



Quick Facts

— Sexual Abuse Offenders —

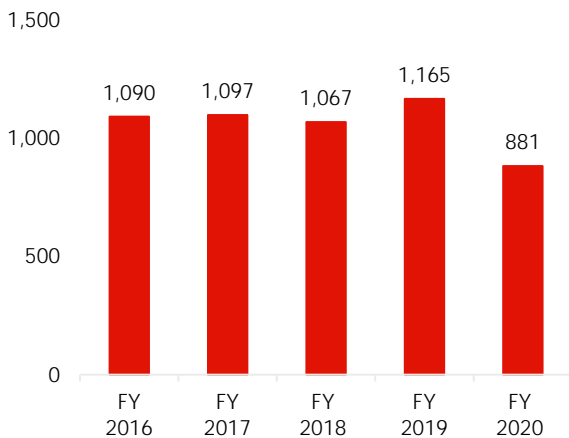
Fiscal Year 2020

▶ IN FY 2020, 64,565 CASES WERE REPORTED TO THE U.S. SENTENCING COMMISSION.

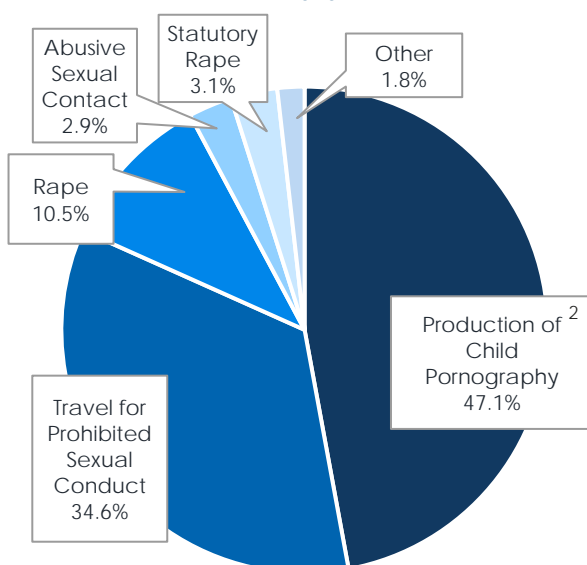
▶ 881 INVOLVED SEXUAL ABUSE OFFENSES.¹

▶ SEXUAL ABUSE OFFENSES HAVE DECREASED BY 19.2% SINCE 2016.

Number of Sexual Abuse Offenders



Primary Sentencing Guideline for Sexual Abuse Offenders
FY 2020



Offender and Offense Characteristics³

- 92.3% of sexual abuse offenders were men.
- 57.4% were White, 14.2% were Black, 14.1% were Hispanic, 12.5% were Native American, and 1.8% were Other races.
 - ◆ 74.5% of offenders in cases involving production of child pornography were White.
 - ◆ 57.0% of offenders in cases involving travel for prohibited sexual contact were White and 21.3% were Black.
 - ◆ 60.9% of offenders in cases involving criminal sexual abuse (rape) were Native American.
 - ◆ 76.0% of offenders in cases involving abusive sexual contact were Native American.
 - ◆ 88.9% of offenders in cases involving statutory rape were Native American.
- Their average age was 38 years.
- 95.4% were United States citizens.
- 65.8% had little or no prior criminal history (Criminal History Category I);
 - ◆ 9.4% were CHC II;
 - ◆ 10.4% were CHC III;
 - ◆ 4.3% were CHC IV;
 - ◆ 7.1% were CHC V;
 - ◆ 3.0% were CHC VI.
- 10.1% of sexual abuse offenders were convicted at trial, compared to 2.2% of all other federal offenders.
- The top five districts for sexual abuse offenders were:
 - ◆ Northern District of Texas (46);
 - ◆ District of South Dakota (32);
 - ◆ Middle District of Florida (28);
 - ◆ Eastern District of Pennsylvania (25);
 - ◆ Southern District of Texas (25).

Punishment

- 99.5% of sexual abuse offenders were sentenced to prison; their average sentence was 201 months.
- The average sentence for offenders convicted of production of child pornography was 272 months:
 - ◆ 85.0% of these offenders were convicted of an offense carrying a mandatory minimum penalty; their average sentence was 294 months. The average sentence without a mandatory minimum penalty was 146 months.
- The average sentence for offenders convicted of travel to engage in prohibited sexual conduct with a minor was 134 months:
 - ◆ 64.7% of these offenders were convicted of an offense carrying a mandatory minimum penalty; their average sentence was 168 months. The average sentence without a mandatory minimum penalty was 71 months.



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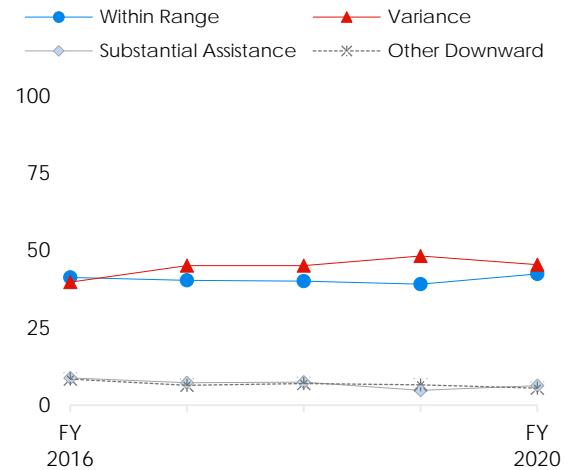
Punishment (continued)

- The average sentence for offenders convicted of rape was 192 months:
 - 27.5% of these offenders were convicted of an offense carrying a mandatory minimum penalty; their average sentence was 353 months. The average sentence without a mandatory minimum penalty was 129 months.
- The average sentence for offenders convicted of abusive sexual contact was 60 months.
- The average sentence for offenders convicted of statutory rape was 43 months.

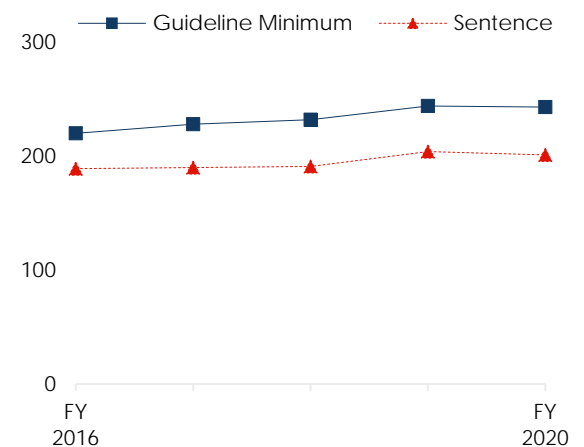
Sentences Relative to the Guideline Range

- 54.6% of sexual abuse offenders were sentenced under the *Guidelines Manual*:
 - 42.4% of all sexual abuse offenders were sentenced within the guideline range.
 - 6.3% of all sexual abuse offenders received a substantial assistance departure.
 - Their average sentence reduction was 47.6%.
 - 5.5% of all sexual abuse offenders received some other downward departure.
 - Their average sentence reduction was 35.1%.
- 45.4% received a variance:
 - 41.7% of all sexual abuse offenders received a downward variance.
 - Their average sentence reduction was 32.6%.
 - 3.7% of all sexual abuse offenders received an upward variance.
 - Their average sentence increase was 33.3%.

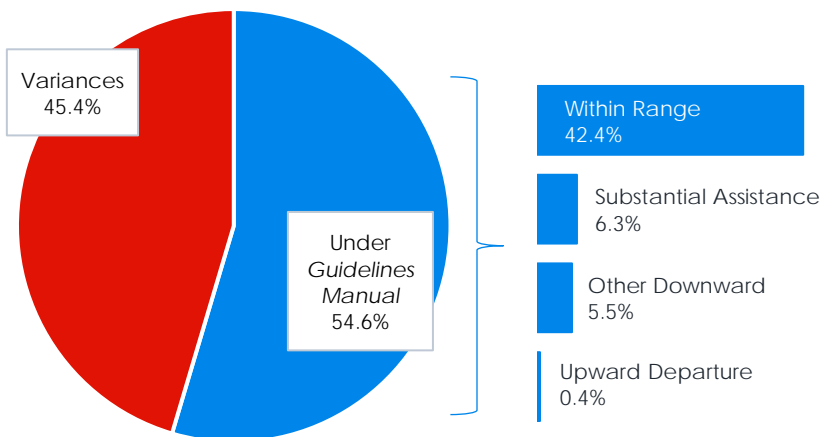
Sentence Relative to the Guideline Range (%)



Average Guideline Minimum and Average Sentence (months)



Sentence Imposed Relative to the Guideline Range FY 2020



¹ Sexual abuse offenders are those convicted of Criminal Sexual Abuse – Rape (§2A3.1), Statutory Rape (§2A3.2), Criminal Sexual Abuse of a Ward (§2A3.3), Abusive Sexual Contact (§2A3.4), Promoting a Commercial Sex Act (§2G1.1), Travel to Engage in Prohibited Sexual Conduct with a Minor (§2G1.3), Production of Child Pornography (§2G2.1), or Child Exploitation Enterprises (§2G2.6).

² Production of Child Pornography does not include cases where offenders were convicted of Trafficking in Material Involving the Sexual Exploitation of a Minor; Receiving, Transporting, Shipping, or Advertising Material Involving the Sexual Exploitation of a Minor; Possessing Material Involving the Sexual Exploitation of a Minor with Intent to Traffic; Possessing Material Involving the Sexual Exploitation of a Minor (§2G2.2).

³ Cases with incomplete sentencing information were excluded from the analysis.