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ABSTRACT

This report presents the most current information available relating to drugs and crime published by the Bureau of Justice Statistics (BJS) in 25 different reports. These topics are discussed: (1) drug use by criminal offenders at the time of offense, noting that a third of state prisoners, a quarter of convicted jail inmates, and two-fifths of youths in long-term, state-operated facilities admit that they were under the influence of an illegal drug at the time of their offense; (2) past drug use by criminal offenders, highlighting the fact that more than half the state prisoners who had ever used a major drug reported that they had not done so until after their first arrest; (3) drug law enforcement; (4) pretrial release of drug defendants; (5) prosecution and sentencing of drug law violators in state courts; (6) time served in prison by drug offenders, noting that typically, only part of the sentence handed down by the court is actually served in prison; (7) public opinion about drugs, noting that the percentage of Gallup Poll respondents describing drug abuse as the most important problem facing our country has grown steadily during the past several years; and (8) drug use in the general population. Data tables are included. Source notes are listed. (LLL)

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Abuse
Addiction
Overdose
Death

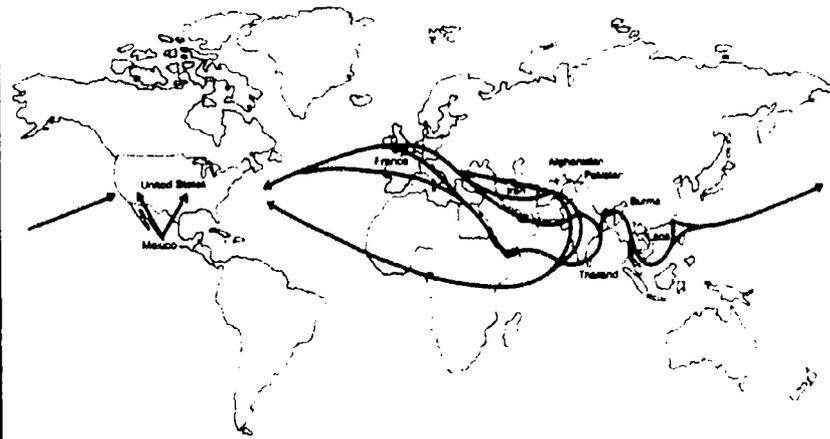
Crime
While on drugs
For drug money
Trafficking

Impact on justice system

Social disruption

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Major heroin smuggling routes into the United States



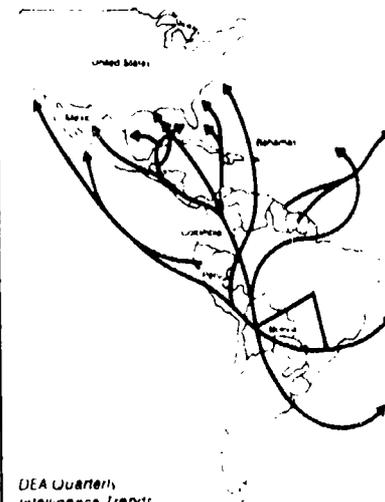
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Bureau of Justice Statistics**

**Steven D. Dillingham, Ph.D.
Director**

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Public-use tapes for BJS data sets and other criminal justice data are available from the National Archive of Criminal Justice Data, P.O. Box 1248, Ann Arbor, MI 48106 (1-800-999-0960 or 1-313-763-5010). Please specify the ICPSR number shown in the source notes, pages 23-24, when ordering.

The Assistant Attorney General, Office of Justice Programs, coordinates the activities of the following program offices and bureaus: Bureau of Justice Statistics, National Institute of Justice, Bureau of Justice Assistance, Office of Juvenile Justice and Delinquency Prevention, and Office for Victims of Crime.

NCJ-128662
August 1991

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Drug data produced by BJS

Many BJS programs produce data on drug law enforcement, drug offenders, and drugs and crime. For example —

- the BJS National Crime Survey (NCS) asks victims of personal crimes if they believed the offenders had been using drugs
- the BJS Law Enforcement Management and Administrative Statistics (LEMAS) program produces information on drug-related programs in State and local police agencies
- the BJS National Pretrial Reporting Program (NPRP) examines drug law violators' criminal histories and status at time of arrest, pretrial release/detention status, trial appearance, and disposition
- the BJS court processing studies compare sentences given to drug offenders with those given to other offenders
- BJS reports on State prisoners, jail inmates, and incarcerated youth include data on their histories of drug use and drug offenses
- the BJS Federal Justice Statistics Program collects and publishes detailed data on drug law violators in the Federal justice system
- the annual BJS *Sourcebook of Criminal Justice Statistics* presents data on drug use in the general population and on public opinion toward drugs and enforcement of drug laws.

Drugs and Crime Facts, 1990 presents the most current information available relating to drugs and crime published by the Bureau of Justice Statistics in 25 different reports. Among reports published in fiscal and calendar 1990 were the following:

- *Felony Case Processing in State Courts, 1986* (EJS Special Report, February 1990) provides nationally representative data on convictions, sentences, and case processing for selected offenses, including drug trafficking.
- *Profile of Felons Convicted in State Courts, 1986* (BJS Bulletin, January 1990) provides detailed characteristics about persons convicted of drug trafficking and other felony offenses in State courts in 1986, including demographic characteristics and sentencing information.
- *Felony Defendants in Large Urban Counties, 1988* (BJS Report, April 1990) presents data on arrests, convictions, and sentences of persons arrested for felony drug offenses as well as other felonies.
- *Federal Criminal Case Processing, 1980-87* (BJS Special Report, May 1990) presents detailed data on the processing of cases in the Federal criminal justice system for 1980-87, including information on prosecutions, dispositions, and sentencing. An addendum, published in November 1990, presents final data for 1988 and preliminary data for 1989.

- *Violent State Prisoners and Their Victims* (BJS Special Report, July 1990) provides detailed characteristics of persons victimized by violent offenders in State prisons, including information on drug usage by the victim and offender.

- *Felons Sentenced to Probation in State Courts, 1986* (BJS Report, September 1990) provides national data on probation sentences in State courts, including demographic characteristics of convicted drug traffickers sentenced to probation.

- *Felony Sentences in State Courts, 1988* (BJS Bulletin, December 1990) presents national data on State court handling of drug traffickers and other felony offenders.

During fiscal 1990, BJS published two documents prepared by the Drugs & Crime Data Center & Clearinghouse:

- *State Drug Resources: A National Directory* (May 1990) is a comprehensive guide to State and Federal agencies that address drug abuse concerns.

- *Federal Drug Data for National Policy* (May 1990) gives an extensive listing of data sources produced at the Federal level that provide information pertaining to illegal drugs.

- *Drugs and Crime Facts, 1989* (January 1990) presented existing BJS data on the subject from diverse BJS reports.

Access to current drug data

in fiscal 1988, with funding from the Bureau of Justice Assistance (BJA), BJS established the Drugs & Crime Data Center & Clearinghouse to provide policymakers, criminal justice practitioners, researchers, and the general public with ready access to understandable information on drug law violations and drug-related law enforcement. The clearinghouse collects, collates, and reports on data from Federal, State, and local government agencies as well as the private sector.

The Drugs & Crime Data Center & Clearinghouse responds to policymakers' urgent need for the most current data on —

- illegal drugs
- drug law violations
- drug-related crime
- drug-using offenders in the criminal justice system
- drug treatment for offenders
- the impact of drugs on criminal justice administration.

The toll-free line for the Drugs & Crime Center & Clearinghouse is 800-666-3332. The data center is at the Research Triangle Institute (RTI) in Research Triangle Park, N.C. The clearinghouse is at Aspen Systems Corporation in Rockville, Md.

Drug use by criminal offenders at the time of offense

Victims reported that they believed their assailants were under the influence of drugs or alcohol in about 36% of the incidents of the violent crimes of rape, robbery, and assault, taken together (table 1). In 43% of violent incidents, the victim did not know whether the offender was under the influence.

Data from BJS surveys show that a third of State prisoners, a quarter of convicted jail inmates, and two-fifths of youths in long-term, State-operated facilities admit that they were under the influence of an illegal drug at the time of their offense.

Between 1974 and 1986 the proportion of State prisoners —

- under the influence of an illegal drug at the time of the offense for which they were incarcerated grew from 25% to 35%
- under the influence of cocaine at the time of the offense grew from 1% to almost 11%
- under the influence of heroin fell from 16% to 7%.

Most State prison inmates (54%) in 1986 reported that they were under the influence of drugs or alcohol or both at the time they committed the offense for which they were currently sentenced: 17% were under the influence of drugs only, and 18% were under the influence of drugs and alcohol. More than half (52%) of the State prisoners said they had taken illegal drugs during the month before committing the crime, and 43% said they had

Table 1. Violent offenders under the influence of drugs or alcohol, as perceived by victims

Type of crime	Percent of violent crime incidents where victim perceived the offender to be:							
	Total	Not under the influence	Under the influence				Not sure which substance	Not known if under the influence
			Total	Alcohol only	Drugs only	Both		
Crimes of violence	100%	20%	36%	22%	6%	6%	2%	43%
Rape	100	15	46	23	13*	5*	5*	39
Robbery	100	12	27	10	10	5	1*	61
Aggravated assault	100	16	42	25	7	7	2	42
Simple assault	100	26	36	25	4	6	2	38

Note: Percents may not total 100% because of rounding. For incidents with more than one offender, data show incidents in which at least

one offender was under the influence. *Estimate is based on 10 or fewer sample cases; see source.

BJS reports on ...

used drugs on a daily basis in that month.

Nearly two-thirds (64%) of State prison inmates serving time for a violent offense in 1986 reported that either they or their victims were under the influence of drugs or alcohol at the time of the offense. Fifty-four percent of inmates reported using drugs or alcohol at the time of the offense, while nearly 30% of the victims were perceived to be using drugs or alcohol.

Among violent offenders in State prisons —

- 26% of offenders using drugs victimized someone also using drugs
- 40% of offenders who were drinking victimized someone drinking
- 17% of offenders who were drinking and using drugs victimized someone drinking and using drugs.

Table 2. Characteristics of violent offenders under the influence of drugs or alcohol, as reported by victims

Offender characteristics ^a	Percent of violent crime incidents where victim perceived the offender to be:							
	Total	Not under the influence	Under the influence				Not known if under the influence	
			Total	Alcohol only	Drugs only	Not sure which Both substance		
Sex								
Male	100%	19%	38%	23%	6%	6%	2%	43%
Female	100	34	27	17	6	3	1 ^b	39
Both sexes	100	17	47	23	13	11	— ^b	37
Race								
White	100%	23%	42%	28%	5%	7%	2%	35%
Black	100	18	27	12	9	4	2	55
Other	100	18	39	20	8 ^b	6 ^b	4 ^b	43
Age								
20 or younger	100%	29%	23%	14%	5%	3%	1% ^b	48%
21 or older	100	18	45	28	8	8	2	37
Mixed ages	100	11	44	27	4 ^b	12	2 ^b	44
Relationship to victim								
Nonstranger	100%	31%	40%	24%	6%	8%	1%	28%
Stranger	100	13	35	22	7	5	2	52

Note: Percents may not total 100% because of rounding. For incidents with more than one offender, data show incidents in which at least one offender was under the influence. Crimes committed by mixed racial groups are not

presented.

— Less than 0.5%.

^aDescribes single and multiple offenders.

^bEstimate is based on 10 or fewer sample cases; see source.

BJS reports on . . .

Drug use was highest among violent offenders who victimized strangers. Manslaughter was the crime which most involved drug or alcohol use by the offender, the victim, or both (76%). Sexual assault other than rape least involved drug or alcohol use (50%).

Among State prisoners —

- drug offenders and burglars were the most likely to have been under the influence of drugs at the time of their offense
- 19% had used a major drug (heroin, cocaine, PCP, or LSD) daily in the month before the offense for which they were imprisoned, and 70% of these (13% of all inmates) were convicted of a crime for gain (including robbery, burglary, drug trafficking, and larceny)
- half of those sentenced for robbery, burglary, larceny, or a drug offense were daily drug users, and about 40% were under the influence of an illegal drug when they committed the crime — a higher proportion than for inmates convicted of other crimes
- male inmates were somewhat more likely than female inmates to use drugs; however, the women in prison were somewhat more likely than the men to have used a major drug like heroin, cocaine, PCP, LSD, or methadone.

Nearly 40% of the youth incarcerated in long-term, State-operated facilities said they were under the influence of drugs at the time of their offense.

The 1989 BJS *Sourcebook of Criminal Justice Statistics* presented 1988 data from the National Institute of Justice (NIJ) Drug Use Forecasting (DUF) program for 20 U.S. cities. Of males tested, those testing positive for any drug ranged from a low of 54% in Indianapolis, Ind., and Kansas City, Mo., to a high of 83% in New York, N.Y. Of 26- to 30-year-old male arrestees in New York City who were tested, 93% tested positive for any drug; 86% tested positive for cocaine.

Among the 14 cities reporting data on female arrestees, a low of 44% of tested females had a positive test for any drug in St. Louis, Mo., to a high of 81% in Detroit, Mich

Sources: *The redesigned National Crime Survey: Selected new data. Profile of State prison inmates, 1986. Drug use and crime: State prison inmate survey, 1986. Jail inmates 1983. Survey of youth in custody, 1987. Violent State prisoners and their victims.* U.S. Department of Justice, National Institute of Justice, *1988 Drug use forecasting annual report*, as reported in the BJS *Sourcebook of criminal justice statistics, 1989.*

Past drug use by criminal offenders

Data from BJS surveys show that 79.6% of State prisoners, 75% of jail inmates, and 82.7% of youth in long-term public juvenile facilities had used drugs at some point in their lives.

In 1979, 42.7% of the 288,086 State prisoners either had been convicted of a drug crime or were daily users of illegal drugs in the month preceding the offense for which they were imprisoned. In 1986, 46.8% of the 500,725 State prisoners were actively involved with illegal drugs either as users or by conviction for a drug crime.

More than half the State prisoners who had ever used a major drug (heroin, methadone, cocaine, PCP, or LSD) reported that they had not done so until after their first arrest. Nearly 60% of those who had used a major drug regularly said such use began after their first arrest; half of the regular users began more than a year after their first arrest.

In 1986, 28% of prison inmates reported past drug dependency. The drugs most often mentioned were heroin (14%), cocaine (10%), and marijuana or hashish (9%).

In 1986, 30% of prison inmates reported that they had participated in a drug treatment program at some time: 12% more than once. About half the inmates who had participated in a program had received their most recent treatment while incarcerated.

For State prisoners who used drugs, the median age at which they began to use —

- any drug was 15
- a major drug was 17
- a major drug regularly was 18.

First use and first regular use of major drugs began an average of 2 years earlier among white inmates than among black inmates.

Three-fourths of all jail inmates in 1983 reported using illegal drugs at some time in their lives:

- 72% used marijuana.
- 38% used cocaine.
- 32% used amphetamines.
- 27% used barbiturates.
- Methaqualone, LSD, and heroin each had been used by more than 20% of the inmates.

Almost 83% of youth in long-term, State-operated juvenile facilities in 1987 reported use of an illegal drug in the past, and 63% had used an illegal drug on a regular basis. The most commonly mentioned drugs were marijuana, cocaine, and amphetamines.

Among drug-using youth in long-term, State-operated juvenile facilities, 19% said they first used drugs before age 10; 38% reported their first use was before age 12.

Sources: *Drug use and crime: State prison inmate survey, 1986. Prisoners in 1988. Survey of youth in custody, 1987. Jail inmates 1983.*

Drug law enforcement

Federal, State, and local agencies share responsibility for enforcing the Nation's drug laws. State and local authorities make most drug arrests — estimated at nearly 1.25 million in 1989 by the Federal Bureau of Investigation (FBI). The Drug Enforcement Administration (DEA) and the FBI arrested 24,646 drug suspects during the Federal fiscal year ending September 30, 1988. Federal agents also participated with State and local officials in joint efforts leading to the arrest of suspects.

Estimated number of adult arrests for drug violations reported by State and local police, 1980-89

Year	Sale/man- ufacture	Posses- sion	Total
1980	102,714	368,451	471,165
1981	93,143	374,913	468,056
1982	119,309	465,541	584,850
1983	128,948	454,526	583,474
1984	137,218	486,501	623,719
1985	170,307	548,290	718,597
1986	186,414	556,273	742,687
1987	219,176	630,345	849,521
1988	287,858	762,718	1,050,576
1989	404,275	843,488	1,247,763
Percent change, 1980-89	293.6%	128.9%	164.8%

Note: Table constructed by Drugs & Crime Data Center & Clearinghouse staff from *Prisoners 1989* (BJS) and *Crime in the United States* (FBI), pp. 171-72 and 182.

Of persons charged with a felony in 1988 in the 75 most populous counties —

- 35% of all arrestees were charged with a drug offense: 14% for drug sales or trafficking and 21% for other drug offenses
- 65% of persons arrested on drug charges were under age 30.

As reported in the 1989 BJS *Sourcebook of Criminal Justice Statistics* —

- the Federal Government seized 5,027 clandestine drug laboratories between 1975 and 1989
- in 1989, of the 852 labs seized, 683 manufactured methamphetamines
- in 1989 DEA's program for eradicating domestic marijuana resulted in the destruction of 130 million plants in 49,699 plots, 5,767 arrests, and 2,320 weapons seized
- in 1989 DEA confiscated 181,906 pounds of cocaine, 1,712 pounds of heroin, 13 pounds of opium, 751,396 pounds of marijuana, and 13.5 million dosage units of hallucinogens
- In 1989 the U.S. Customs Service seized 642,319 pounds of marijuana, 128,124 pounds of cocaine, and 2.6 million dosage units of drugs such as LSD and barbiturates

BJS reports on ...

- in 1989 the U.S. Coast Guard confiscated 218,367 pounds of marijuana and 24,755 pounds of cocaine
- in 1989 the U.S. Postal Service made 886 arrests for mailing controlled substances
- in 1988 State and Federal courts authorized wiretaps in 435 narcotics cases.

Drug seizure data from different Federal agencies should not be added together because in many instances more than one agency participated in the operations.

Law enforcement agencies perform many drug-related functions in addition to seizing illegal drugs and arresting drug law violators:

- In 1987, almost half (47%) of State police agencies had primary responsibility for laboratory testing of drugs, but only the largest municipal and county agencies tended to have such responsibility.
- 78% of municipal police departments serving populations of 250,000 or more had special units for drug education in the schools, and 50% of those serving populations of 1 million or more had some type of drug-screening program.

Law enforcement agencies with primary responsibility for laboratory testing of drugs, by population served and type of agency, 1987

<u>Population served</u>	<u>Type of agency</u>	
	<u>Local police</u>	<u>Sheriff</u>
All sizes	4.3%	7.4%
1 million or more	76.9	35.3
500,000-999,999	48.2	20.1
250,000-499,999	45.3	15.2
100,000-249,999	16.9	14.2
50,000-99,999	17.1	10.4
25,000-49,999	9.6	5.2
10,000-24,999	4.2	4.6
Less than 10,000	2.7	5.6

Sources: *Prisoners in 1989*. *Felony defendants in large urban counties, 1988*. *Crime in the United States 1989*, Federal Bureau of Investigation. The Drug Enforcement Administration, the U.S. Coast Guard, the U.S. Customs Service, the Federal Bureau of Investigation, the U.S. Postal Service, and the Administrative Office of the U.S. Courts; all as reported in the BJS *Sourcebook of criminal justice statistics, 1989*. *Profile of State and local law enforcement agencies, 1987*. *Police departments in large cities, 1987*.

Pretrial release of drug defendants

Findings from a new BJS data series revealed that of persons charged with a felony drug offense in 1988 in the 75 most populous counties —

- 72% were released prior to case disposition
- 26% were held with bail set
- 2% were held without bail.

The median amount of bail set for a person charged with a drug offense was \$3,500.

Felony drug defendants with no prior conviction record were more likely to be released before case disposition than felony drug defendants with a prior conviction record. Eighty-two percent of drug defendants with no prior record were released, compared to 73% of those with at least one prior misdemeanor conviction, 58% of those with a prior nonviolent felony conviction, and 62% of those with a prior violent felony conviction.

Of felony drug defendants released prior to the disposition of their case, 43.6% were released within 1 day of their arrest, 80.6% within 1 week, 93.5% within 1 month, and 99.5% within 6 months.

Of felony drug defendants released before case disposition, 72% made all their court appearances.

Pretrial status of defendants charged with drug offenses, 1988

<u>Pretrial status</u>	<u>Percent of drug offense defendants</u>
Total	100%
Released	72%
Financial total	36%
Surety	19
Full cash	10
Deposit	6
Other	1
Nonfinancial total	36%
Release on recognizance	30
Unsecured bail	7
Detained	28%

Note: Detail may not add to total because of rounding.

Percent of felony defendants released before trial and median bail set, by type of offense, 1988

<u>Most serious felony arrest charge</u>	<u>Percent released prior to case disposition</u>	<u>Median bail set</u>
Murder	39%	\$35,000
Rape	55	17,500
Robbery	52	7,500
Assault	69	5,000
Burglary	53	5,000
Theft	64	2,500
Drug offenses	72	3,500
Sales/trafficking	69	5,000
Other	75	2,500

Source: *Felony defendants in large urban counties, 1988.*

Prosecution and sentencing of Federal drug law violators

Of all persons or organizations investigated by U.S. prosecutors in criminal matters concluded during 1988, 27% were suspected of drug law violations, up from 13.8% in 1980.

The number of suspects prosecuted for drug offenses increased from 7,003 in 1980 to 19,725 in 1988. U.S. attorneys declined to prosecute 18% (4,705) of suspected drug offenders who were investigated in matters closed in 1988, a lower percentage than for offenders suspected of violent offenses (27%), property offenses (41%), and regulatory offenses (55%).

The number of persons convicted of violating Federal drug laws rose to 13,376 in 1988 from 5,135 in 1980. This 160% increase exceeded the 45% growth in U.S. court convictions for all Federal offenses during the same years and accounted for over 60% of the total increase in Federal convictions.

The number of defendants convicted of drug possession offenses increased from 498 in 1980 to 1,812 in 1988 — a 264% increase. Drug possession convictions were 14% of all drug convictions in 1988.

Drug offenses accounted for 17% of all defendants convicted in 1980 and 31% of all defendants convicted in 1988. Drug trafficking offenses accounted for almost 27% of all defendants convicted

in 1988. The conviction rate for drug defendants increased from 74% in 1980 to 83% in 1988.

The percent of convicted Federal offenders charged with drug violations who were sentenced to prison rose from 72% in 1980 to 79% in 1988.

The average prison sentence for persons charged with Federal drug violations was longer than for all other offenses except violent crimes and racketeering in 1988.

Average sentence length for persons sentenced to Federal prisons for drug and non-drug offenses, 1988

All offenses	55.1 mos.
Federal drug offenses	71.3
Trafficking	73.6
Possession	13.6
Violent offenses	110.7
Other property offenses	32.7
Fraudulent property offenses	31.0
Regulatory offenses	30.4
Other public-order offenses	30.7
Racketeering	55.7

Federal sentences for drug offenses are longer than in the past. The average Federal prison sentence for drug offenses rose from almost 4 years in 1980 to almost 6 years in 1988.

Drug offenders comprised an increasing percentage of all defendants who were convicted and sentenced to Federal prison — from 27% in 1980 to 48% in 1988.

Sources: *Federal criminal case processing, 1980-87: Addendum for 1988 and preliminary 1989.*

Prosecution and sentencing of drug law violators in State courts

In the United States in 1988 there were an estimated 287,857 adults arrested for drug trafficking, 111,950 felony trafficking convictions, and 79,503 drug traffickers sentenced to incarceration (including 45,656 sentenced to prison).

Drug offenders comprised a third of all persons convicted of a felony in State courts in 1988. Drug traffickers accounted for 17% of all convicted felons, and drug possessors accounted for 17%.

The number of drug trafficking convictions in State courts increased 46% between 1986 and 1988. In the 75 largest counties, convictions for drug trafficking rose 61% during the same period.

Of persons convicted of drug trafficking in State courts in 1988 —

- 86% were male
- 56% were white, 43% black, and 1% of other races
- the average age was 30: 6% were between ages 14 and 19, 51% were between 20 and 29, 31% were between 30 and 39, 9% were between 40 and 49, 2% were between 50 and 59, and 1% were age 60 or older.

Seventy-one percent of persons convicted of drug trafficking in 1988 were sentenced to some kind of incarceration: 30% to jail and 41% to prison. Twenty-eight percent were sentenced to probation.

The average sentence length for persons convicted of drug trafficking and sentenced to prison was 5 years 6 months, of which the estimated time to be served was 1 year 8 months.

In 1986, sentences for 62% of convicted drug traffickers included probation —

- 34% were sentenced to straight probation
- 28% received split sentences (combining a term of incarceration and probation), where 8% were sentenced to a prison term and probation and 20% were sentenced to a jail term and probation.

Ninety percent of drug trafficking convictions in 1986 resulted from guilty pleas. Seven percent resulted from jury trials and three percent from bench trials. Drug traffickers were more likely to be sentenced to prison if convicted by a jury than if found guilty by a judge or if pleaded guilty.

Type of sentence imposed by State courts, by method of conviction, 1986

Method of conviction	Percent of drug traffickers sentenced to:			
	Prison	Jail	Probation	Other
Jury trial	71%	11%	17%	1%*
Bench trial	43	20	35	2*
Guilty plea	34	25	39	2

*Based on fewer than 10 sample cases.

BJS reports on ...

Of the 47,951 convicted drug traffickers sentenced to probation in State courts in 1986, sentences for 44% included a collateral penalty. Of those sentenced to probation, 20% were also sentenced to restitution, 22% to drug treatment, and 29% were fined. Nineteen percent of the nonprobation sentences of convicted drug traffickers included a collateral penalty such as restitution, community service, or a fine.

The average probation sentence length for drug traffickers convicted in State courts in 1986 was 49 months: 53 months for those sentenced to straight probation, 62 months for those whose sentences included a prison term, and 38 months for those whose sentences included a jail term.

Of drug traffickers sentenced to probation, 84% were men and the average age was 29, while of those whose sentence did not include probation, 89% were men and the average age was 31.

The average (mean) time from arrest to sentencing was 211 days for a drug trafficking case resulting in a conviction in 1988. The average time was 246 days for jury trials, 323 days for bench trials, and 205 days for guilty pleas.

The average (mean) time from conviction to sentencing was 32 days in 1986. The average time was 30 days for jury trials, 42 days for bench trials, and 32 days for guilty pleas.

Average sentence length in State courts for drug trafficking, 1986

Method of conviction	Average sentence length in months					
	Prison		Jail		Probation	
	Mean	Median	Mean	Median	Mean	Median
Total	65	60	9	6	54	36
Jury trial	93	60	25	12	54	36
Bench trial	122	84	15	12	38	30
Guilty plea	59	54	8	6	54	36

Convicted felons sentenced by States to incarceration, 1988

	Percent of convicted State felons sentenced to incarceration	
	Total	Prison
Murder ^a	95%	91%
Rape	87	69
Robbery	89	75
Aggravated assault	72	45
Burglary	75	54
Larceny ^b	65	39
Drug trafficking	71	41

^aIncludes nonnegligent manslaughter.

^bIncludes motor vehicle theft.

Table 3. Average maximum prison sentence length imposed and estimated time to be served in prison, 1988

Most serious conviction offense	Average maximum sentence length	Estimated time to be served ^a
Murder ^b	239 mos.	79 mos.
Rape	183	71
Robbery	114	38
Aggravated assault	90	32
Burglary	74	22
Larceny ^c	50	15
Drug trafficking	66	20

^aDerived by multiplying percentage of sentence actually served by the mean sentence imposed. Percentage of sentence actually served was estimated from table 2-4, *National Corrections Reporting Program, 1985* (NCJ-123522), December 1990.

^bIncludes nonnegligent manslaughter.

^cIncludes motor vehicle theft.

In 1986, of adults arrested for felony drug offenses in five States — California, Minnesota, New York, Pennsylvania, and Virginia —

- 79% were prosecuted
- 57% were convicted
- 45% were sentenced to incarceration: 10% for more than 1 year (table 4).

Table 4. Disposition of felony arrests in five States, 1983 and 1986

Arrest offense:	Percent of persons arrested who were:			
	Prose- cuted	Con- victed	Sentenced to incarceration	
			Total	Prison
All offenses				
1983	83	62	37	10
1986	83	62	41	11
Violent offenses				
1983	82	56	36	15
1986	81	53	35	14
Property offenses				
1983	86	67	43	10
1986	86	67	47	11
Drug offenses				
1983	74	50	33	7
1986	79	57	45	10

The five States are California, Minnesota, New York, Pennsylvania, and Virginia.

Table 5. Disposition of felony arrests in the United States, 1988

Arrest offense	Con- victed	For 100 arrests:	
		Total	Prison
Murder ^a	48	45	43
Robbery	32	28	24
Aggravated assault	10	7	5
Burglary	33	24	18
Drug trafficking	39	28	16

^aIncludes nonnegligent manslaughter.

BJS reports on . . .

In 1988, of convicted defendants arrested on a felony drug charge in the 75 most populous counties in the United States, 83% were convicted of a felony drug offense, 1% were convicted of another felony offense, and 16% were convicted of a misdemeanor.

Of felony defendants convicted of a felony or misdemeanor drug offense in the 75 most populous counties in the United States in 1988 —

- 34% were sentenced to prison
- 33% were sentenced to jail
- 31% were sentenced to probation
- 2% were fined.

Sources: *Felony sentences in State courts, 1988. Felony case processing in State courts, 1986. Felony sentences to probation in State courts 1986. Felony defendants in large urban counties, 1988. Criminal cases in five States, 1983-86. Profile of felons convicted in State courts, 1986*

**Time served in prison
by drug offenders**

Typically, only part of the sentence handed down by the court is actually served in prison.

**Average time served
by persons released
from State prisons in 1985**

<u>Offense</u>	<u>Average time served</u>	<u>Percent of sentence served</u>
All	20.4 mos.	31.6%
Violent	30.3	33.6
Property	16.8	30.2
Drug	14.1	28.3
Possession	11.7	24.7
Trafficking	15.6	30.2
Other	13.2	27.2
Public-order	11.9	32.2
Other	14.0	28.5

**Average time served
by Federal prisoners^a**

<u>Offense</u>	<u>Average time served</u>	<u>Percent of sentence served</u>
All	43.3 mos.	59.1%
Robbery	72.9	49.0
Drug	38.5	58.6
Weapons	31.5	69.4
Monetary crime ^b	26.5	63.8

^aEstimates reflect a cohort of Federal prisoners sentenced to more than a year. These prisoners had their first parole hearing during the year prior to June 30, 1980. They were released before January 1, 1987, or by that time had received a date of release from the U.S. Parole Commission.

^bMonetary crime includes counterfeiting, forgery, fraud, mail theft, embezzlement, interstate transportation of stolen securities, and receiving stolen property with intent to sell. It excludes burglary and robbery.

The 38.5-month average time served by Federal drug offenders was about 59% of their court-ordered maximum sentences. Offenders who received sentences of between —

- 1 and 5 years served an average of 2 years 1 month (70% of their sentences)
- 15 and 20 years served an average of 7 years 4 months (39% of their sentences).

Federal parole guidelines governing release of drug offenders were changed in 1987. Under the amended guidelines, drug offenders will be required to serve longer portions of their sentences. Many States have made similar changes that are expected to increase the amount of time served by drug law violators in State prisons.

Sources: *National corrections reporting program, 1985. Drug law violators, 1980-86: Federal offenses and offenders. Sentencing and time served: Federal offenses and offenders.*

Drug offenders in correctional populations

Drug law violators make up a growing share of Federal prison space:

- 22% of all admissions in fiscal 1980
- 34% of all inmates in fiscal 1986
- 48% of all inmates on January 1, 1990.*

Between 1979 and 1986 the percentage of inmates in State prison for —

- any drug offense rose from 6.4% to 8.6%
- drug possession rose from 1.6% to 2.9%
- drug trafficking rose from 4.4% to 5.4%.

In 1986 persons sentenced for drug trafficking made up 26.1% of State prison inmates with no known prior sentence to probation or incarceration. This was a larger proportion than for any other offense.

*Updated by Drugs & Crime Data Center & Clearinghouse from *Facts on Federal Bureau of Prisons*, January 1, 1990.

Offenses of persons in long-term, State-operated juvenile facilities (1987) and State adult prisons (1986)

Current offense	Percent of youth in long-term, State-operated juvenile institutions		Percent of inmates in State prisons
	Under age 18	Age 18 or older	
Violent	39.3%	52.3%	54.6%
Property	45.6	29.0	31.0
Drug	5.6	11.3	8.6
Public-order	7.2	6.8	5.2
Other*	2.4	.6	.7

*Includes juvenile status offenses for youth in State institutions.

As reported in the 1989 BJS *Sourcebook of Criminal Justice Statistics*, the proportion of juveniles in public facilities for drug offenses was higher than in private facilities:

Juveniles detained or committed for:	Type of facility		
	All	Public	Private
Crimes against persons	17%	25%	6%
Crimes against property	33	44	17
Drug-related offenses	5	7	3
Alcohol and public-order offenses	4	6	2
Probation/parole violation	5	8	1
Other delinquent acts	5	5	5
Nondelinquent reasons	31	6	66

Note: Percents may not total 100% because of rounding.

BJS reports on ...

The proportion of drug offenders in local jails was about the same in 1978 and 1983:

<u>Current offense</u>	<u>Percent of all inmates</u>	
	<u>1978</u>	<u>1983</u>
Any drug offense	9%	10%
Trafficking	4	4
Possession/use	4	5
Other drug	1	1

In 1983, among drug offenders in local jails —

- 64% had been convicted and were awaiting sentencing, awaiting transfer to a State or Federal prison, or serving the sentence in jail
- 36% were on trial, awaiting trial, or not yet arraigned.

Of prisoners released in 1983 from prisons in 11 States, 50.4% of those incarcerated for drug law violations were rearrested within 3 years, compared to 68.0% of property offenders, 59.6% of violent offenders, and 54.6% of public-order offenders. Of all prisoners released that year, 9.5% had a drug law violation as the most serious offense for which they had been incarcerated. Drug offenses accounted for 14% of new charges against all those rearrested. Of those drug law violators released from prison in 1983, 24.8% were rearrested within 3 years for a drug law violation.

Percent of drug law violators released from prison in 1983 who within 3 years were —

<u>Offenses</u>	<u>Rearrested</u>	<u>Reconvicted</u>	<u>Reincarcerated</u>
Drug offenses	50.4%	35.3%	30.3%
Possession	62.8	40.2	36.7
Trafficking	51.5	34.5	29.4

Sources: *Drug law violators, 1980-86: Federal offenses and offenders. Profile of State prison inmates, 1986. Survey of youth in custody, 1987. Jail inmates 1983. Recidivism of prisoners released in 1983.* Office of Juvenile Justice and Delinquency Prevention, as reported in the *BJS Sourcebook of criminal justice statistics, 1989.*

Public opinion about drugs

As reported in the 1989 *BJS Sourcebook of Criminal Justice Statistics*, the percentage of Gallup Poll respondents describing drug abuse as the most important problem facing our country has grown steadily during the past several years:

<u>Date of Poll</u>	<u>Drug abuse most serious problem</u>
January 1985	2%
May 1985	6
July 1986	8
April 1987	11
September 1988	11
May 1989	27
November 1989	38

Gallup Poll respondents most often mentioned use of drugs as one of the biggest problems for schools in their communities. Giving that response in 1989 were —

- 30% of public-school parents
- 30% of non-public-school parents
- 35% of those with no children in school
- 34% of all surveyed.

In 1989, 58% of Gallup Poll respondents felt that drugs are the factor most responsible for crime in the United States, compared to 13% of 1981 Gallup Poll respondents. The most frequently mentioned factor in 1981 was unemployment (37%), which was mentioned by 14% of 1989 respondents.

In a 1987 Gallup Poll, 54% of youth age 13 to 17 said drug abuse was one of "the biggest problems facing people" their age. Other responses included alcohol abuse (12%), teenage pregnancy (11%), peer pressure (10%), AIDS (5%), and problems with parents (2%).

In 1988, 38% of Gallup Poll respondents said they favored the death penalty for convicted drug dealers who had not been convicted of murder.

When asked about spending for various social problems, 71% of the respondents to a 1989 National Opinion Research Center (NORC) Poll said this country is spending too little to deal with drug addiction.

NORC has asked adults (age 18 or older) about legalization of marijuana since 1973. During that time those who say marijuana should be made legal —

- peaked at 30% in 1978
- fell to a low of 16% in 1989.

College freshmen have been surveyed by NORC since 1968. In 1989, 16.7% of those surveyed agreed strongly or somewhat that marijuana should be legalized, down from a high of 52.9% in 1977. The 1989 respondents showed the lowest support for the legalization of marijuana since the question was first asked in 1968.

BJS reports on . . .

High school seniors have been surveyed each year since 1975. In —

- 1988, 15.1% felt using marijuana should be entirely legal, down from 32.9% feeling that way in 1978
- 1989, 79.5% reported worrying often or sometimes about drug abuse, up from 65.5% in 1978.

1989 high school seniors reporting they could obtain drugs fairly easily or very easily

Marijuana	84.3%
Amphetamines	64.3
Cocaine	58.7
Cocaine powder	53.7
Barbiturates	48.4
Crack	47.0
Tranquilizers	45.3
LSD	39.3
Heroin	31.4
PCP	28.9

The 1989 seniors were asked, "How harmful is the use of drugs?" The percents of those who answered by saying people are taking a "great risk" of harming themselves in regularly using the following were —

- marijuana/hashish, 77.5%, up from a low of 34.9% in 1978
- cocaine, 90.2%, up from a low of 68.2% in 1978
- heroin, 89.5%, virtually stable since 1978
- LSD, 84.3%, up from 81.1% in 1978.

In 1990 Gallup Poll respondents were asked how best the government should allocate its resources in its fight against drugs:

- 40% said "teaching young people about the dangers of drugs"
- 28% said "working with foreign governments to stop the export of drugs to this country"
- 19% said "arresting people in this country who sell drugs"
- 5% said "helping drug users to overcome their addiction to drugs"
- 4% said "arresting the people who use drugs."

Gallup Poll respondents were asked, "What is the most important thing that can be done to help reduce crime?"

In 1989, the most frequent response was to cut the drug supply (25%), followed by harsher punishment (24%). In 1981, 3% of respondents mentioned cutting the drug supply, while harsher punishment was mentioned by 38% of respondents.

BJS reports on . . .

In 1990 a Gallup Poll asked what respondents felt would be the effect of legalizing drugs:

Effect of legalization would increase:

Drug use in public schools	65%
The number of addicts	67
The number of drug overdoses	63
Drug-related crime	52

Sources: *The Gallup report*; National Opinion Research Center data made available through the Roper Center for Public Opinion Research; Alexander W. Astin *et al.*, *The American freshman: Twenty year trends*; Lloyd D. Johnston, Jerald G. Bachman, and Patrick M. O'Malley, *Monitoring the future 1975-1988*; Lloyd D. Johnston, Patrick M. O'Malley, and Jerald G. Bachman, *Drug use, drinking, and smoking: National survey results from high school, college, and young adult populations, 1975-1988*; all as reported in the BJS *Sourcebook of criminal justice statistics, 1989*. BJS *Sourcebook of criminal justice statistics, 1988*.

BJS reports on . . .

Drug use in the general population

As reported in the 1989 BJS *Sourcebook of Criminal Justice Statistics* —

- 47.2% of 1988 high school seniors reported having ever used marijuana/hashish
- 12.1% reported having ever used cocaine
- 1.1% reported having ever used heroin.

Reported illegal drug use by high school seniors, 1989

Drug	Used within the last:	
	12 months*	30 days
Marijuana	29.6%	16.7%
Stimulants	10.8	4.2
Inhalants	6.9	2.7
Hallucinogens	6.2	2.9
Cocaine (other than crack)	5.2	1.9
Other opiates	4.4	1.6
Tranquilizers	3.8	1.3
Sedatives	3.7	1.6
Crack	3.1	1.4
Heroin	.6	.3

*Including the last 30 days.

Reported marijuana use by high school seniors within the previous 12 months fell to 29.6% in 1989, the lowest level since the survey began in 1975. Similarly, the 16.7% reporting such use within the last 30 days was also the lowest in the period.

Self-reports of drug use among high school seniors underrepresent drug use among youth of that age group because high school dropouts and truants are not included, and these groups are expected to have more involvement with drugs than those who stay in school.

Cocaine use among high school seniors during the late 1970's and 1980's peaked in 1985:

Year	Used cocaine within the last:	
	12 months*	30 days
1975	5.6%	1.9%
1976	6.0	2.0
1977	7.2	2.9
1978	9.0	3.9
1979	12.0	5.7
1980	12.3	5.2
1981	12.4	5.8
1982	11.5	5.0
1983	11.4	4.9
1984	11.6	5.8
1985	13.1	6.7
1986	12.7	6.2
1987	10.3	4.3
1988	7.9	3.4
1989	6.5	2.8

*Including the last 30 days.

As reported in the 1989 BJS *Sourcebook of Criminal Justice Statistics*, data from the 1988 National Household Survey on Drug Abuse show that marijuana and cocaine use are related to age:

Drug use	Age of respondent			
	12-17	18-25	26-34	35+
Marijuana				
Last month	6.4%	15.5%	10.8%	1.4%
Last year	12.6	27.9	17.6	3.2
Lifetime	17.4	56.4	62.1	19.6
Cocaine				
Last month	1.1%	4.5%	2.6%	.4%
Last year	2.9	12.1	8.0	.9
Lifetime	3.4	19.7	26.5	4.0

Table 6. Marijuana and cocaine use among college students, 1980-88

<u>Drug use</u>	<u>1980</u>	<u>1981</u>	<u>1982</u>	<u>1983</u>	<u>1984</u>	<u>1985</u>	<u>1986</u>	<u>1987</u>	<u>1988</u>
Marijuana									
Daily within last month	7.2%	5.6%	4.2%	3.8%	3.6%	3.1%	2.1%	2.3%	1.8%
Last month	34.0	33.2	26.8	26.2	23.0	23.6	22.3	20.3	16.8
Last year	51.2	51.3	44.7	45.2	40.7	41.7	40.9	37.0	34.6
Cocaine									
Daily within last month	.2%	0%	.3%	.1%	.4%	.1%	.1%	.1%	.1%
Last month	6.9	7.3	7.9	6.4	7.6	6.9	7.0	4.6	4.2
Last year	16.9	15.9	17.2	17.2	16.4	17.3	17.1	13.7	10.0

Sources: Lloyd D. Johnston, Patrick M. O'Malley, and Jerald G. Bachman, *Drug use, drinking, and smoking: National survey results from high school, college, and young adult populations, 1975-1988*; National Institute on Drug Abuse, *National household survey on drug abuse: Main findings, 1985*; both as reported in the BJS *Sourcebook of criminal justice statistics, 1989*. BJS *Sourcebook of criminal justice statistics, 1987*.

Source notes

Single copies of any report with an NCJ number can be obtained free from the Drugs & Crime Data Center & Clearinghouse, 1600 Research Blvd., Rockville, MD 20850; toll-free 800-666-3332.

Sources with an ICPSR number have a data set available on data tape, CD-ROM, or diskette. For more information, contact the National Archive of Criminal Justice Data at the University of Michigan, P.O. Box 1248, Ann Arbor, MI 48106, toll-free 1-800-999-0960.

Criminal cases in five States, 1983-86 (BJS Special Report), September 1989, NCJ-118798, ICPSR 8449, 8675, 8911, 9130

Crime in the United States, 1989, Federal Bureau of Investigation, August 1990, ICPSR 9028

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8274

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1987** (BJS Special Report), August
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ment agencies, 1987** (BJS Bulletin),
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9222

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(BJS Special Report), January 1988,
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Prisoners in 1989 (BJS Bulletin), May
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**Sourcebook of criminal justice statis-
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**State drug resources: A national
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114746, ICPSR 8864

**Violent state prisoners and their
victims** (BJS Special Report), July
1990, NCJ-124133, ICPSR 8711

Drugs & Crime Data Center & Clearinghouse

The Drugs & Crime Data Center & Clearinghouse serves the drugs-and-crime information needs of —

- Federal, State, and local policymakers
- criminal justice and public health practitioners
- researchers and universities
- private corporations
- the media
- the public

with special attention to the needs of State and local government agencies, especially those seeking data to meet the statistical requirements of the Anti-Drug Abuse Grant Program of the Bureau of Justice Assistance (BJA).

The clearinghouse component —

- disseminates BJS and other Department of Justice publications relating to drugs and crime
- distributes data summaries and selected bibliographies on specific drugs-and-crime topics
- maintains a data base of some 1,700 annotated bibliographies of statistical and research reports, books, and journal articles on drugs and crime
- searches the bibliographic data base to fill requests for data on specific topics
- advises requesters on data availability and usefulness and on data sources that may meet their needs
- provides statistics and bibliographic citations by mail or telephone
- maintains a reading room where visitors can use the clearinghouse collection of close to 3,500 documents on drugs and crime

- coordinates with Federal, State, and local agencies in identifying other data resources and makes referrals.

The data center component —

- prepares a comprehensive national report on drugs and crime compiling drug data from various sources into one easy-to-understand volume to be used as a national resource document
- analyzes existing drug data and prepares special reports
- evaluates existing drug data for statistical quality and usefulness, suggests improvements, and identifies drug data gaps
- prepares special computer tabulations that are not available elsewhere
- prepares annotated bibliographies of new drugs-and-crime reports to be added to the data base the clearinghouse uses to respond to requests.

During 1990 the Data Center & Clearinghouse —

- prepared *Drugs and crime facts, 1989* (January 1990), which presents existing BJS data on the subject from diverse BJS reports
- prepared *State drug resources: A national directory* (May 1990), a guide to State and Federal agencies that address drug abuse concerns
- prepared *Federal drug data for national policy* (May 1990), an extensive listing of data sources at the Federal level that can provide information pertaining to illegal drugs
- prepared a brochure describing the services of the Drugs & Crime Data Center & Clearinghouse

Drugs & Crime Data Center & Clearinghouse

- handled about 5,200 requests for information
- expanded the bibliographic data base to about 1,700 documents and library holdings to about 3,500 items
- distributed about 15,000 drugs-and-crime documents, 80% of which were BJS publications
- attended nine national conferences and provided support to six others
- provided assistance to BJA grant recipients at regional cluster meetings
- archived the 1989 and 1990 Drug Control and System Improvement Formula Grant Program applications from the Bureau of Justice Assistance (State strategies)
- assembled drugs-and-crime documents from 49 States and territories as a result of letters sent requesting State drug strategies as well as other State-specific documents
- provided technical assistance to the Office of National Drug Control Policy including data for development of the national drug control strategies
- developed working relationships with and made arrangements for distributing documents among other drug-related clearinghouses, including the National Clearinghouse for Alcohol and Drug Information (treatment and prevention), the National AIDS Information Clearinghouse, and the Drug Information and Strategy Clearinghouse (drugs in public housing)

- continued research and writing for a comprehensive report on drugs and crime.
- continued data analysis and writing for a series of special reports on various drug-related topics.

In 1991, the Drugs & Crime Data Center & Clearinghouse plans to produce —

- a report on the sanctioning of drug law violators
- a report on the cost of drug law enforcement
- a report on drug testing in criminal justice settings
- a technical guide to drug data sources
- a series of fact sheets on current topics of interest in the area of drugs and crime
- additional reports on drug-related topics
- the comprehensive report on drugs and crime.

The toll-free line for the Drugs & Crime Center & Clearinghouse is 800-666-3332. The data center is at the Research Triangle Institute (RTI) in Research Triangle Park, N.C. The clearinghouse is at Aspen Systems Corporation in Rockville, Md.

Publications order form, Fall 1991

Attorney General

- Drug trafficking: A report to the President 8/89 119844

Drugs & Crime Data Center & Clearinghouse

- Drugs and crime facts, 1990 6/91 128662
- State drug resources: A national directory 5/90 122582
- Federal drug data for national policy 4/90 122715
- Selected bibliographies on special topics by request; call 1-800-666-3332
- Drugs & Crime Data Center & Clearinghouse brochure BC 133
- Drugs & Crime Data Center & Clearinghouse rolodex card BC 100

Bureau of Justice Statistics

- Tracking offenders, 1988 6/91 129881
- Prisoners in 1990 5/91 129198
- Profile of jail inmates 4/91 129097
- Felony sentences in State courts, 1986 12/90 126923
- Federal criminal case processing, 1980-87: Addendum for 1988 and preliminary 1989 11/90 125616
- Sourcebook of criminal justice statistics, 1989 10/90 124224
- Tracking offenders, 1987 10/90 125315
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- Compendium of Federal justice statistics, 1985 8/90 123560
- Violent State prisoners and their victims 7/90 124133
- Prisoners in 1989 5/90 122716
- Federal criminal case processing, 1980-87 5/90 120069
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- Drugs and crime facts, 1989 1/90 121022
- Federal criminal cases, 1980-87 7/89 118311

- Recidivism of prisoners released in 1983 4/89 116281
- BJS annual report, fiscal 1988 3/89 115749
- Felony sentences in State courts, 1986 2/89 115210
- The redesigned National Crime Survey: Selected new data, 1986-87 114746
- Survey of youth in custody, 1987 9/88 113365
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- Drug law violators, 1980-86: Federal offenses and offenders 6/88 111763
- Report to the Nation on crime and justice: 2nd edition 6/88 105506
- Drunk driving 2/88 109945
- Pretrial release and detention: The Bail Reform Act of 1984, 1985 2/88 109929
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- Time served in prison and on parole, 1984 12/87 108544
- Sentencing outcomes in 28 felony courts, 1985 8/87 105743
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- Prison admissions and releases, 1983 3/86 100582
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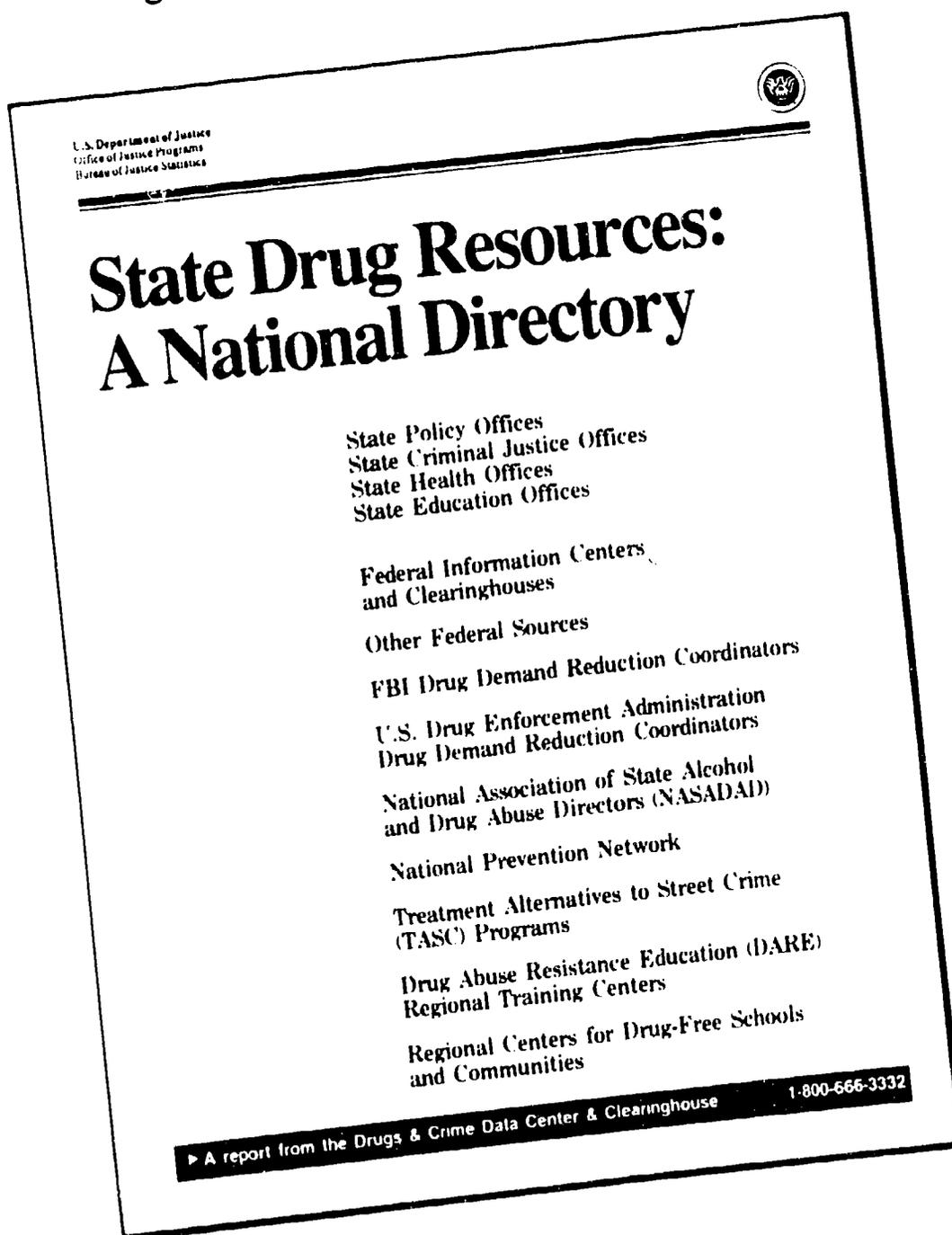
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