

Table 40

**EXTENT OF DOWNWARD VARIANCES
BY TYPE OF CRIME¹
Fiscal Year 2020**

| TYPE OF CRIME | N | Mean | | | Median | | |
|------------------------------|---------------|-----------------------|-----------------------|---------------------|-----------------------|-----------------------|---------------------|
| | | Sentence In Months | Decrease In Months | Percent Decrease | Sentence In Months | Decrease In Months | Percent Decrease |
| TOTAL | 15,404 | 47 | 25 | 44.8 | 24 | 14 | 36.1 |
| Administration of Justice | 181 | 8 | 13 | 66.5 | 4 | 9 | 71.4 |
| Antitrust | 5 | 14 | 25 | 72.5 | 8 | 21 | 77.7 |
| Arson | 16 | 65 | 29 | 39.6 | 33 | 23 | 32.1 |
| Assault | 175 | 42 | 19 | 45.4 | 24 | 12 | 35.1 |
| Bribery/Corruption | 107 | 16 | 22 | 64.3 | 9 | 12 | 66.7 |
| Burglary/Trespass | 14 | 7 | 11 | 73.7 | 0 | 9 | 99.7 |
| Child Pornography | 591 | 79 | 49 | 38.9 | 72 | 41 | 38.1 |
| Commercialized Vice | 19 | 9 | 9 | 63.8 | 6 | 6 | 50.0 |
| Drug Possession | 20 | 0 | 3 | 95.2 | 0 | 2 | 100.0 |
| Drug Trafficking | 5,528 | 73 | 36 | 38.1 | 60 | 24 | 31.0 |
| Environmental | 48 | 3 | 12 | 81.3 | 1 | 10 | 88.2 |
| Extortion/Racketeering | 43 | 19 | 20 | 58.3 | 12 | 12 | 63.0 |
| Firearms | 2,533 | 35 | 18 | 42.6 | 24 | 12 | 33.3 |
| Food and Drug | 11 | 26 | 29 | 60.8 | 33 | 30 | 52.9 |
| Forgery/Counter/Copyright | 69 | 8 | 14 | 68.0 | 4 | 11 | 82.8 |
| Fraud/Theft/Embezzlement | 1,660 | 18 | 15 | 58.5 | 12 | 10 | 51.6 |
| Immigration | 2,627 | 10 | 8 | 48.7 | 7 | 6 | 40.0 |
| Individual Rights | 26 | 35 | 28 | 56.2 | 21 | 12 | 51.2 |
| Kidnapping | 16 | 108 | 113 | 46.4 | 85 | 69 | 45.5 |
| Manslaughter | 6 | 15 | 25 | 72.9 | 9 | 26 | 82.4 |
| Money Laundering | 320 | 50 | 38 | 51.2 | 24 | 21 | 44.6 |
| Murder | 45 | 166 | 80 | 32.1 | 176 | 67 | 28.6 |
| National Defense | 69 | 35 | 31 | 52.8 | 24 | 22 | 50.0 |
| Obscenity/Other Sex Offenses | 117 | 11 | 10 | 51.9 | 10 | 9 | 46.7 |
| Prison Offenses | 151 | 8 | 8 | 52.9 | 6 | 6 | 50.0 |
| Robbery | 454 | 82 | 29 | 30.6 | 65 | 21 | 22.7 |
| Sexual Abuse | 264 | 153 | 68 | 32.6 | 151 | 57 | 28.6 |
| Stalking/Harassing | 62 | 18 | 11 | 50.7 | 12 | 8 | 39.2 |
| Tax | 198 | 10 | 14 | 64.8 | 6 | 12 | 66.7 |
| Other | 29 | 9 | 13 | 82.9 | 0 | 6 | 100.0 |

¹ Of the 64,565 cases, in 15,710 the sentence was a variance below the guideline range, either due to a government motion for a variance (3,774) or a non-government variance (11,936). Due to an inability to calculate the extent of departure for cases with a guideline minimum of life, 128 offenders were excluded from this table. Also, 177 offenders were excluded due to several logical criteria. Of the remaining 15,405 cases, one was excluded due to missing sentence information. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2020 Datafile, USSCFY20.