



Proposed Amendments on Economic Crimes Guidelines

Public Data Briefing

Proposed Amendment

1

Inflationary Adjustments

2

Economic Crimes

A

Restructuring §2B1.1 Loss Table

B

Non-Economic Harm & Sophisticated Means



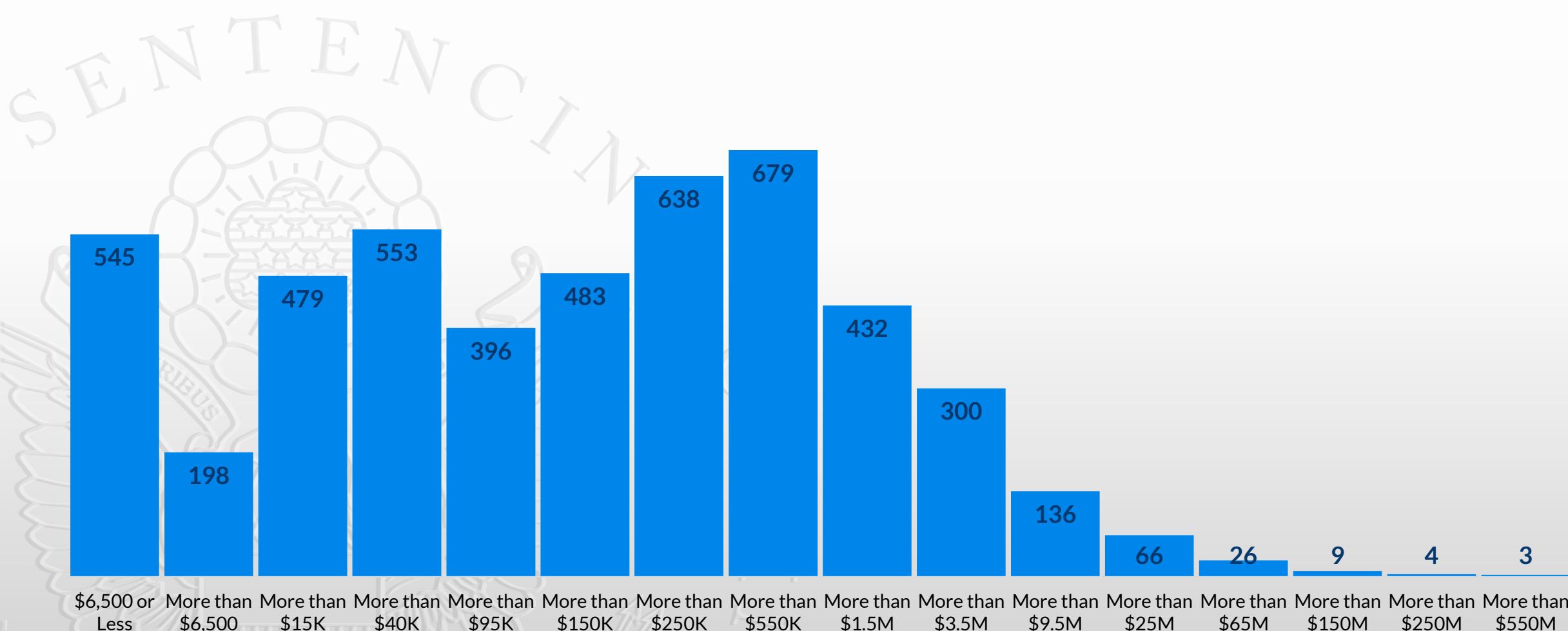
1

Inflationary Adjustments

Individuals in Each §2B1.1 Loss Category

Inflationary Adjustment

Fiscal Year 2024

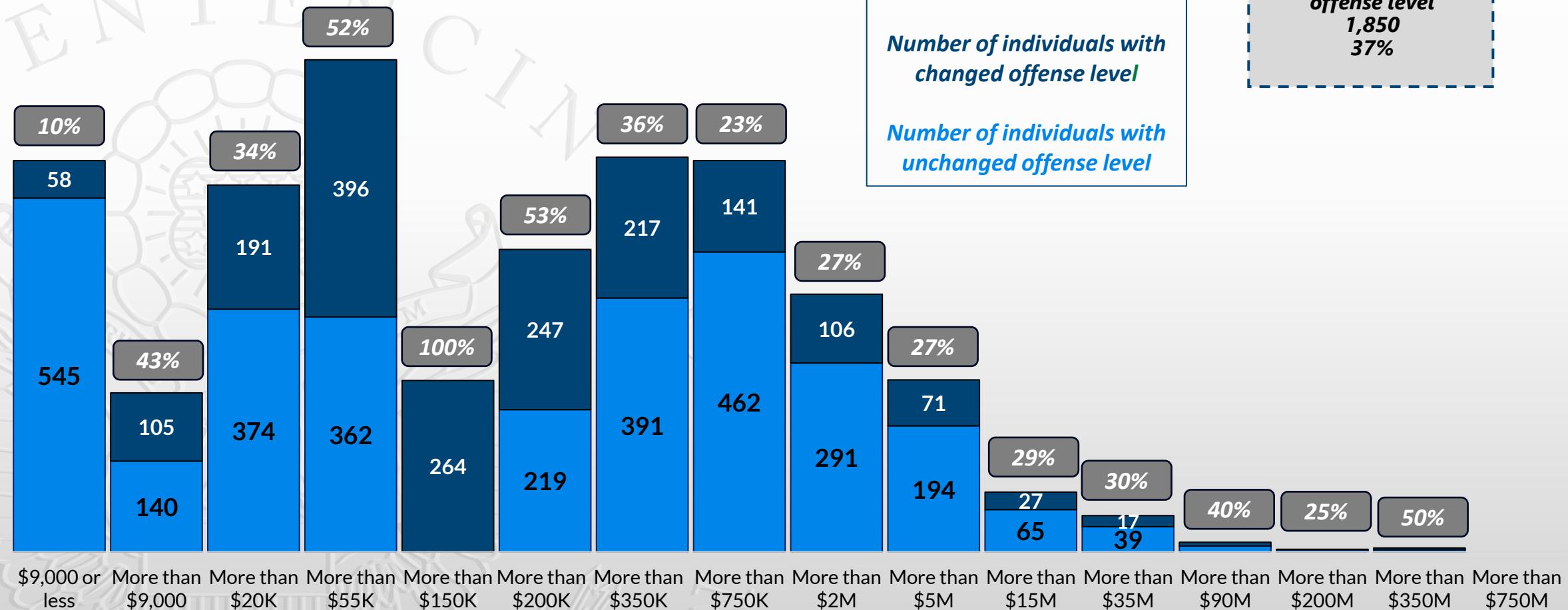


Impact on Offense Level Increases After Inflation Adjustment



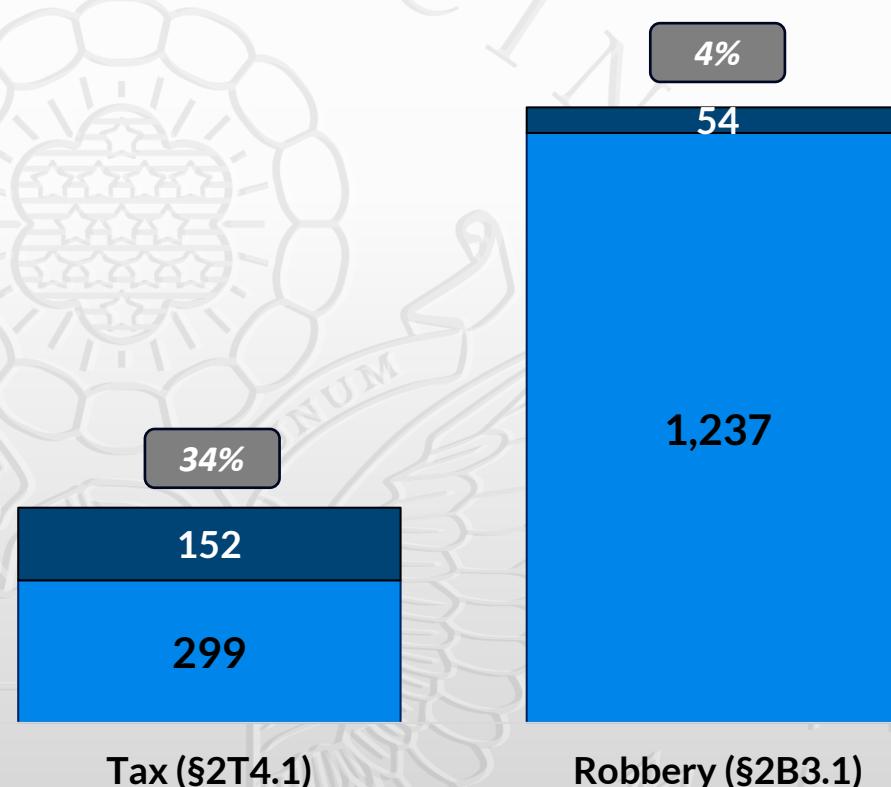
Individuals in Each Inflation Adjusted §2B1.1 Loss Category Fiscal Year 2024

Inflationary Adjustment



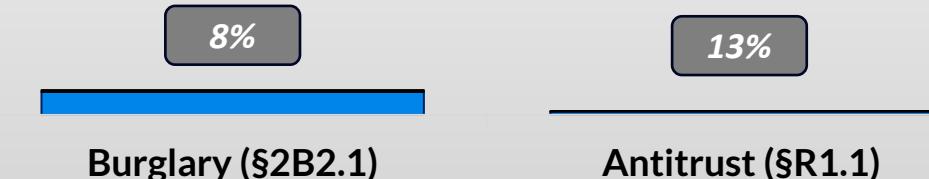
Inflationary Adjustment Impact on Other Guideline Monetary Tables Fiscal Year 2024

Inflationary Adjustment



Percent of individuals with changed offense level
Number of individuals with changed offense level
Number of individuals with unchanged offense level

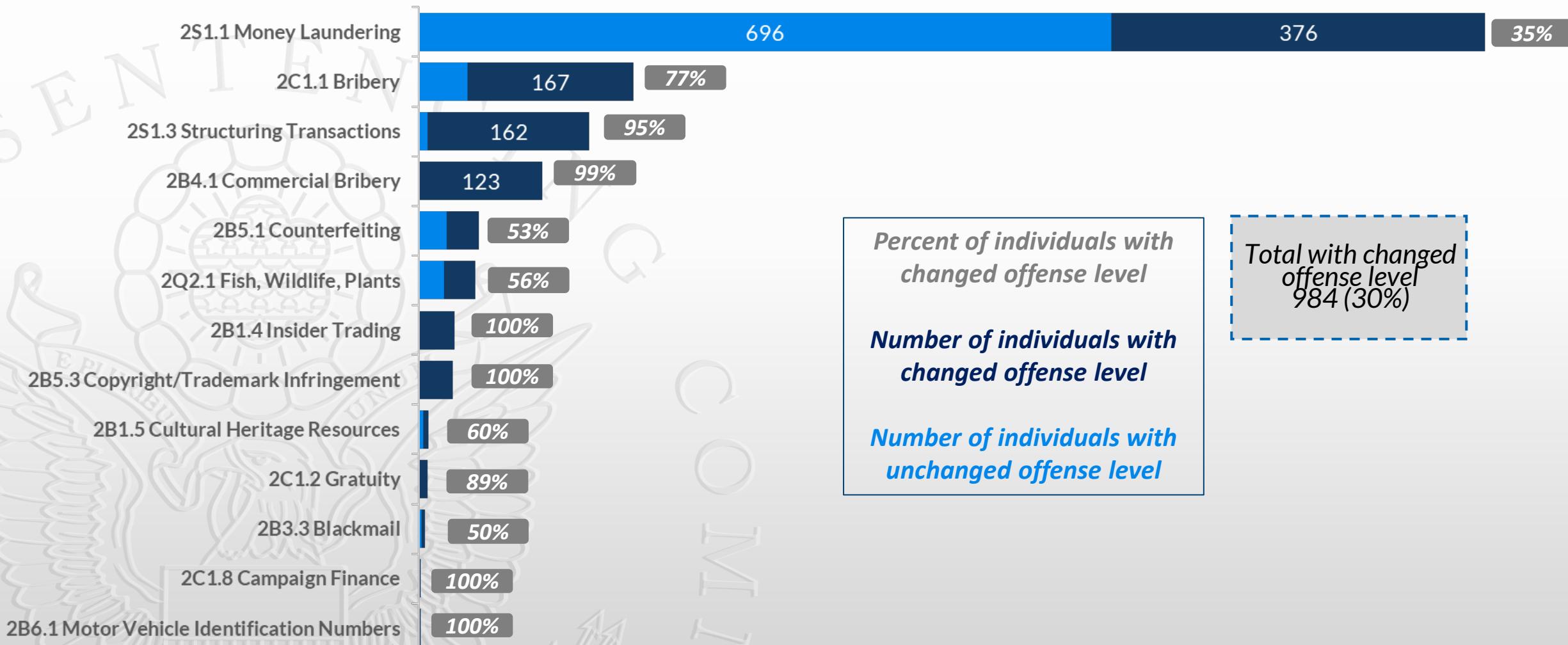
Total with changed offense level
211 (12%)



Inflationary Impact on Guidelines with Provisions

Citing §2B1.1 Loss Table

Fiscal Year 2024



Proposed Amendment

2

Economic Crimes

A

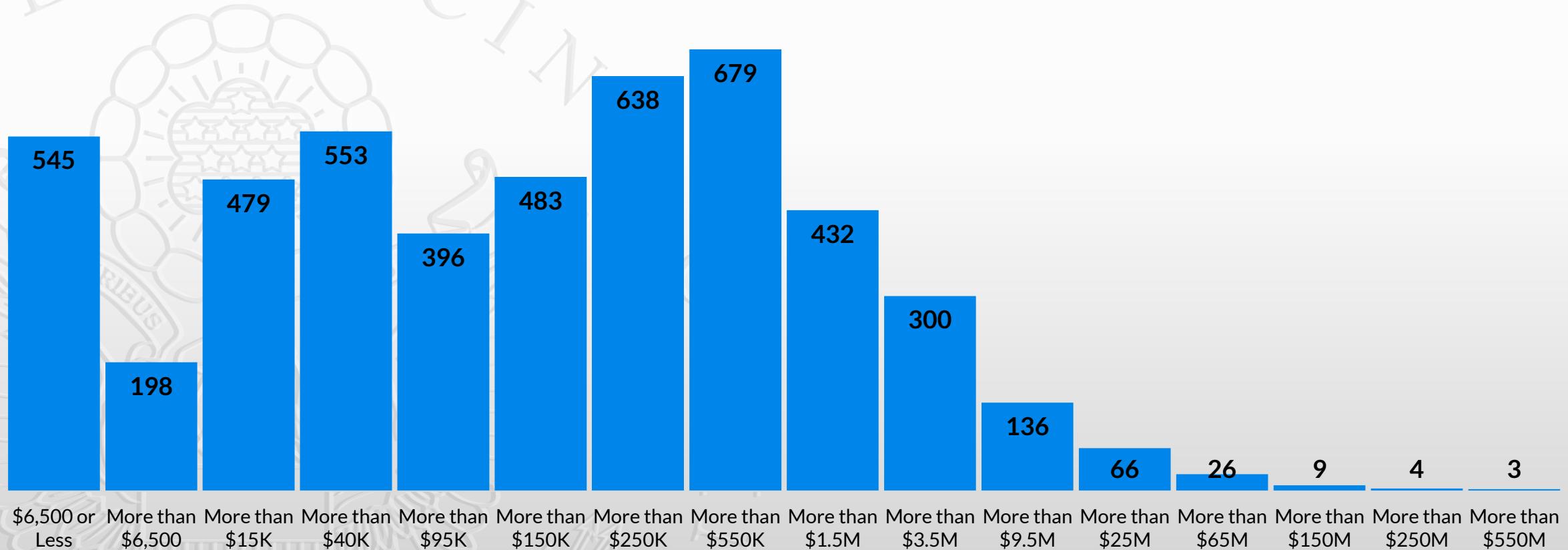
Restructuring §2B1.1 Loss Table



Individuals in Each §2B1.1 Loss Category

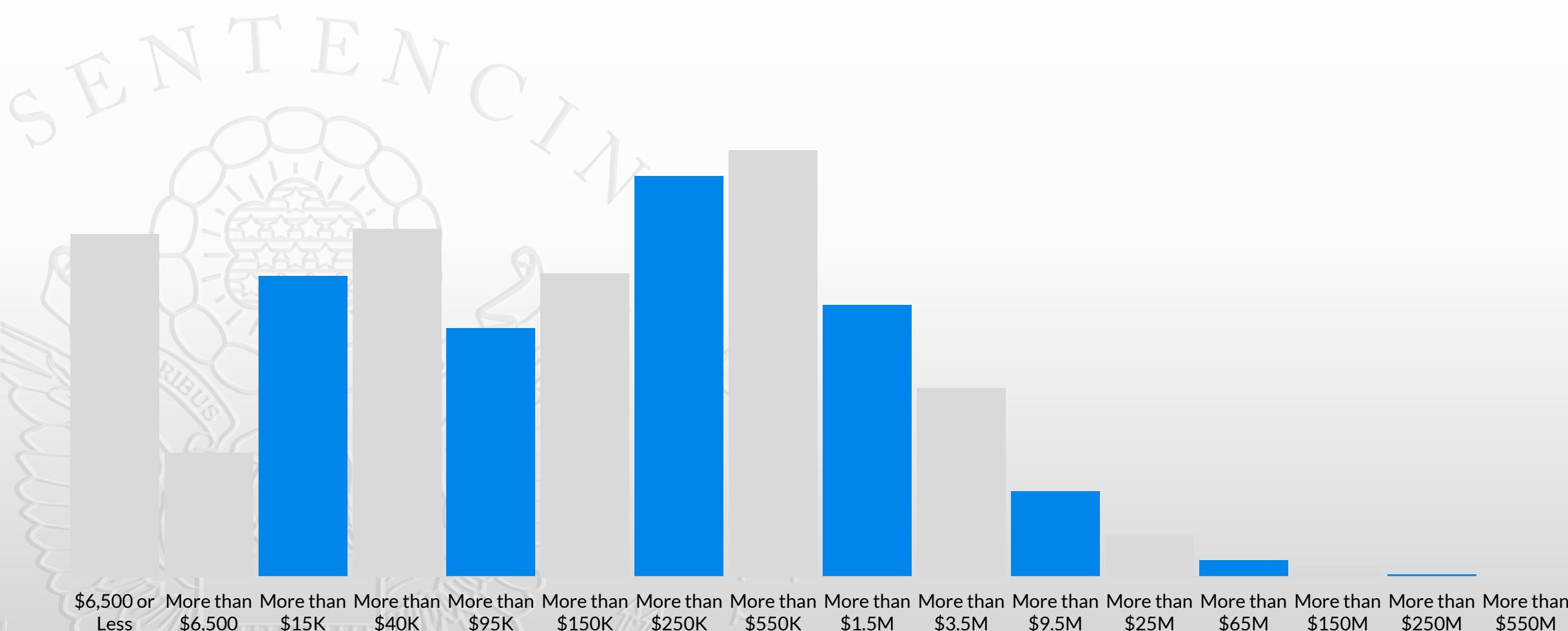
Fiscal Year 2024

Restructuring §2B1.1 Loss Table



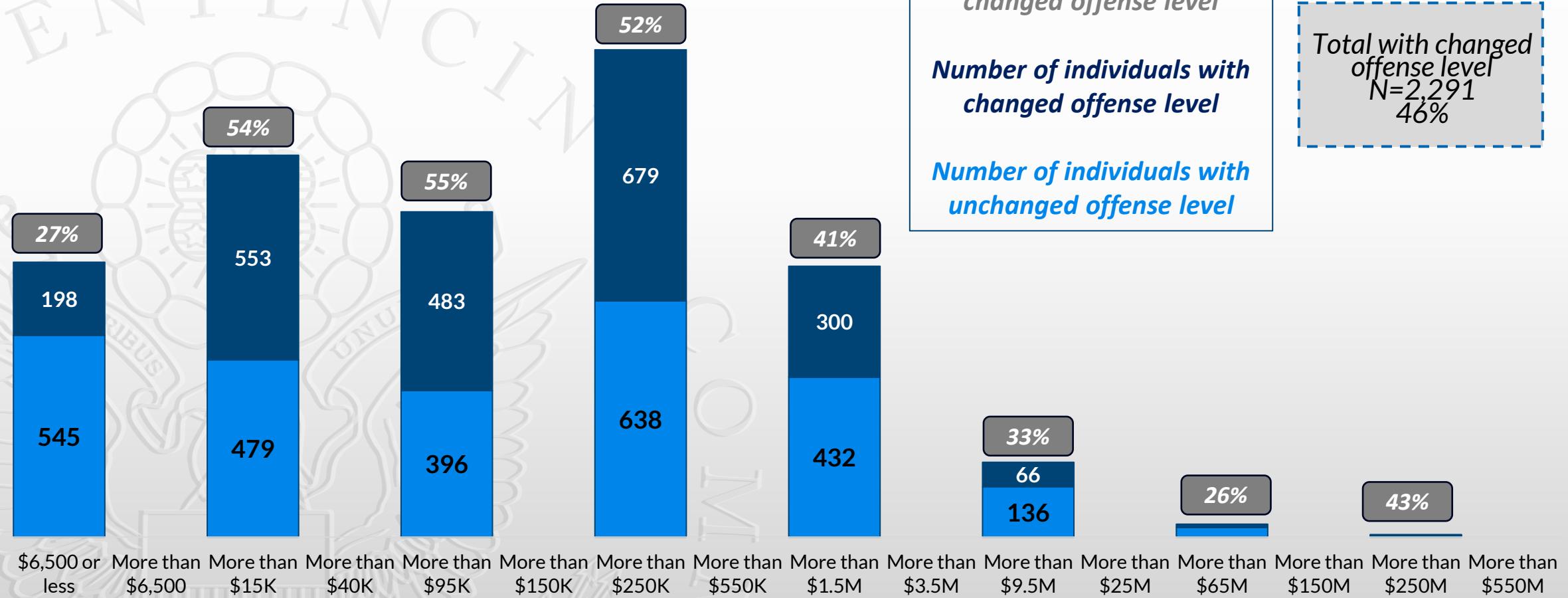
Restructured §2B1.1 Loss Categories

Fiscal Year 2024



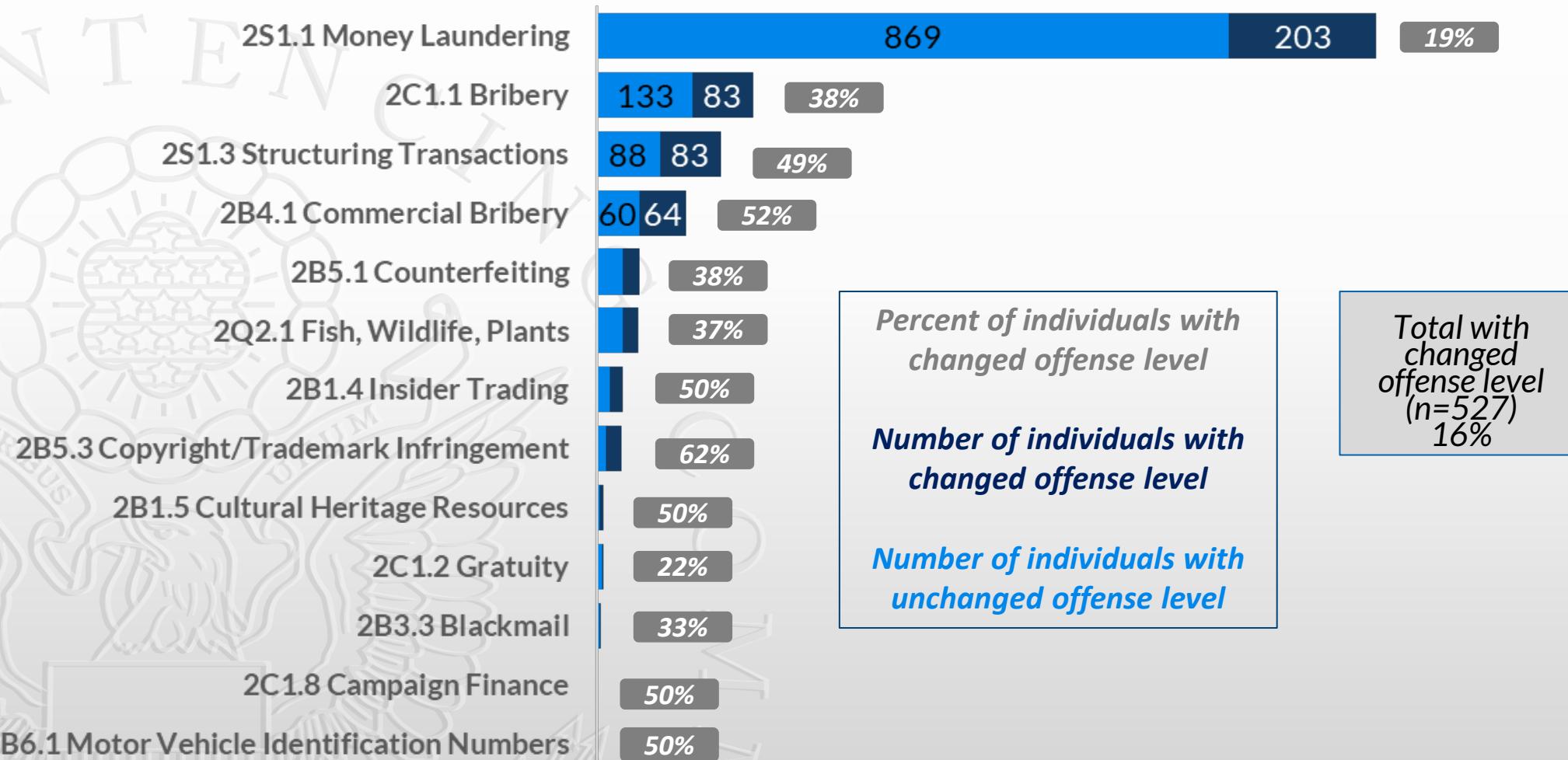
Individuals in Each *Restructured* §2B1.1 Loss Category Fiscal Year 2024

Restructuring §2B1.1 Loss Table



Offense Level Impact of Restructured Loss Table on Guidelines with Provisions Citing §2B1.1 Loss Table Fiscal Year 2024

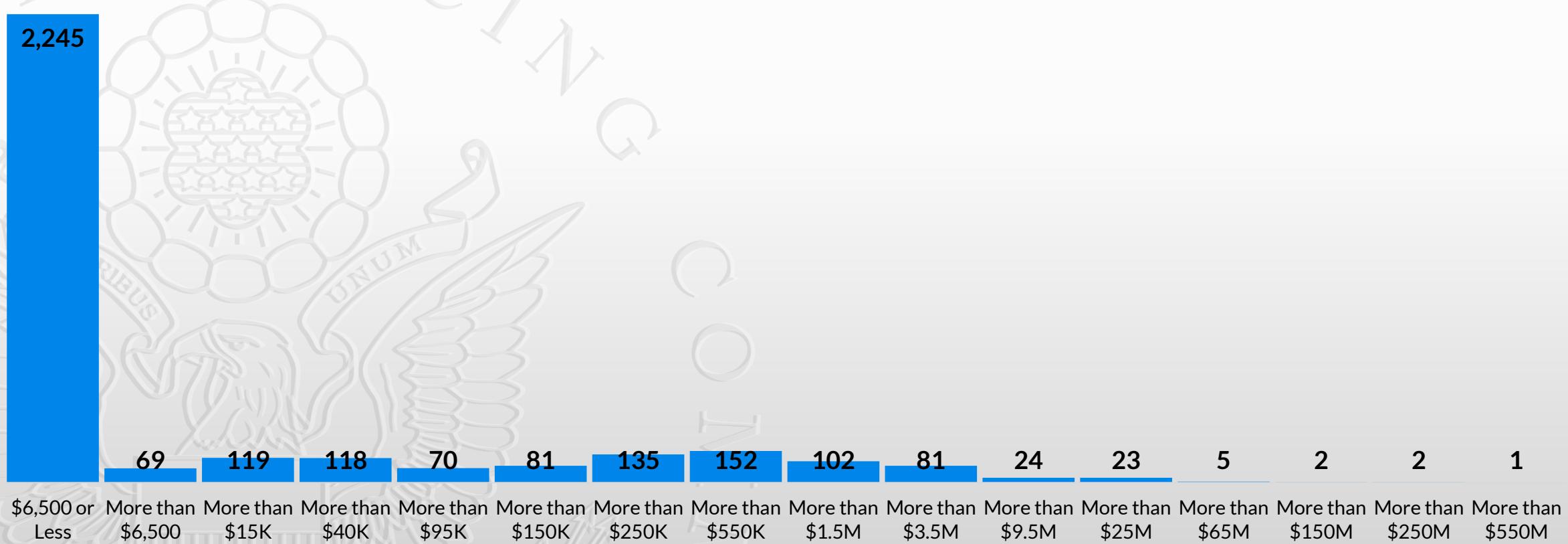
Restructuring §2B1.1 Loss Table



SOURCE: U.S. Sentencing Commission, 2024 Datafile, USSCFY24. The following guidelines with provisions citing the §2B1.1 loss table were excluded that would not have a changed offense level under the proposed amendment: Trespass (§2B2.3), Bribes ERISA (§2E5.1), Material Sexually Exploiting Minor (§2G2.2), Obscene Matter to Minor (§2G3.1), and Obscene Communications (§2G3.2).

§2B1.1 Loss Category for Individuals Sentenced Under Chapter Two Guidelines with Provisions Citing §2B1.1 Loss Table Fiscal Year 2024

Restructuring §2B1.1 Loss Table



Restructured §2B1.1 Loss Categories

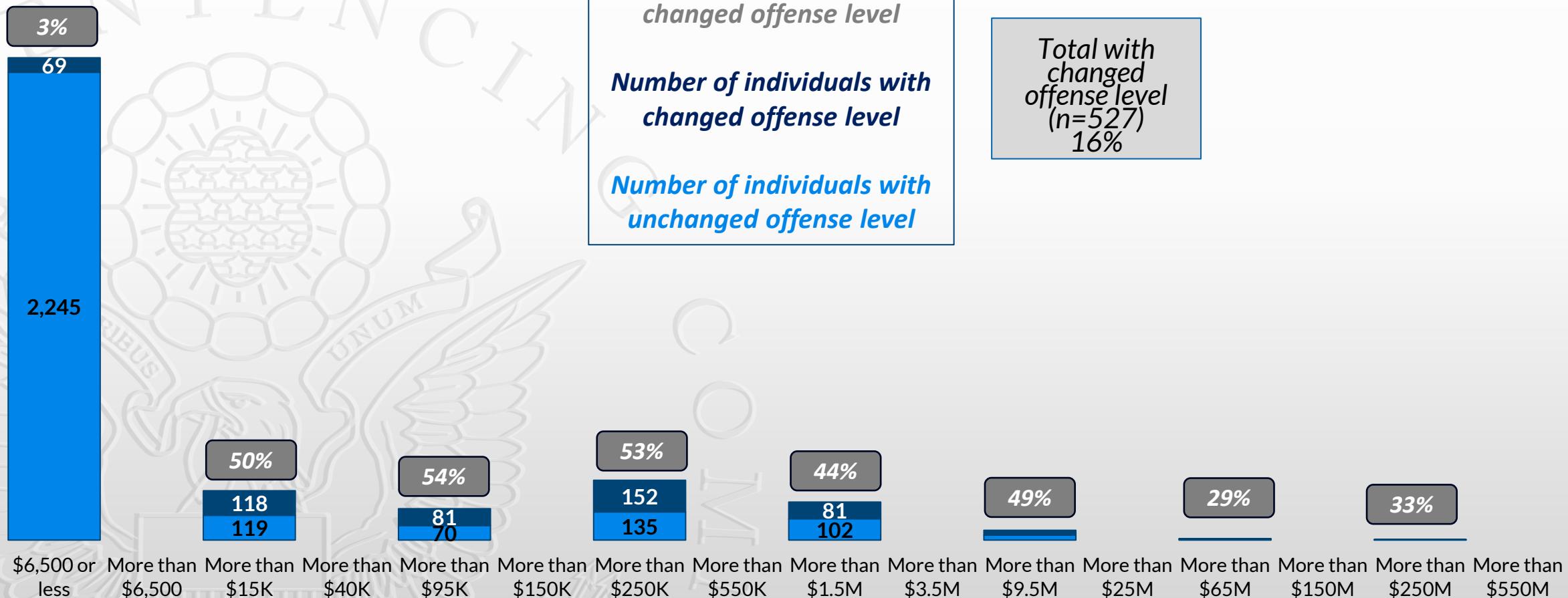
Fiscal Year 2024

Restructuring §2B1.1 Loss Table



Offense Level Impact of Restructured Loss Table: Guidelines with Provisions Citing §2B1.1 Loss Table Fiscal Year 2024

Restructuring §2B1.1 Loss Table



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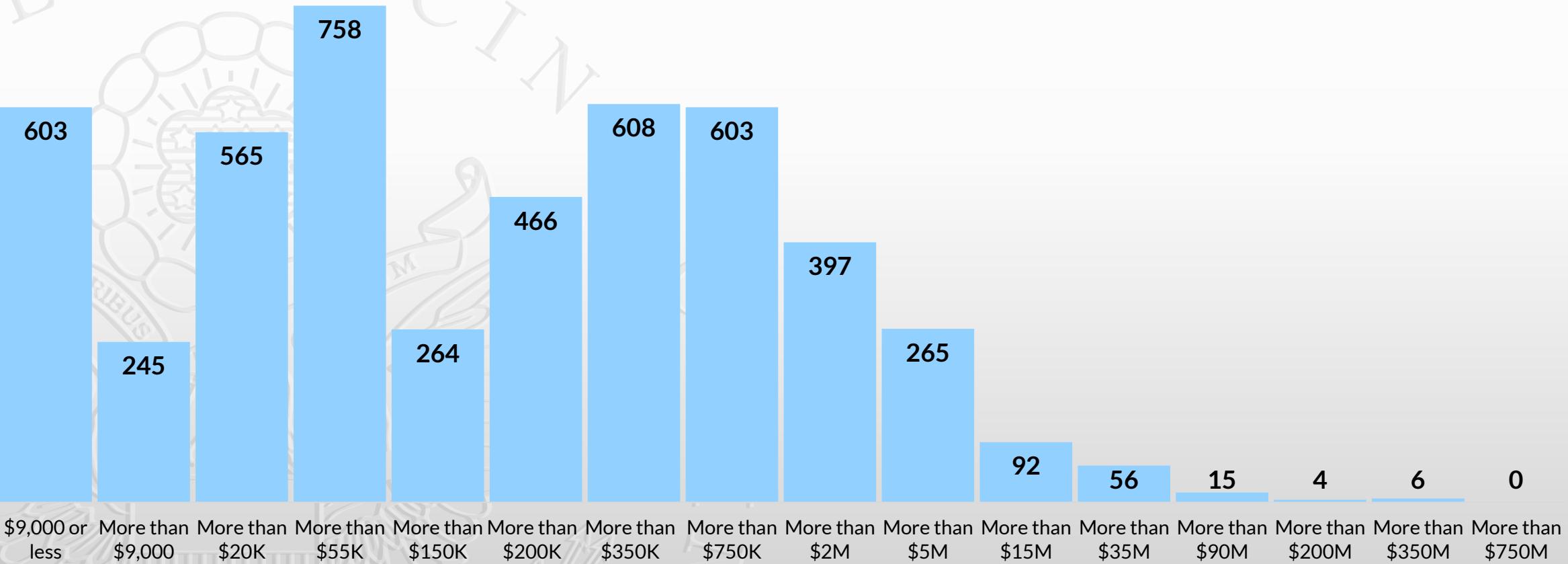
Restructuring §2B1.1 Loss Table



Individuals in Each *Inflation Adjusted* §2B1.1 Loss Category Fiscal Year 2024

Inflationary Adjustment

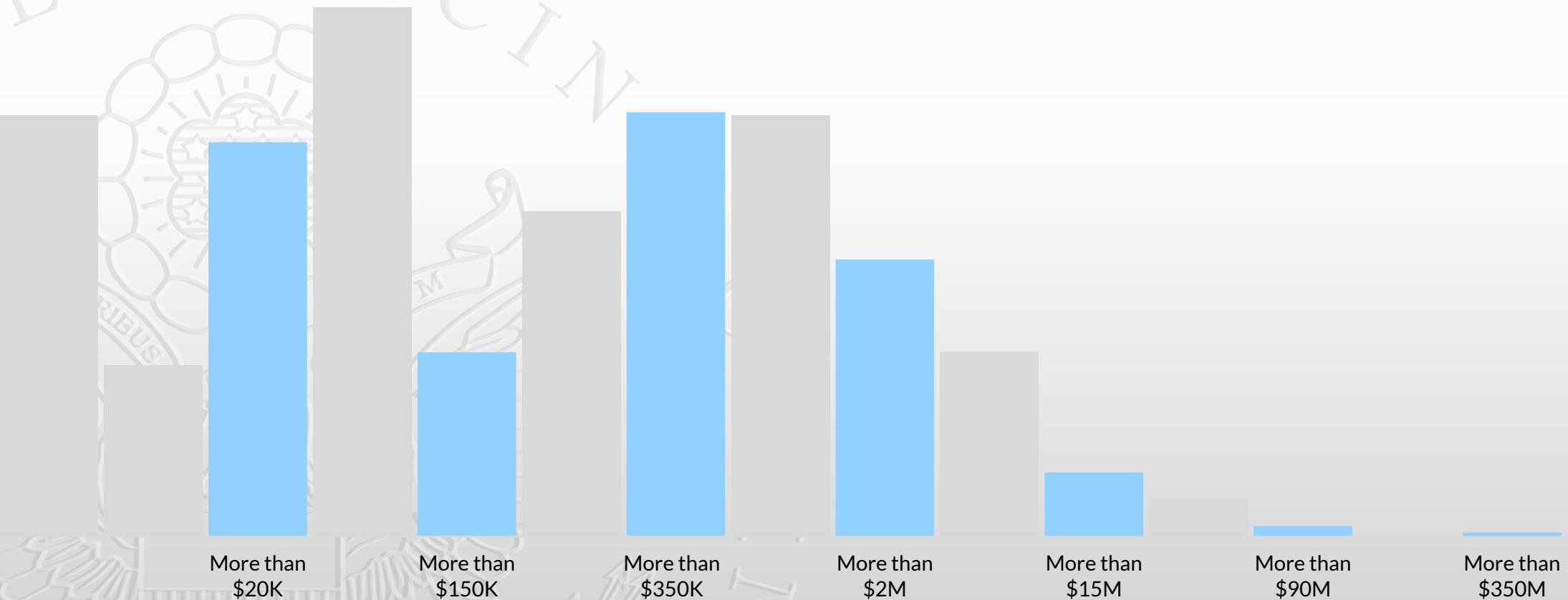
Restructuring §2B1.1 Loss Table



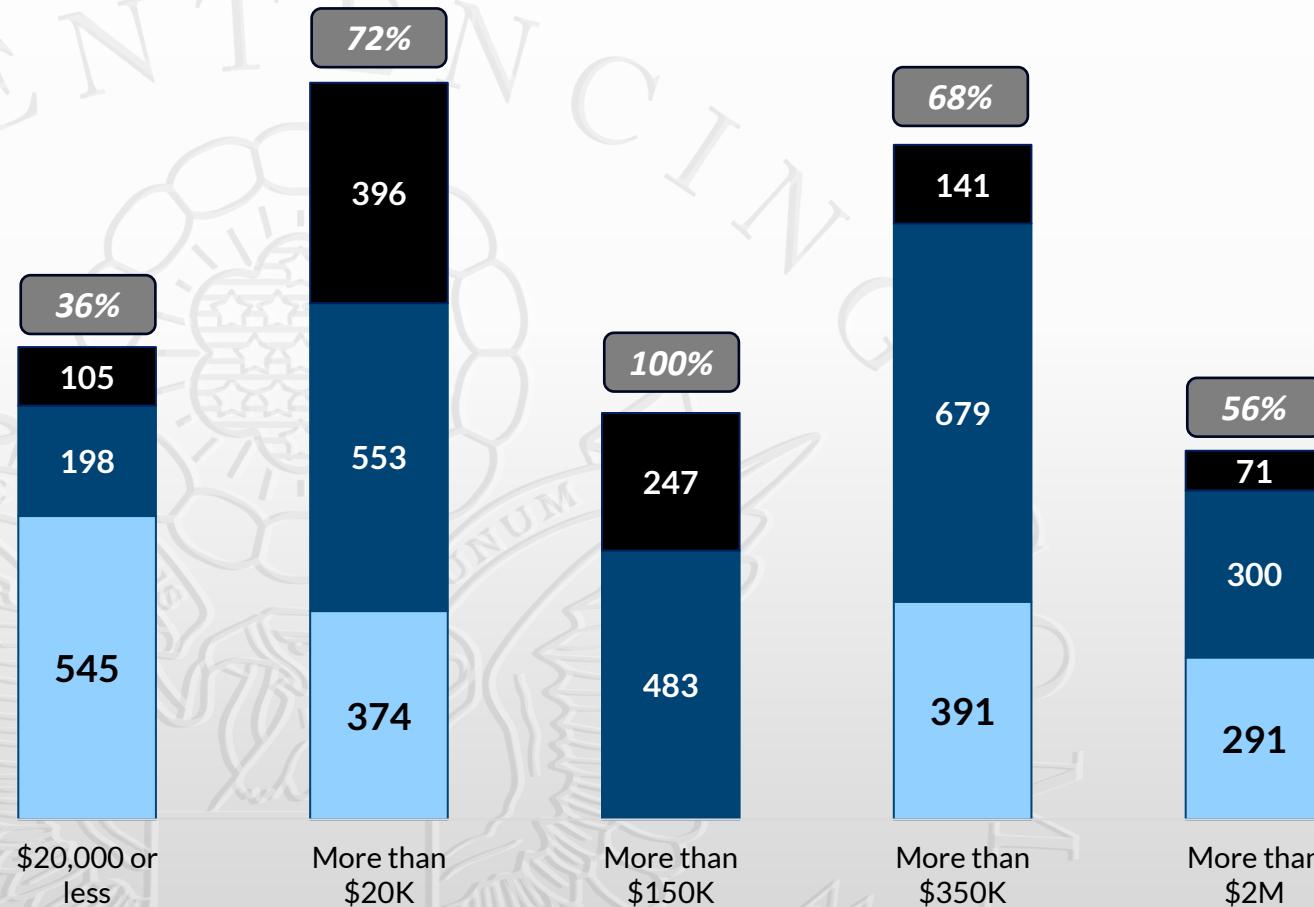
Individuals in Each *Inflation Adjusted* §2B1.1 Loss Category Fiscal Year 2024

Inflationary Adjustment

Restructuring §2B1.1 Loss Table



Individuals in Each *Inflation Adjusted and Restructured* §2B1.1 Loss Category Fiscal Year 2024



Inflationary Adjustment

Restructuring §2B1.1 Loss Table

Percent of individuals with changed offense level

Number of individuals with 4-Level Reduction

Number of individuals with 2-Level Reduction

Number of individuals with unchanged offense level

Total with changed offense level (n=3,269)
66%

56%

1/66

65

53%

50%

More than \$350M

More than \$90M

More than \$15M

Proposed Amendment

2

Economic Crimes

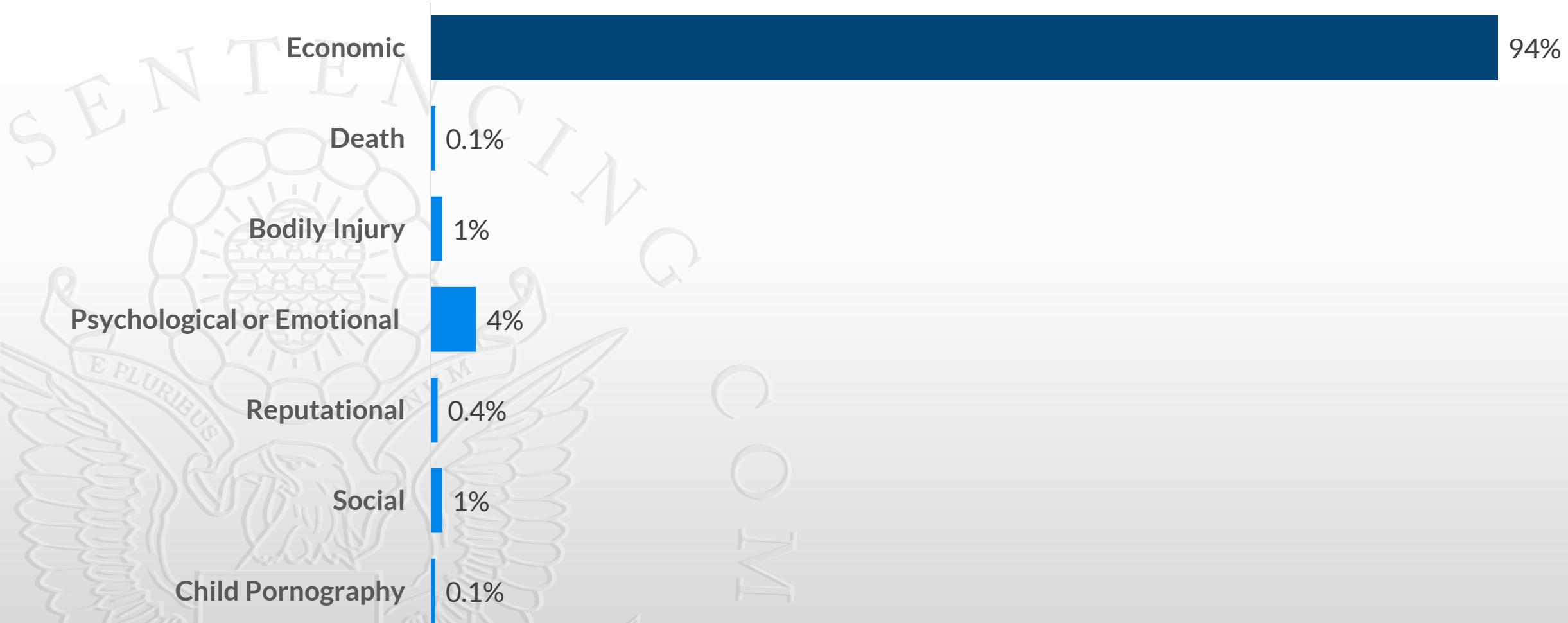
B

Non-Economic Harm



Prevalence of Economic & Non-Economic Harms Among Victims of §2B1.1 Offenses Fiscal Year 2023

Non-Economic Harm



Proposed Amendment

2

Economic Crimes

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Sophisticated Means

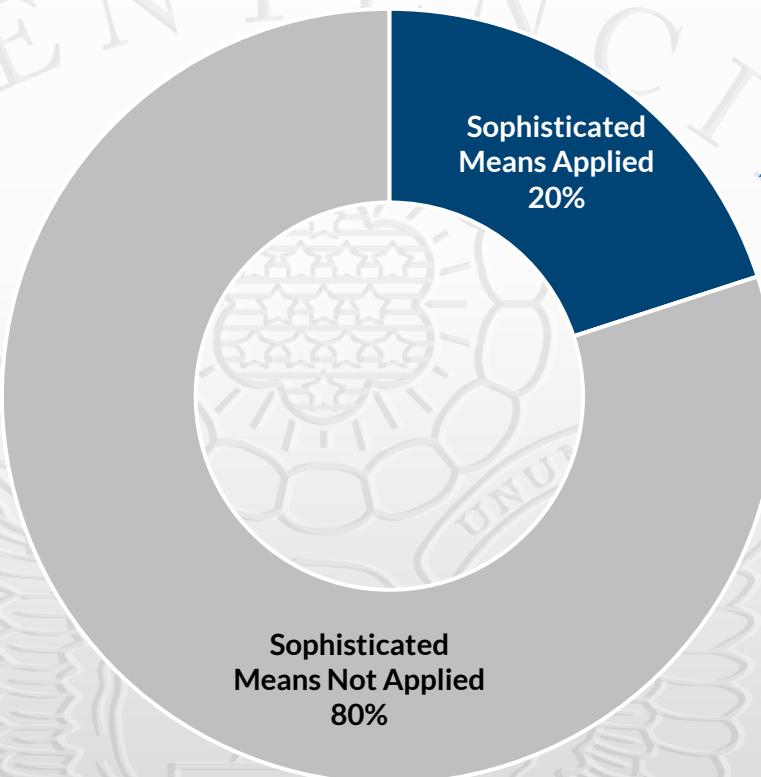


Application of Sophisticated Means Enhancement

§2B1.1(b)(10)

Fiscal Year 2024

Sophisticated Means



Sophisticated Means (§2B1.1(b)(10)) Applied (n=977)





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Other Resources

- 1 *Crime Victims Fact Sheet: Federal Economic Offenses (2025)*
- 2 *Quick Facts (2024)*
- 3 *Cyber Technology in Federal Crime (2024)*
- 4 *The Criminal History of Federal Economic Crime Offenders (2020)*
- 5 *What Does Federal Economic Crime Really Look Like? (2019)*



***The Commission is accepting public comment on these proposed amendments
through February 10, 2026***

comment.ussc.gov

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