAIGHEAD COUNTY

Total Number of Applicable Cases: 763

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	29%	98%	98%	
DURATIONAL UP	25%			
DURATIONAL DOWN	18%			
DISPOSITIONAL UP	11%			
DISPOSITIONAL DOWN		2%	2%	
DISPOSITIONAL & DURATIONAL	17%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	132.0
5-13-201	B	Battery I	300.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	162.0
5-64-440(b)(1)	Y	Trafficking Methamphetamine	120.0
Seriousness Level 7			
5-12-102	B	Robbery	60.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	94.5
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	160.0
5-39-201	B	Burglary - Residential	102.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	38.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	40.8
5-54-120(b)	C	Failure to Appear	56.4
5-37-201	B	Forgery I	30.0
Seriousness Level 4			
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	36.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	100.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	33.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
5-37-201	C	Forgery II	40.8
5-39-202	D	Breaking or Entering	35.0
12-12-904	C	Sex Offender Failing to Register	96.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	36.0
5-73-103	D	Possession Firearm by Certain Persons	46.5
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	38.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	36.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	24.0

CRAWFORD COUNTY

Total Number of Applicable Cases: 508

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	25%	97%	98%	
DURATIONAL UP	34%			
DURATIONAL DOWN	10%			
DISPOSITIONAL UP	19%			
DISPOSITIONAL DOWN		3%	2%	
DISPOSITIONAL & DURATIONAL	12%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	222.9
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	240.0
5-12-103	Y	Aggravated Robbery	160.0
5-13-201	B	Battery I	48.0
Seriousness Level 7			
5-12-102	B	Robbery	240.0
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)	132.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	168.0
5-39-201	B	Burglary - Residential	105.6
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	168.0
Seriousness Level 5			
5-26-202	C	Incest	96.0
5-37-201	B	Forgery I	72.0
5-39-201	C	Burglary - Commercial	58.7
5-54-120(b)	C	Failure to Appear	38.1
5-64-436(b)(4)	B	Possession of Controlled Substance Schedule IV with Purpose to Deliver (=>25 lbs <100 lbs)	24.0
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)	84.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	84.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	120.0
Seriousness Level 3			
5-37-201	C	Forgery II	42.0
5-39-202	D	Breaking or Entering	48.0
12-12-904	C	Sex Offender Failing to Register	45.0
5-26-401	D	Non-Support	24.0
5-13-204	D	Aggravated Assault	24.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	60.0
5-73-103	D	Possession Firearm by Certain Persons	24.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	46.8
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	24.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	24.0

CRITTENDEN COUNTY

Total Number of Applicable Cases: 375

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	23%	86%	97%	100%
DURATIONAL UP	35%			
DURATIONAL DOWN	23%			
DISPOSITIONAL UP	5%			
DISPOSITIONAL DOWN		14%	3%	
DISPOSITIONAL & DURATIONAL	14%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	360.0
Seriousness Level 9			
5-14-103	Y	Rape	180.0
5-10-103	A	Murder II	144.0
5-13-201	Y	Battery I, Victim 4 Years of Age or Younger	48.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	114.0
5-13-201	B	Battery I	300.0
Seriousness Level 7			
5-12-102	B	Robbery	90.0
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	72.0
5-39-201	B	Burglary - Residential	180.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	112.0
Seriousness Level 4			
5-13-202	D	Battery II	60.0
Seriousness Level 3			
5-37-201	C	Forgery II	60.0
5-39-202	D	Breaking or Entering	24.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	30.0

CROSS COUNTY

Total Number of Applicable Cases: 8

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	12%			
DURATIONAL UP	25%			
DURATIONAL DOWN	38%			
DISPOSITIONAL UP	25%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-10-103	A	Murder II	240.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	72.0
Seriousness Level 3			
5-37-201	C	Forgery II	60.0

DALLAS COUNTY

Total Number of Applicable Cases: 74

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	98%	
DURATIONAL UP	33%			
DURATIONAL DOWN	7%			
DISPOSITIONAL UP	57%			
DISPOSITIONAL DOWN			2%	
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	180.0
5-14-124	A	Sexual Assault, 1st Degree	240.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	144.0
5-10-104	C	Manslaughter	72.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	91.2
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	120.0
5-13-202	D	Battery II	36.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	48.0
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	60.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	48.0
5-73-103	D	Possession Firearm by Certain Persons	48.0

DESHA COUNTY

Total Number of Applicable Cases: 61

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		75%	97%	
DURATIONAL UP	68%			
DURATIONAL DOWN	4%			
DISPOSITIONAL UP	24%	25%		
DISPOSITIONAL DOWN			3%	
DISPOSITIONAL & DURATIONAL	4%			

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 6			
5-39-201	B	Burglary - Residential	117.6
5-14-125	B	Sexual Assault, 2nd Degree	72.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	208.8
Seriousness Level 4			
5-13-202	D	Battery II	78.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	72.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	126.0
5-37-201	C	Forgery II	120.0
5-39-202	D	Breaking or Entering	72.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	180.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	54.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	144.0

DREW COUNTY

Total Number of Applicable Cases: 105

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	100%	100%	
DURATIONAL UP	53%			
DURATIONAL DOWN	9%			
DISPOSITIONAL UP	30%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	4%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-74-107	Y	Discharge of a Firearm From Car (First Degree)	180.0
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
Seriousness Level 7			
5-13-210	Y	Intro C/S into Body (Schedule I-II)	120.0
5-74-107	B	Discharge of a Firearm From Car (Second Degree)	60.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	52.0
Seriousness Level 5			
5-54-120(b)	C	Failure to Appear	120.0
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>=4 oz. <25 lbs)	72.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	69.6
5-13-202	D	Battery II	24.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	120.0
5-37-201	C	Forgery II	108.0
5-39-202	D	Breaking or Entering	54.0
12-12-904	C	Sex Offender Failing to Register	60.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	31.0
5-73-103	D	Possession Firearm by Certain Persons	38.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	96.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	72.0

FAULKNER COUNTY

Total Number of Applicable Cases: 811

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	8%	90%	>99%	
DURATIONAL UP	38%			
DURATIONAL DOWN	7%			
DISPOSITIONAL UP	44%	10%		
DISPOSITIONAL DOWN			<1%	
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	440.0
Seriousness Level 9			
5-14-103	Y	Rape	285.0
5-10-101	A	Capital Murder - Conspiracy/Solicitation	360.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	330.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	148.8
5-13-201	B	Battery I	138.0
5-26-303	B	Domestic Battery I	120.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	162.0
5-64-402	B	Failure to keep Records - Drug Free Zone	118.8
5-12-102	B	Robbery	118.5
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	120.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	120.0
5-11-102	B	Kidnapping	108.0
5-39-201	B	Burglary - Residential	83.7
Seriousness Level 5			
5-37-201	B	Forgery I	51.0
5-39-201	C	Burglary - Commercial	87.6
5-54-105	B	Hindering Apprehension or Prosecution	72.0
5-54-120(b)	C	Failure to Appear	52.0
Seriousness Level 4			
5-13-202	D	Battery II	42.6
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	148.0
5-11-103	C	False Imprisonment II	120.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	61.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	39.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 3			
5-13-204	D	Aggravated Assault	60.0
5-37-201	C	Forgery II	94.4
5-39-202	D	Breaking or Entering	52.3
12-12-904	C	Sex Offender Failing to Register	62.7
5-38-203	C	Criminal Mischief I	36.0
5-37-207	C	Fraudulent Use of a Credit Card	24.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	64.0
5-73-103	D	Possession Firearm by Certain Persons	73.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	60.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	46.7
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	58.7

FRANKLIN COUNTY

Total Number of Applicable Cases: 151

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	8%	100%	100%	
DURATIONAL UP	34%			
DURATIONAL DOWN	32%			
DISPOSITIONAL UP	23%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 8			
5-13-201	B	Battery I	96.0
Seriousness Level 7			
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	96.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	180.0
5-39-201	B	Burglary - Residential	78.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	36.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	36.0
5-54-120(b)	C	Failure to Appear	22.7
Seriousness Level 4			
5-13-202	D	Battery II	54.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	48.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
5-36-106 (e)(3)(B)	C	Theft by Receiving (Credit/Debit Card)	60.0
5-37-201	C	Forgery II	24.0
5-39-202	D	Breaking or Entering	46.0
12-12-904	C	Sex Offender Failing to Register	54.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	156.0
5-73-103	D	Possession Firearm by Certain Persons	42.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	66.0

FULTON COUNTY

Total Number of Applicable Cases: 58

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			96%	
DURATIONAL UP	69%			
DURATIONAL DOWN	8%			
DISPOSITIONAL UP	23%			
DISPOSITIONAL DOWN			4%	
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	180.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	120.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	96.0
Seriousness Level 4			
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	48.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	60.0
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	72.0
5-73-103	D	Possession Firearm by Certain Persons	60.0

GARLAND COUNTY

Total Number of Applicable Cases: 407

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	100%	99%	
DURATIONAL UP	49%			
DURATIONAL DOWN	18%			
DISPOSITIONAL UP	28%			
DISPOSITIONAL DOWN			1%	
DISPOSITIONAL & DURATIONAL	1%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	300.0
5-10-103	A	Murder II	300.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	192.0
5-13-201	B	Battery I	204.0
5-26-303	B	Domestic Battery I	240.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
Seriousness Level 7			
5-12-102	B	Robbery	110.4
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	96.0
Seriousness Level 6			
5-10-104	C	Manslaughter	132.0
5-14-125	B	Sexual Assault, 2nd Degree	182.4
5-39-201	B	Burglary - Residential	146.8
Seriousness Level 5			
5-37-201	B	Forgery I	84.0
5-39-201	C	Burglary - Commercial	86.4
5-54-120(b)	C	Failure to Appear	63.3
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	120.0
5-13-202	D	Battery II	65.1
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	114.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	104.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	71.0
5-37-201	C	Forgery II	100.7
5-39-202	D	Breaking or Entering	62.0
12-12-904	C	Sex Offender Failing to Register	62.4

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	42.0
5-73-103	D	Possession Firearm by Certain Persons	57.5
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	61.3
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	73.2
27-53-101	D	Failure to Stop After Accident With Injury or Death	72.0

GRANT COUNTY

Total Number of Applicable Cases: 116

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	9%	100%	100%	
DURATIONAL UP	64%			
DURATIONAL DOWN	9%			
DISPOSITIONAL UP	17%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	1%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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			
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	300.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	192.0
5-14-124	A	Sexual Assault, 1st Degree	72.0
5-12-102	B	Robbery	78.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	180.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
Seriousness Level 4			
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	72.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	72.0
5-73-103	D	Possession Firearm by Certain Persons	66.0

GREENE COUNTY

Total Number of Applicable Cases: 431

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	20%	100%	>99%	
DURATIONAL UP	42%			
DURATIONAL DOWN	17%			
DISPOSITIONAL UP	20%			
DISPOSITIONAL DOWN			<1%	
DISPOSITIONAL & DURATIONAL	1%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	240.0
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	180.0
5-64-440(b)	Y	Trafficking a Controlled Substance, not Methamphetamine	120.0
Seriousness Level 7			
5-12-102	B	Robbery	84.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	148.0
5-39-201	B	Burglary - Residential	93.5
Seriousness Level 5			
5-54-105	B	Hindering Apprehension or Prosecution	60.0
5-37-201	B	Forgery I	48.0
5-39-201	C	Burglary - Commercial	32.3
5-54-120(b)	C	Failure to Appear	30.3
Seriousness Level 4			
5-13-202	D	Battery II	50.3
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	84.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
5-37-201	C	Forgery II	40.0
5-39-202	D	Breaking or Entering	33.6
12-12-904	C	Sex Offender Failing to Register	27.6
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	36.9
5-37-302(b)(4)(A)	C	Hot Check Law Value =>\$1,000<\$5,000	36.0
5-13-301(a)	D	Terroristic Threatening I	36.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	34.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	33.0
5-54-122	D	Filing False Report of Crime	24.0

HEMPSTEAD COUNTY

Total Number of Applicable Cases: 144

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	99%	
DURATIONAL UP	61%			
DURATIONAL DOWN	3%			
DISPOSITIONAL UP	17%			
DISPOSITIONAL DOWN			1%	
DISPOSITIONAL & DURATIONAL	19%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	300.0
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	420.0
5-26-303	B	Domestic Battery I	300.0
Seriousness Level 7			
5-12-102	B	Robbery	270.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	272.0
Seriousness Level 6			
5-11-102	B	Kidnapping	360.0
5-39-201	B	Burglary - Residential	157.6
5-14-125	B	Sexual Assault, 2nd Degree	60.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
5-54-120(b)	C	Failure to Appear	138.0
5-37-201	B	Forgery I	120.0
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Deliver (=>4 oz. <25 lbs)	360.0
5-13-202	D	Battery II	120.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	140.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	93.8
5-13-204	D	Aggravated Assault	40.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	24.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	80.6

HOT SPRING COUNTY

Total Number of Applicable Cases: 149

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	7%		99%	
DURATIONAL UP	56%			
DURATIONAL DOWN	7%			
DISPOSITIONAL UP	29%			
DISPOSITIONAL DOWN			1%	
DISPOSITIONAL & DURATIONAL	1%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	420.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	192.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	240.0
5-13-201	B	Battery I	84.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	228.0
5-12-102	B	Robbery	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	172.8
5-39-201	B	Burglary - Residential	84.0
5-10-104	C	Manslaughter	120.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	54.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	120.0
5-13-202	D	Battery II	50.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	44.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	72.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	54.0
12-12-904	C	Sex Offender Failing to Register	60.0
5-39-202	D	Breaking or Entering	63.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	72.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	56.6
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	51.6

HOWARD COUNTY

Total Number of Applicable Cases: 130

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	100%	
DURATIONAL UP	50%			
DURATIONAL DOWN	13%			
DISPOSITIONAL UP	30%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	5%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	144.0
Seriousness Level 7			
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	90.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	148.0
5-39-201	B	Burglary - Residential	60.0
Seriousness Level 5			
5-64-436(b)(4)	B	Possession of Controlled Substance Schedule IV with Purpose to Deliver (=>25 lbs <100 lbs)	192.0
5-37-201	B	Forgery I	60.0
5-39-201	C	Burglary - Commercial	56.0
Seriousness Level 4			
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			
5-37-201	C	Forgery II	78.0
5-39-202	D	Breaking or Entering	72.0
12-12-904	C	Sex Offender Failing to Register	72.0
5-13-204	D	Aggravated Assault	48.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	44.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	24.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	36.0

INDEPENDENCE COUNTY

Total Number of Applicable Cases: 170

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	98%	
DURATIONAL UP	63%			
DURATIONAL DOWN	15%			
DISPOSITIONAL UP	15%			
DISPOSITIONAL DOWN			2%	
DISPOSITIONAL & DURATIONAL	5%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	200.0
5-39-201	B	Burglary - Residential	57.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	60.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
5-54-120(b)	C	Failure to Appear	84.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	60.0
5-13-202	D	Battery II	36.0
5-11-103	C	False Imprisonment I	36.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	24.0
Seriousness Level 3			
12-12-904	C	Sex Offender Failing to Register	120.0
5-37-201	C	Forgery II	42.0
5-39-202	D	Breaking or Entering	44.6
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	56.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	66.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	54.0

IZARD COUNTY

Total Number of Applicable Cases: 62

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	
DURATIONAL UP	62%			
DURATIONAL DOWN	14%			
DISPOSITIONAL UP	24%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-64-402	B	Failure to keep Records - Drug Free Zone	60.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
5-37-201	B	Forgery I	120.0
Seriousness Level 4			
5-13-202	D	Battery II	92.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	72.0
12-12-904	C	Sex Offender Failing to Register	60.0
5-37-201	C	Forgery II	24.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	54.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	48.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	54.0
5-13-301(a)	D	Terroristic Threatening I	24.0

JACKSON COUNTY

Total Number of Applicable Cases: 163

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	6%	100%	100%	
DURATIONAL UP	58%			
DURATIONAL DOWN	13%			
DISPOSITIONAL UP	21%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	2%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	120.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
5-12-103	Y	Aggravated Robbery	120.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	92.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	74.4
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)	45.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	60.0
5-14-126	C	Sexual Assault, Third Degree	60.0
Seriousness Level 3			
12-12-904	C	Sex Offender Failing to Register	120.0
5-13-204	D	Aggravated Assault	60.0
5-37-201	C	Forgery II	69.0
5-39-202	D	Breaking or Entering	30.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	79.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	72.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	87.6
5-13-301(a)	D	Terroristic Threatening I	66.0

JEFFERSON COUNTY

Total Number of Applicable Cases: 362

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	12%	83%	98%	
DURATIONAL UP	52%			
DURATIONAL DOWN	21%			
DISPOSITIONAL UP	14%			
DISPOSITIONAL DOWN		17%	2%	
DISPOSITIONAL & DURATIONAL	1%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	249.0
5-10-103	A	Murder II	216.0
Seriousness Level 8			
5-11-102	Y	Kidnapping	198.0
5-12-103	Y	Aggravated Robbery	286.2
5-13-201	B	Battery I	145.0
5-64-440(b)	Y	Trafficking a Controlled Substance, not Methamphetamine	360.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	114.0
Seriousness Level 7			
5-12-102	B	Robbery	165.6
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	150.0
Seriousness Level 6			
5-11-102	B	Kidnapping	216.0
5-14-125	B	Sexual Assault, 2nd Degree	78.8
5-39-201	B	Burglary - Residential	126.6
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	120.0
5-10-104	C	Manslaughter	36.0
Seriousness Level 5			
5-37-201	B	Forgery I	96.0
5-39-201	C	Burglary - Commercial	92.0
Seriousness Level 4			
5-13-202	D	Battery II	82.3
5-54-110	C	Escape I	78.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	105.6
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	92.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	73.5
Seriousness Level 3			
5-13-204	D	Aggravated Assault	78.6
5-37-201	C	Forgery II	52.0
5-39-202	D	Breaking or Entering	56.2
12-12-904	C	Sex Offender Failing to Register	49.3

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	84.6
5-73-103	D	Possession Firearm by Certain Persons	57.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	65.2
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	130.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	60.0

JOHNSON COUNTY

Total Number of Applicable Cases: 195

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	9%	100%	97%	
DURATIONAL UP	39%			
DURATIONAL DOWN	20%			
DISPOSITIONAL UP	24%			
DISPOSITIONAL DOWN			3%	
DISPOSITIONAL & DURATIONAL	8%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-13-201	Y	Battery I, Victim 4 Years of Age or Younger or LEO	300.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	300.0
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)	60.0
5-14-124	A	Sexual Assault, 1st Degree	48.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	60.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	36.0
5-54-120(b)	C	Failure to Appear	23.2
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	72.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	36.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	34.8
12-12-904	C	Sex Offender Failing to Register	37.5
5-37-201	C	Forgery II	36.0
5-39-202	D	Breaking or Entering	49.7
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	38.7
5-13-301(a)	D	Terroristic Threatening I	36.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	42.0

LAFAYETTE COUNTY

Total Number of Applicable Cases: 18

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

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

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 6			
5-39-201	B	Burglary - Residential	108.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	48.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	72.0

LAWRENCE COUNTY

Total Number of Applicable Cases: 295

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	47%	100%	100%	
DURATIONAL UP	20%			
DURATIONAL DOWN	1%			
DISPOSITIONAL UP	29%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-26-303	B	Domestic Battery I	12.0
Seriousness Level 7			
5-12-102	B	Robbery	100.0
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	18.0
Seriousness Level 6			
5-11-102	B	Kidnapping	120.0
5-14-125	B	Sexual Assault, 2nd Degree	45.6
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	36.0
5-39-201	B	Burglary - Residential	32.4
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	18.5
Seriousness Level 4			
5-13-202	D	Battery II	36.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	51.0
Seriousness Level 3			
5-37-201	C	Forgery II	32.0
12-12-904	C	Sex Offender Failing to Register	24.0
5-39-202	D	Breaking or Entering	18.0
5-13-204	D	Aggravated Assault	18.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	14.4
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	24.0

LEE COUNTY

Total Number of Applicable Cases: 9

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO				
DURATIONAL UP	56%			
DURATIONAL DOWN	33%			
DISPOSITIONAL UP	11%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 6			
5-10-104	C	Manslaughter	120.0
Seriousness Level 5			
5-38-301	B	Arson (=>\$5,000 <\$15,000 Damage)	240.0
5-39-201	C	Burglary - Commercial	52.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	60.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	36.0

LINCOLN COUNTY

Total Number of Applicable Cases: 34

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	57%	100%	100%	
DURATIONAL UP	14%			
DURATIONAL DOWN	14%			
DISPOSITIONAL UP	15%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	42.0
Seriousness Level 4			
5-13-202	D	Battery II	24.9
Seriousness Level 3			
5-39-202	D	Breaking or Entering	36.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	60.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	60.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	38.0

LITTLE RIVER COUNTY

Total Number of Applicable Cases: 126

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	3%	100%	100%	
DURATIONAL UP	39%			
DURATIONAL DOWN	10%			
DISPOSITIONAL UP	47%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	1%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	96.0
Seriousness Level 6			
5-10-104	C	Manslaughter	96.0
5-14-125	B	Sexual Assault, 2nd Degree	84.0
5-39-201	B	Burglary - Residential	90.0
Seriousness Level 5			
5-54-120(b)	C	Failure to Appear	84.0
5-39-201	C	Burglary - Commercial	82.7
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	57.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	66.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	30.0
5-39-202	D	Breaking or Entering	72.0
12-12-904	C	Sex Offender Failing to Register	60.0
5-37-201	C	Forgery II	33.0
Seriousness Level 2			
27-53-101	D	Failure to Stop After Accident With Injury or Death	96.0
5-13-301(a)	D	Terroristic Threatening I	36.0
5-73-103	D	Possession Firearm by Certain Persons	24.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	32.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	18.0

LOGAN COUNTY*

Total Number of Applicable Cases: 1

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO				
DURATIONAL UP				
DURATIONAL DOWN				
DISPOSITIONAL UP	100%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

*TABLE B is N/A. All but three cases from Logan County were missing a criminal history score, so were not analyzed in this report.

LONOKE COUNTY

Total Number of Applicable Cases: 578

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	14%	94%	99%	
DURATIONAL UP	35%			
DURATIONAL DOWN	25%			
DISPOSITIONAL UP	16%			
DISPOSITIONAL DOWN		6%	1%	
DISPOSITIONAL & DURATIONAL	10%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	204.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	108.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	104.0
5-64-440(b)	Y	Trafficking a Controlled Substance, not Methamphetamine	96.0
Seriousness Level 7			
5-12-102	B	Robbery	240.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	61.7
5-64-402	B	Failure to keep Records - Drug Free Zone	72.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	183.0
5-39-201	B	Burglary - Residential	58.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	42.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	90.8
5-54-120(b)	C	Failure to Appear	32.0
5-37-201	B	Forgery I	24.0
Seriousness Level 4			
5-13-202	D	Battery II	134.4
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	36.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	50.4
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	48.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	344.0
5-37-207	C	Fraudulent Use of a Credit Card	72.0
5-39-202	D	Breaking or Entering	50.7
5-37-201	C	Forgery II	33.2
12-12-904	C	Sex Offender Failing to Register	27.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	36.0
5-73-103	D	Possession Firearm by Certain Persons	58.2
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=≤\$5,000	61.5
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=≤\$5,000	39.3

MADISON COUNTY

Total Number of Applicable Cases: 137

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	100%	
DURATIONAL UP	34%			
DURATIONAL DOWN	11%			
DISPOSITIONAL UP	48%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	5%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	144.0
5-26-303	B	Domestic Battery I	60.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	48.0
Seriousness Level 7			
5-12-102	B	Robbery	144.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	72.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	720.0
5-39-201	B	Burglary - Residential	48.0
Seriousness Level 5			
5-54-120(b)	C	Failure to Appear	51.4
5-39-201	C	Burglary - Commercial	42.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	24.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	48.0
Seriousness Level 3			
12-12-904	C	Sex Offender Failing to Register	48.0
5-13-204	D	Aggravated Assault	42.0
5-37-201	C	Forgery II	24.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	33.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	12.0
Seriousness Level 1			
5-37-203	D	Defrauding Secured Creditors	12.0

MARION COUNTY

Total Number of Applicable Cases: 68

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	5%		100%	
DURATIONAL UP	59%			
DURATIONAL DOWN	12%			
DISPOSITIONAL UP	24%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	120.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	180.0
Seriousness Level 7			
5-12-102	B	Robbery	240.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	180.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	120.0
5-13-202	D	Battery II	42.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	36.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	12.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	28.0
5-37-201	C	Forgery II	54.0
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	36.0

MILLER COUNTY

Total Number of Applicable Cases: 450

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	5%	100%	98%	
DURATIONAL UP	62%			
DURATIONAL DOWN	13%			
DISPOSITIONAL UP	15%			
DISPOSITIONAL DOWN			2%	
DISPOSITIONAL & DURATIONAL	5%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-10-101	Y	Capital Murder - Attempt	480.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	330.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	190.3
Seriousness Level 7			
5-13-210	Y	Intro C/S into Body (Schedule I-II)	300.0
5-12-102	B	Robbery	138.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	104.0
Seriousness Level 6			
5-11-102	B	Kidnapping	156.0
5-39-201	B	Burglary - Residential	81.0
5-14-125	B	Sexual Assault, 2nd Degree	168.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	140.0
Seriousness Level 5			
5-37-201	B	Forgery I	70.9
5-39-201	C	Burglary - Commercial	79.7
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)	78.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	68.6
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	69.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	70.3
5-39-202	D	Breaking or Entering	60.6
5-37-201	C	Forgery II	39.0
12-12-904	C	Sex Offender Failing to Register	60.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	81.3
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	45.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	72.0
5-54-122	D	Filing False Report of Crime	36.0

MISSISSIPPI COUNTY

Total Number of Applicable Cases: 241

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	22%	100%	97%	
DURATIONAL UP	28%			
DURATIONAL DOWN	16%			
DISPOSITIONAL UP	28%			
DISPOSITIONAL DOWN			3%	
DISPOSITIONAL & DURATIONAL	6%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-10-103	A	Murder II	360.0
5-14-103	Y	Rape	300.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	180.0
Seriousness Level 7			
5-12-102	B	Robbery	50.4
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	84.0
5-11-102	B	Kidnapping	24.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	60.0
Seriousness Level 4			
5-13-202	D	Battery II	30.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	36.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	44.0
12-12-904	C	Sex Offender Failing to Register	18.7
5-13-204	D	Aggravated Assault	29.7
5-37-201	C	Forgery II	18.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	36.0
5-54-111	D	Escape II	36.0
5-73-103	D	Possession Firearm by Certain Persons	27.3
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	39.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	18.0

MONROE COUNTY

Total Number of Applicable Cases: 103

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	26%	67%	97%	
DURATIONAL UP	10%			
DURATIONAL DOWN	46%			
DISPOSITIONAL UP	18%			
DISPOSITIONAL DOWN		33%	3%	
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	360.0
Seriousness Level 8			
5-13-201	B	Battery I	78.0
Seriousness Level 7			
5-12-102	B	Robbery	72.0
Seriousness Level 6			
5-64-419(b)(5)(E)	B	Possession of Controlled Substance-Schedule VI=>25lbs <100lbs	48.0
5-39-201	B	Burglary - Residential	42.0
Seriousness Level 4			
5-13-202	D	Battery II	15.0
Seriousness Level 3			
5-37-201	C	Forgery II	18.0
12-12-904	C	Sex Offender Failing to Register	12.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	15.0
5-73-103	D	Possession Firearm by Certain Persons	18.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	12.0

MONTGOMERY COUNTY

Total Number of Applicable Cases: 72

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	
DURATIONAL UP	52%			
DURATIONAL DOWN	22%			
DISPOSITIONAL UP	22%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	4%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	120.0
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	180.0
5-14-125	B	Sexual Assault, 2nd Degree	120.0
Seriousness Level 5			
5-54-120(b)	C	Failure to Appear	30.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	72.0
5-37-201	C	Forgery II	60.0
12-12-904	C	Sex Offender Failing to Register	60.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	69.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	36.0

NEVADA COUNTY

Total Number of Applicable Cases: 32

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%		
DURATIONAL UP	74%			
DURATIONAL DOWN	3%			
DISPOSITIONAL UP	19%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	4%			

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	420.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	84.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	208.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	216.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Deliver (=>4 oz. <25 lbs)	84.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	116.6
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	81.3

NEWTON COUNTY*

Total Number of Applicable Cases: 17

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			94%	
DURATIONAL UP				
DURATIONAL DOWN				
DISPOSITIONAL UP	100%			
DISPOSITIONAL DOWN			6%	
DISPOSITIONAL & DURATIONAL				

*TABLE B is N/A

OUACHITA COUNTY

Total Number of Applicable Cases: 187

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	86%	98%	
DURATIONAL UP	64%	14%		
DURATIONAL DOWN	15%			
DISPOSITIONAL UP	14%			
DISPOSITIONAL DOWN			2%	
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	300.0
Seriousness Level 9			
5-10-103	A	Murder II	360.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	180.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	156.0
Seriousness Level 7			
5-12-102	B	Robbery	240.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	176.0
Seriousness Level 6			
5-10-104	C	Manslaughter	120.0
5-39-201	B	Burglary - Residential	144.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	81.6
Seriousness Level 4			
5-13-202	D	Battery II	63.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	69.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
5-37-201	C	Forgery II	52.8
5-39-202	D	Breaking or Entering	48.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	55.2
5-73-103	D	Possession Firearm by Certain Persons	48.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	72.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	36.0

PERRY COUNTY

Total Number of Applicable Cases: 49

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

	ADC	CCC	PROB/SIS	Special Conditions
NO			100%	
DURATIONAL UP	47%			
DURATIONAL DOWN	12%			
DISPOSITIONAL UP	35%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	6%			

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	300.0
Seriousness Level 9			
5-14-103	Y	Rape	300.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	240.0
5-39-201	B	Burglary - Residential	96.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	96.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	66.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	51.0
5-39-202	D	Breaking or Entering	68.0
5-37-201	C	Forgery II	36.0
Seriousness Level 2			
27-53-101	D	Failure to Stop After Accident With Injury or Death	72.0
5-73-103	D	Possession Firearm by Certain Persons	24.0

PHILLIPS COUNTY

Total Number of Applicable Cases: 76

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	6%		97%	
DURATIONAL UP	63%			
DURATIONAL DOWN	25%			
DISPOSITIONAL UP				
DISPOSITIONAL DOWN			3%	
DISPOSITIONAL & DURATIONAL	6%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 9			
5-13-310	Y	Terroristic Act (Serious Physical Injury/Death)	120.0
Seriousness Level 8			
5-13-201	B	Battery I	72.0
Seriousness Level 7			
5-12-102	B	Robbery	124.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	168.0
5-39-201	B	Burglary - Residential	60.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	60.0
Seriousness Level 4			
5-13-202	D	Battery II	48.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	36.0

PIKE COUNTY

Total Number of Applicable Cases: 84

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	100%	
DURATIONAL UP	50%			
DURATIONAL DOWN	7%			
DISPOSITIONAL UP	36%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	5%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	204.0
Seriousness Level 7			
5-12-102	B	Robbery	96.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	96.0
5-39-201	B	Burglary - Residential	114.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	81.6
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>=4 oz. <25 lbs)	120.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	60.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	18.0
5-37-201	C	Forgery II	44.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	64.8
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	59.0
5-13-301(a)	D	Terroristic Threatening I	24.0

POINSETT COUNTY

Total Number of Applicable Cases: 303

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	15%	100%	100%	
DURATIONAL UP	29%			
DURATIONAL DOWN	12%			
DISPOSITIONAL UP	44%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	300.0
Seriousness Level 7			
5-12-102	B	Robbery	88.0
Seriousness Level 6			
5-64-423(a)(2)(A)	C	Manufacture of Methamphetamine	48.0
5-39-201	B	Burglary - Residential	42.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	24.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	39.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	24.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	36.0
5-39-202	D	Breaking or Entering	28.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	48.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	36.0
5-13-301(a)	D	Terroristic Threatening I	36.0

POLK COUNTY

Total Number of Applicable Cases: 125

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	98%	
DURATIONAL UP	54%			
DURATIONAL DOWN	4%			
DISPOSITIONAL UP	40%			
DISPOSITIONAL DOWN			2%	
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-13-201	Y	Battery I, Victim 4 Years of Age or Younger	480.0
5-14-103	Y	Rape	390.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	54.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	120.0
Seriousness Level 5			
5-37-201	B	Forgery I	60.0
5-54-120(b)	C	Failure to Appear	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)	72.0
Seriousness Level 3			
5-37-201	C	Forgery II	48.0
5-36-106(e)(3)(A)	C	Theft by Receiving (Credit/Debit Card)	30.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	57.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	36.0

POPE COUNTY

Total Number of Applicable Cases: 561

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	23%	97%	100%	
DURATIONAL UP	32%			
DURATIONAL DOWN	17%	3%		
DISPOSITIONAL UP	25%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	396.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	240.0
5-12-102	B	Robbery	82.5
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	72.0
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	36.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	89.7
5-39-201	B	Burglary - Residential	78.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	67.2
5-54-105	B	Hindering Apprehension or Prosecution	48.0
5-37-201	B	Forgery I	30.0
5-54-120(b)	C	Failure to Appear	23.5
Seriousness Level 4			
5-13-202	D	Battery II	30.8
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	60.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	34.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	84.0
5-37-201	C	Forgery II	39.6
5-39-202	D	Breaking or Entering	41.6
12-12-904	C	Sex Offender Failing to Register	45.4
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	45.0
5-37-302(b)(4)(A)	C	Hot Check Law Value =>\$1,000<\$5,000	36.0
5-13-301(a)	D	Terroristic Threatening I	28.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	47.1
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	33.0

PRAIRIE COUNTY

Total Number of Applicable Cases: 55

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	14%	100%	100%	
DURATIONAL UP	32%			
DURATIONAL DOWN	9%			
DISPOSITIONAL UP	45%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	240.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	150.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	150.0
5-14-125	B	Sexual Assault, 2nd Degree	120.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	156.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	66.0
5-37-201	C	Forgery II	36.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	32.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	48.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	24.0

PULASKI COUNTY

Total Number of Applicable Cases: 2,776

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	9%	98%	98%	
DURATIONAL UP	46%			
DURATIONAL DOWN	21%			
DISPOSITIONAL UP	18%	1%		
DISPOSITIONAL DOWN		1%	2%	
DISPOSITIONAL & DURATIONAL	6%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	331.0
Seriousness Level 9			
5-13-310	Y	Terroristic Act	480.0
5-10-103	A	Murder II	284.0
5-74-107	Y	Discharge of a Firearm From Car (First Degree)	252.0
5-14-103	Y	Rape	228.0
Seriousness Level 8			
5-38-301	Y	Arson (=> \$100,000 Damage)	480.0
5-64-440(b)	Y	Trafficking a Controlled Substance, not Methamphetamine	120.0
5-12-103	Y	Aggravated Robbery	238.3
5-64-440(b)(1)	Y	Trafficking Meth	132.0
5-13-201	B	Battery I	164.6
5-26-303	B	Domestic Battery I	113.3
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	143.3
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	270.0
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	180.0
5-12-102	B	Robbery	162.2
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	107.7
5-64-402	B	Failure to keep Records - Drug Free Zone	112.0
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	96.0
5-14-123	A	Knowingly Exposing Another to HIV	72.0
Seriousness Level 6			
5-10-104	C	Manslaughter	88.8
5-11-102	B	Kidnapping	324.0
5-14-125	B	Sexual Assault, 2nd Degree	173.3
5-39-201	B	Burglary - Residential	94.5
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	129.6

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 5			
5-38-301	B	Arson (=> \$5,000 < \$15,000 Damage)	84.0
5-37-201	B	Forgery I	81.4
5-39-201	C	Burglary - Commercial	64.7
5-54-120(b)	C	Failure to Appear	65.3
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	76.4
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	69.3
5-13-202	D	Battery II	60.7
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	59.9
5-11-103	C	False Imprisonment I	48.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	60.2
5-39-202	D	Breaking or Entering	59.3
5-37-201	C	Forgery II	55.7
12-12-904	C	Sex Offender Failing to Register	48.8
5-36-106(e)(3)(B)	C	Theft by Receiving (Credit/Debit Card)	24.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	63.9
27-53-101	D	Failure to Stop After Accident With Injury or Death	62.4
5-54-122	D	Filing False Report of Crime	52.0
5-73-103	D	Possession Firearm by Certain Persons	63.9
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	66.9
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	43.7
Seriousness Level 1			
27-53-103	D	Duty to Give Information or Render Aid	24.0

RANDOLPH COUNTY

Total Number of Applicable Cases: 101

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	30%	100%	97%	100%
DURATIONAL UP	36%			
DURATIONAL DOWN	6%			
DISPOSITIONAL UP	24%			
DISPOSITIONAL DOWN			3%	
DISPOSITIONAL & DURATIONAL	4%			

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-10-103	A	Murder II	360.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	90.0
Seriousness Level 6			
5-10-104	C	Manslaughter	72.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	36.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	60.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	60.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	60.0
5-39-202	D	Breaking or Entering	60.0
5-37-201	C	Forgery II	48.0

SALINE COUNTY

Total Number of Applicable Cases: 480

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	16%	89%	>99%	
DURATIONAL UP	47%	11%		
DURATIONAL DOWN	13%			
DISPOSITIONAL UP	21%			
DISPOSITIONAL DOWN			<1%	
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	420.0
Seriousness Level 9			
5-10-103	A	Murder II	288.0
5-14-103	Y	Rape	174.0
Seriousness Level 8			
5-64-440(b)	Y	Trafficking a Controlled Substance, not Methamphetamine	240.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	158.4
5-12-103	Y	Aggravated Robbery	123.6
5-13-201	B	Battery I	120.0
5-11-102	Y	Kidnapping	48.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	245.1
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	240.0
5-12-102	B	Robbery	134.4
5-13-210	Y	Intro C/S into Body (Schedule I-II)	120.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	51.0
5-64-402	B	Failure to keep Records - Drug Free Zone	42.0
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	36.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	146.0
5-39-201	B	Burglary - Residential	121.2
5-10-104	C	Manslaughter	72.0
5-11-102	B	Kidnapping	76.8
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	42.0
Seriousness Level 5			
5-54-105	B	Hindering Apprehension or Prosecution	144.0
5-39-201	C	Burglary - Commercial	83.5
5-64-436(b)(4)	B	Possession of Controlled Substance Schedule IV with Purpose to Deliver (=>25 lbs <100 lbs)	72.0
5-54-120(b)	C	Failure to Appear	67.0
5-37-201	B	Forgery I	48.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 4			
5-11-103	C	False Imprisonment I	157.5
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	141.0
5-37-302	C	Hot Check Law Value =>\$5,000<\$25,000	72.0
5-13-202	D	Battery II	61.1
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	66.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	72.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	70.0
5-37-201	C	Forgery II	50.6
5-37-207	C	Fraudulent Use of a Credit Card	36.0
5-39-202	D	Breaking or Entering	56.6
Seriousness Level 2			
5-54-111	D	Escape II	60.0
5-73-103	D	Possession Firearm by Certain Persons	52.7
5-54-122	D	Filing False Report of Crime	52.0
5-13-301(a)	D	Terroristic Threatening I	51.5
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	44.8
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	46.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	36.0

SCOTT COUNTY

Total Number of Applicable Cases: 74

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		91%	100%	
DURATIONAL UP	50%			
DURATIONAL DOWN	5%	9%		
DISPOSITIONAL UP	35%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	10%			

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 7			
5-38-301	A	Arson (=>\$15,00 <\$100,000 Damage)	240.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	144.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	140.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	120.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	52.8
5-37-201	C	Forgery II	48.0
Seriousness Level 2			
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	120.0

SEARCY COUNTY

Total Number of Applicable Cases: 22

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	17%	100%	100%	
DURATIONAL UP	16%			
DURATIONAL DOWN				
DISPOSITIONAL UP	50%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	17%			

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	360.0
Seriousness Level 8			
5-13-201	B	Battery I	72.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	168.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	120.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	36.0
5-13-301(a)	D	Terroristic Threatening I	36.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	36.0

SEBASTIAN COUNTY

Total Number of Applicable Cases: 1,563

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	8%	100%	>99%	
DURATIONAL UP	47%			
DURATIONAL DOWN	18%			
DISPOSITIONAL UP	17%			
DISPOSITIONAL DOWN			<1%	
DISPOSITIONAL & DURATIONAL	10%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 9			
5-10-103	A	Murder II	336.0
5-14-103	Y	Rape	220.0
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	226.0
5-26-303	B	Domestic Battery I	163.6
5-13-201	B	Battery I	75.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	260.0
5-64-402	B	Failure to keep Records - Drug Free Zone	168.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	161.0
5-12-102	B	Robbery	104.2
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	72.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	112.0
5-39-201	B	Burglary - Residential	69.1
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	54.0
Seriousness Level 5			
5-37-201	B	Forgery I	108.0
5-54-105	B	Hindering Apprehension or Prosecution	60.0
5-39-201	C	Burglary - Commercial	55.2
5-54-120(b)	C	Failure to Appear	68.3
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	106.4
5-11-103	C	False Imprisonment I	75.0
5-53-102	C	Perjury	48.0
5-13-202	D	Battery II	37.4
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	33.6
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	49.3

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 3			
12-12-904	C	Sex Offender Failing to Register	54.0
5-39-202	D	Breaking or Entering	50.7
5-13-204	D	Aggravated Assault	34.8
5-37-201	C	Forgery II	49.1
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	71.5
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	53.5
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	53.3
5-13-301(a)	D	Terroristic Threatening I	36.7
27-53-101	D	Failure to Stop After Accident With Injury or Death	24.0

SEVIER COUNTY

Total Number of Applicable Cases: 82

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	3%	100%	100%	
DURATIONAL UP	44%			
DURATIONAL DOWN	8%			
DISPOSITIONAL UP	38%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	7%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

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	180.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	120.0
5-11-102	Y	Kidnapping	120.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	116.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver ($\Rightarrow 10g < 200g$)	168.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	132.0
5-39-201	B	Burglary - Residential	60.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	105.0
Seriousness Level 4			
5-13-202	D	Battery II	44.0
5-36-106(e)(2)	C	Theft by Receiving $> \$5,000 < \$25,000$	48.0
Seriousness Level 3			
5-37-201	C	Forgery II	64.5
5-39-202	D	Breaking or Entering	62.0
12-12-904	C	Sex Offender Failing to Register	40.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	48.0
5-36-103(b)(3)(A)	D	Theft of Property $> \$1,000 = < \$5,000$	60.0
5-36-106(e)(3)(A)	D	Theft by Receiving $> \$1,000 = < \$5,000$	54.0
5-54-122	D	Filing False Report of Crime	48.0

SHARP COUNTY

Total Number of Applicable Cases: 69

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	44%	100%	100%	100%
DURATIONAL UP	16%			
DURATIONAL DOWN	17%			
DISPOSITIONAL UP	17%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL	6%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	96.0
Seriousness Level 6			
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	60.0
Seriousness Level 4			
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	60.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	54.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	36.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	42.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	36.0

ST. FRANCIS COUNTY

Total Number of Applicable Cases: 34

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	8%		87%	
DURATIONAL UP	58%			
DURATIONAL DOWN	22%			
DISPOSITIONAL UP	12%			
DISPOSITIONAL DOWN			13%	
DISPOSITIONAL & DURATIONAL				

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	240.0
5-13-201	B	Battery I	90.0
Seriousness Level 7			
5-12-102	B	Robbery	212.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	150.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	36.0
Seriousness Level 3			
5-36-106(e)(3)(B)	C	Theft by Receiving (Credit/Debit Card)	96.0
5-37-201	C	Forgery II	64.0
5-39-202	D	Breaking or Entering	60.0
5-13-204	D	Aggravated Assault	36.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	60.0

STONE COUNTY

Total Number of Applicable Cases: 79

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	8%	50%	100%	
DURATIONAL UP	67%			
DURATIONAL DOWN	4%			
DISPOSITIONAL UP	21%			
DISPOSITIONAL DOWN		50%		
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	120.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	120.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	96.0
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	120.0
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			
5-39-202	D	Breaking or Entering	60.0
5-13-204	D	Aggravated Assault	54.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	66.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	48.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	60.0

UNION COUNTY

Total Number of Applicable Cases: 236

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	6%	100%	99%	
DURATIONAL UP	49%			
DURATIONAL DOWN	6%			
DISPOSITIONAL UP	35%			
DISPOSITIONAL DOWN			1%	
DISPOSITIONAL & DURATIONAL	4%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	360.0
Seriousness Level 9			
5-10-103	A	Murder II	180.0
5-14-103	Y	Rape	180.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	120.0
5-13-201	B	Battery I	240.0
Seriousness Level 7			
5-12-102	B	Robbery	200.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	132.0
Seriousness Level 4			
5-13-202	D	Battery II	120.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	36.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
5-37-201	C	Forgery II	60.0
5-39-202	D	Breaking or Entering	64.0
Seriousness Level 2			
5-13-301(a)	D	Terroristic Threatening I	72.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	63.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	60.0

VAN BUREN COUNTY

Total Number of Applicable Cases: 31

TABLE A
 COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
 2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	7%		100%	
DURATIONAL UP	57%			
DURATIONAL DOWN	7%			
DISPOSITIONAL UP	29%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
 COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	240.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	240.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	120.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	60.0
Seriousness Level 4			
5-13-202	D	Battery II	70.3
Seriousness Level 3			
5-13-204	D	Aggravated Assault	48.0
5-39-202	D	Breaking or Entering	48.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	120.0

WASHINGTON COUNTY

Total Number of Applicable Cases: 1,441

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	11%	100%	>99%	100%
DURATIONAL UP	53%			
DURATIONAL DOWN	10%			
DISPOSITIONAL UP	23%			
DISPOSITIONAL DOWN			<1%	
DISPOSITIONAL & DURATIONAL	3%			

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	300.0
Seriousness Level 9			
5-14-103	Y	Rape	300.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	260.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
5-13-201	B	Battery I	126.0
Seriousness Level 7			
5-12-102	B	Robbery	246.0
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	144.0
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	170.2
5-39-201	B	Burglary - Residential	97.9
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	48.0
Seriousness Level 5			
5-37-201	B	Forgery I	24.0
5-39-201	C	Burglary - Commercial	65.3
5-54-120(b)	C	Failure to Appear	60.4
Seriousness Level 4			
5-11-103	C	False Imprisonment I	120.0
5-13-202	D	Battery II	41.5
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (=>4 oz. <25 lbs)	44.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	64.8
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	60.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
5-37-201	C	Forgery II	65.7
5-26-401	D	Non-Support	60.0
5-39-202	D	Breaking or Entering	47.4
12-12-904	C	Sex Offender Failing to Register	69.3
Seriousness Level 2			
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	45.0
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	60.0
27-53-101	D	Failure to Stop After Accident With Injury or Death	60.0
5-73-103	D	Possession Firearm by Certain Persons	57.0
5-13-301(a)	D	Terroristic Threatening I	46.3
5-54-122	D	Filing False Report of Crime	36.0

WHITE COUNTY

Total Number of Applicable Cases: 402

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	26%	100%	100%	
DURATIONAL UP	55%			
DURATIONAL DOWN	1%			
DISPOSITIONAL UP	18%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-10-103	A	Murder II	324.0
Seriousness Level 8			
5-13-201	B	Battery I	180.0
5-26-303	B	Domestic Battery I	144.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	188.0
5-12-102	B	Robbery	151.5
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (=>10g<200g)	90.9
5-64-402	B	Failure to keep Records - Drug Free Zone	34.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	51.0
5-39-201	B	Burglary - Residential	91.6
Seriousness Level 5			
5-54-105	B	Hindering Apprehension or Prosecution	120.0
5-37-201	B	Forgery I	78.0
5-39-201	C	Burglary - Commercial	59.3
5-26-202	C	Incest	36.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	65.4
5-36-106(e)(2)	C	Theft by Receiving >\$5,000<\$25,000	42.7
Seriousness Level 3			
5-13-204	D	Aggravated Assault	39.6
5-37-201	C	Forgery II	39.6
5-39-202	D	Breaking or Entering	47.3
12-12-904	C	Sex Offender Failing to Register	30.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	52.2
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	37.1
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	31.7
27-53-101	D	Failure to Stop After Accident With Injury or Death	34.0
5-13-301(a)	D	Terroristic Threatening I	24.0

WOODRUFF COUNTY

Total Number of Applicable Cases: 12

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			100%	
DURATIONAL UP	40%			
DURATIONAL DOWN				
DISPOSITIONAL UP	60%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	180.0
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	120.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
Seriousness Level 4			
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	104.0

YELL COUNTY

Total Number of Applicable Cases: 101

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDERS' ASSIGNED LOCATION
2016

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	
DURATIONAL UP	61%			
DURATIONAL DOWN	7%			
DISPOSITIONAL UP	32%			
DISPOSITIONAL DOWN				
DISPOSITIONAL & DURATIONAL				

TABLE B
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIME 2016

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	324.0
Seriousness Level 7			
5-38-301	A	Arson (=>\$15,000 <\$100,000 Damage)	180.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	120.0
5-36-103(b)(1)(A)	B	Theft of Property =>\$25,000	96.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	48.0
Seriousness Level 4			
5-54-110	C	Escape	108.0
5-36-103(b)(2)(A)	C	Theft of Property >\$5,000<\$25,000	96.0
5-13-202	D	Battery II	72.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	100.0
5-37-201	C	Forgery II	64.0
12-12-904	C	Sex Offender Failing to Register	48.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	54.0
5-36-103(b)(3)(A)	D	Theft of Property >\$1,000=<\$5,000	52.5
5-36-106(e)(3)(A)	D	Theft by Receiving >\$1,000=<\$5,000	60.0