



STATE OF DELAWARE
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MEMORANDUM

To: Senator ██████████
From: Thomas F. MacLeish, Director Statistical Analysis Center
Analyst: Spencer Price
Subject: Weapons Request (Title 11, §1442-§1448 Arrest vs Conviction)

Per your request, the SAC assembled arrest and disposition information for calendar years 2011 and 2010. The arrest and disposition information was gathered using the Criminal Justice Information System databases. These years were selected due to the amount of time that firearms and weapons cases take to reach disposition. Tables 1 and 2 provide arrest numbers for the statutes that you requested ranging from Title 11, §1442 through §1448. Dispositions were gathered for these arrest charges. Those charges that resulted in a guilty disposition are totaled, as well as the charges that were convicted of a lesser included offense (LIO) under the original arrest charge. The percent Original Conviction and percent LIO Conviction are both percentages of the original number of arrests. It is important to remember that this information is based on charges, and is not a representation of the case as a whole. It is very difficult to know why as well as what, if any charges were dismissed in a plea bargain when looking at charge data this way.

Table 1**2011 Weapon and Firearm Arrest Charges with Guilty Dispositions**

<i>Statute</i>	<i>Short Description</i>	<i># of Arrest Charges</i>	<i>Original Charge Convictions</i>	<i>% Original Conviction</i>	<i>LIO Conviction</i>	<i>% LIO Conviction</i>
1114420_FD	CCDW (Firearm)	234	51	21.8%	20	8.5%
1114420_FG	CCDW	216	26	12.0%	28	13.0%
1114440_FE	Poss Dest Weapon	44	6	13.6%	0	0.0%
1114470_FB	PDWDCF	1013	31	3.1%	7	0.7%
111447A_FB	PFDCF	1182	116	9.8%	15	1.3%
1114480_FB	PFBPP W/Inj	7	0	0.0%	0	0.0%
1114480_FD	PFBPP	1199	204	17.0%	8	0.7%
1114480_FF	PDWPP	391	46	11.8%	10	2.6%
111448A_FG	FALSE STATEMENT	2	0	0.0%	1	50.0%
Totals		4288	480	11.2%	89	2.1%

Table 2**2010 Weapon and Firearm Arrest Charges with Guilty Dispositions**

<i>Statute</i>	<i>Short Description</i>	<i># of Arrest Charges</i>	<i>Original Charge Convictions</i>	<i>% Original Conviction</i>	<i>LIO Conviction</i>	<i>% LIO Conviction</i>
1114420_FD	CCDW (Firearm)	100	31	31.0%	9	9.0%
1114420_FG	CCDW	355	48	13.5%	34	9.6%
1114440_FE	Poss Dest Weapon	79	10	12.7%	1	1.3%
1114470_FB	PDWDCF	1097	54	4.9%	4	0.4%
111447A_FB	PFDCF	1155	162	14.0%	4	0.3%
1114480_FB	PFBPP W/Inj	6	1	16.7%	0	0.0%
1114480_FD	PFBPP	964	160	16.6%	7	0.7%
1114480_FF	PDWPP	288	57	19.8%	7	2.4%
111448A_FG	FALSE STATEMENT	3	0	0.0%	0	0.0%
Totals		4047	523	12.9%	66	1.6%

CCDW Carrying Concealed Deadly Weapon

PDWDCF Possession of Deadly Weapon During Commission of Felony

PFDCF Possession of Firearm During Commission of Felony

PFBPP Possession of Firearm By Prohibited Person

PFBPP w/Inj Possession of Firearm By Prohibited Person with Injury (to victim)

PDWBPP Possession of Deadly Weapon By Prohibited Person

LIO Lesser Included Offense