

U.S. Sentencing Commission Compassionate Release Data Report

**Fiscal Year 2023, 2nd Quarter
(October 1, 2022, through March 31, 2023)**



May 2023

Introduction

As part of its ongoing mission, the United States Sentencing Commission provides Congress, the judiciary, the executive branch, and the general public with data extracted from and based on sentencing documents submitted by courts to the Commission.¹ Data is reported on an annual basis in the Commission's *Annual Report* and *Sourcebook of Federal Sentencing Statistics*.²

The Commission also reports preliminary data for an ongoing fiscal year in order to provide real-time analysis of sentencing practices in the federal courts. Since 2005, the Commission has published a series of quarterly reports that are similar in format and methodology to tables and figures produced in the *Sourcebook of Federal Sentencing Statistics*. The quarterly reports contain cumulative data for the ongoing fiscal year (*i.e.*, data from the start of the fiscal year through the most current quarter). From time to time the Commission also reports data regarding other sentencing trends, such as resentencings or other modifications of sentences previously imposed.

Section 3582(c)(1)(A) of title 18, United States Code, provides courts with the authority to reduce a term of imprisonment after it has been imposed in specific circumstances. One of the circumstances provided in the statute is that “extraordinary and compelling reasons” warrant such a reduction. Motions asserting that reason are commonly referred to as “compassionate release” motions. When considering any motion under section 3582(c)(1)(A), courts are also required to consider the factors set forth in section 3553(a) of title 18 and to find that any reduction “is consistent with applicable policy statements issued by the Sentencing Commission.”³

Before December 2018, courts were authorized to consider motions under section 3582(c)(1)(A) only if they were filed by the Director of the Bureau of Prisons. In December 2018, Congress amended that portion of section 3582 to authorize courts to also consider motions filed by offenders, in certain circumstances.⁴

¹ In each federal felony or Class A misdemeanor case, sentencing courts are required to submit the following documents to the Commission: the Judgment and Commitment Order, the Statement of Reasons, the plea agreement (if applicable), the indictment or other charging document, and the Presentence Report. *See* 28 U.S.C. § 994(w).

² Electronic copies of the 1995-2022 ANNUAL REPORT and SOURCEBOOK OF FEDERAL SENTENCING STATISTICS are available at the Commission's website at www.ussc.gov.

³ U.S. SENTENCING COMM'N, Guidelines Manual §1B1.13 (Nov. 2021) [hereinafter USSG].

⁴ The First Step Act of 2018 (Pub. L. No. 115-391 (2018)) went into effect on December 21, 2018. Section 603 of the Act amended section 3582(c)(1)(A) of title 18 to authorize “defendants” (*i.e.*, offenders) to file a motion for compassionate release “after the defendant has fully exhausted all administrative rights to appeal a failure of the Bureau of Prisons to bring a motion on the defendant's behalf or the lapse of 30 days from the receipt of such a request by the warden of the defendant's facility, whichever is earlier.”

With the advent of the COVID-19 pandemic,⁵ the courts received thousands of compassionate release motions, most filed by offenders. Data on compassionate release motions decided by the courts from fiscal year 2020 to fiscal year 2022 is available at the Commission's website at www.ussc.gov.

This report provides an analysis of the compassionate release motions filed with the courts and decided during the first two quarters of fiscal year 2023. Table 1 and Figure 1, combine this data with data on compassionate release motions from prior fiscal years to facilitate trend analyses. The data in this report is limited to motions for which the Commission received or obtained court documentation and completed its analysis by May 3, 2023.

⁵ On January 31, 2020, the Secretary of Health and Human Services declared the coronavirus (COVID-19) a public health emergency as of January 27. The World Health Organization declared the COVID-19 outbreak a global pandemic on March 11, 2020. President Trump declared a national emergency concerning COVID-19 on March 13, 2020, retroactive to March 1, 2020. In 2023, Congress later passed a law ending the national emergency, which became effective on April 10, 2023. Pub. L. No. 118-3. President Biden declared an end to the public health emergency effective May 11, 2023.

Table 1

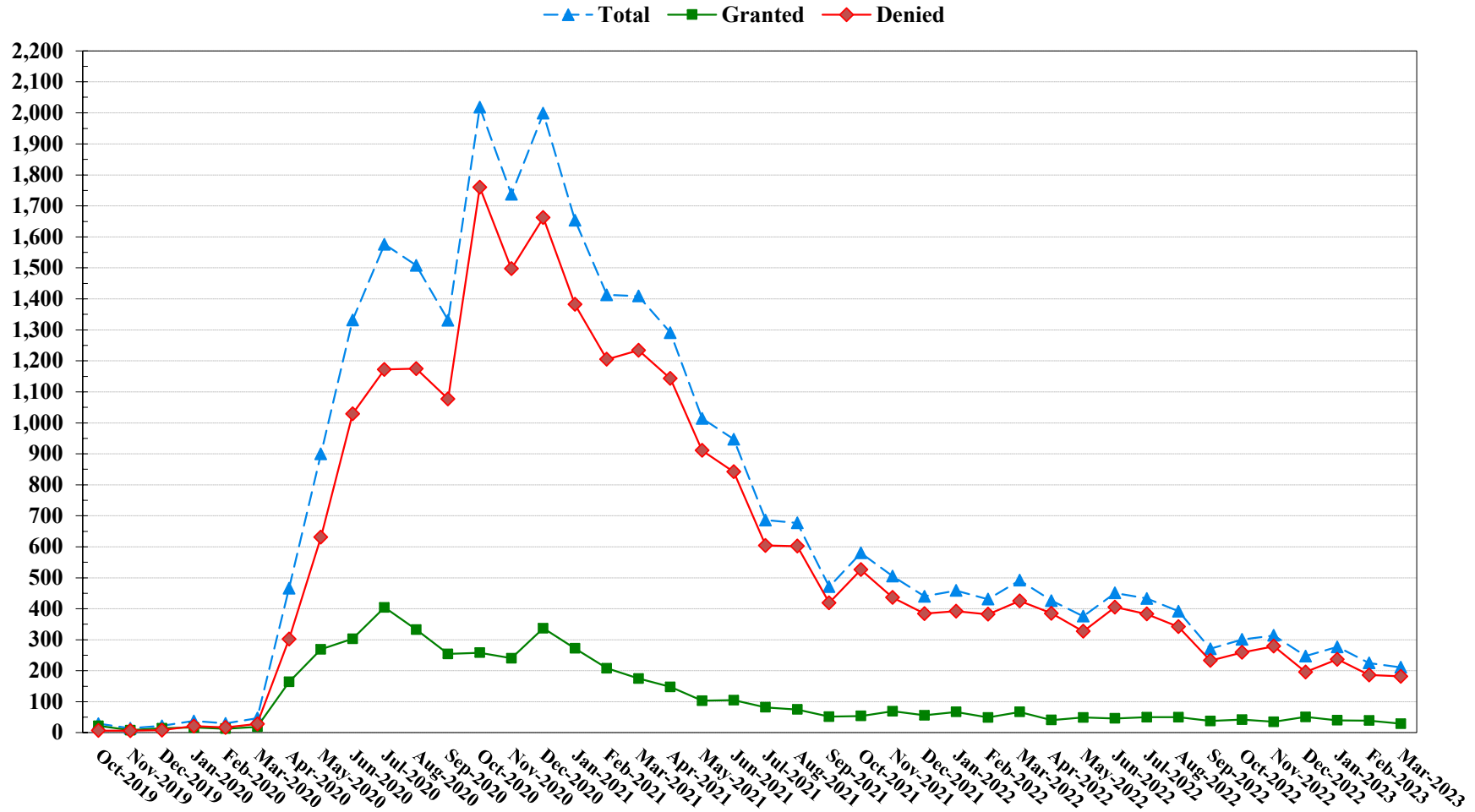
**MOTIONS FOR COMPASSIONATE RELEASE
BY MONTH OF COURT DECISION¹**

Year	Month	Total	Granted		Denied	
		N	N	%	N	%
TOTAL		29,440	4,747	16.1	24,693	83.9
2019	October	29	22	75.9	7	24.1
2019	November	14	8	57.1	6	42.9
2019	December	22	14	63.6	8	36.4
2020	January	38	17	44.7	21	55.3
2020	February	30	13	43.3	17	56.7
2020	March	47	19	40.4	28	59.6
2020	April	466	164	35.2	302	64.8
2020	May	900	269	29.9	631	70.1
2020	June	1,332	303	22.7	1,029	77.3
2020	July	1,576	404	25.6	1,172	74.4
2020	August	1,508	333	22.1	1,175	77.9
2020	September	1,331	254	19.1	1,077	80.9
2020	October	2,018	258	12.8	1,760	87.2
2020	November	1,737	240	13.8	1,497	86.2
2020	December	1,999	337	16.9	1,662	83.1
2021	January	1,654	272	16.4	1,382	83.6
2021	February	1,413	208	14.7	1,205	85.3
2021	March	1,409	175	12.4	1,234	87.6
2021	April	1,291	148	11.5	1,143	88.5
2021	May	1,014	103	10.2	911	89.8
2021	June	947	105	11.1	842	88.9
2021	July	686	82	12.0	604	88.0
2021	August	677	75	11.1	602	88.9
2021	September	471	52	11.0	419	89.0
2021	October	580	54	9.3	526	90.7
2021	November	505	69	13.7	436	86.3
2021	December	440	56	12.7	384	87.3
2022	January	459	67	14.6	392	85.4
2022	February	431	49	11.4	382	88.6
2022	March	492	67	13.6	425	86.4
2022	April	426	41	9.6	385	90.4
2022	May	376	49	13.0	327	87.0
2022	June	451	46	10.2	405	89.8
2022	July	433	50	11.5	383	88.5
2022	August	392	50	12.8	342	87.2
2022	September	271	38	14.0	233	86.0
2022	October	301	42	14.0	259	86.0
2022	November	314	35	11.1	279	88.9
2022	December	247	51	20.6	196	79.4
2023	January	277	40	14.4	237	85.6
2023	February	225	39	17.3	186	82.7
2023	March	211	29	13.7	182	86.3

¹ Of the 30,372 cases reported to the Commission, 932 were excluded due to indeterminable motion status.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Figure 1
MOTIONS FOR COMPASSIONATE RELEASE
BY MONTH OF COURT DECISION



SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 2

GEOGRAPHICAL DISTRIBUTION OF MOTIONS FOR COMPASSIONATE RELEASE BY DISTRICT¹
Fiscal Year 2023, 2nd Quarter

District	Total		Granted		Denied		District	Total		Granted		Denied	
	N		N	%	N	%		N		N	%	N	%
TOTAL	1,575		236	15.0	1,339	85.0							
Middle Florida	85		6	7.1	79	92.9	Northern Oklahoma	10		4	40.0	6	60.0
Western Tennessee	85		3	3.5	82	96.5	Southern Texas	10		1	10.0	9	90.0
Southern Florida	82		2	2.4	80	97.6	Western Wisconsin	9		0	0.0	9	100.0
Southern Iowa	69		3	4.3	66	95.7	Maine	9		0	0.0	9	100.0
Eastern North Carolina	67		4	6.0	63	94.0	Eastern Michigan	9		4	44.4	5	55.6
Eastern Virginia	62		8	12.9	54	87.1	Eastern Texas	8		0	0.0	8	100.0
Western Missouri	58		2	3.4	56	96.6	Vermont	8		2	25.0	6	75.0
Maryland	51		16	31.4	35	68.6	Northern Indiana	8		1	12.5	7	87.5
Minnesota	44		6	13.6	38	86.4	Western Oklahoma	8		1	12.5	7	87.5
South Carolina	44		10	22.7	34	77.3	Northern California	7		6	85.7	1	14.3
New Jersey	43		7	16.3	36	83.7	Middle North Carolina	7		1	14.3	6	85.7
Western North Carolina	42		7	16.7	35	83.3	Hawaii	7		4	57.1	3	42.9
Southern California	34		10	29.4	24	70.6	Southern Mississippi	6		1	16.7	5	83.3
Northern Iowa	34		1	2.9	33	97.1	Northern West Virginia	6		0	0.0	6	100.0
Middle Pennsylvania	33		1	3.0	32	97.0	Southern New York	6		6	100.0	0	0.0
Eastern Missouri	31		0	0.0	31	100.0	Middle Alabama	6		1	16.7	5	83.3
Northern Texas	30		1	3.3	29	96.7	New Hampshire	6		0	0.0	6	100.0
Western Texas	27		2	7.4	25	92.6	Eastern Washington	6		3	50.0	3	50.0
Western Michigan	26		0	0.0	26	100.0	Oregon	6		5	83.3	1	16.7
Montana	25		10	40.0	15	60.0	Massachusetts	4		3	75.0	1	25.0
Southern Indiana	25		1	4.0	24	96.0	Central Illinois	4		0	0.0	4	100.0
Western Kentucky	24		2	8.3	22	91.7	Rhode Island	3		1	33.3	2	66.7
Central California	24		2	8.3	22	91.7	Nevada	3		3	100.0	0	0.0
Western Pennsylvania	24		3	12.5	21	87.5	Eastern California	2		2	100.0	0	0.0
Western Virginia	22		5	22.7	17	77.3	Northern Mississippi	2		0	0.0	2	100.0
Eastern New York	21		9	42.9	12	57.1	Western New York	2		2	100.0	0	0.0
Kansas	19		9	47.4	10	52.6	Puerto Rico	2		2	100.0	0	0.0
North Dakota	18		1	5.6	17	94.4	Northern Alabama	2		0	0.0	2	100.0
Middle Georgia	17		1	5.9	16	94.1	Idaho	2		2	100.0	0	0.0
South Dakota	17		3	17.6	14	82.4	Guam	1		0	0.0	1	100.0
Wyoming	15		4	26.7	11	73.3	Arizona	1		1	100.0	0	0.0
Northern Illinois	15		10	66.7	5	33.3	Alaska	1		1	100.0	0	0.0
Nebraska	14		1	7.1	13	92.9	Middle Louisiana	1		0	0.0	1	100.0
Eastern Louisiana	14		3	21.4	11	78.6	Southern Alabama	1		0	0.0	1	100.0
Utah	14		3	21.4	11	78.6	Southern Ohio	1		0	0.0	1	100.0
Southern Georgia	14		0	0.0	14	100.0	Northern New York	1		1	100.0	0	0.0
Western Washington	14		4	28.6	10	71.4	New Mexico	1		1	100.0	0	0.0
Southern West Virginia	13		2	15.4	11	84.6	Delaware	0		0	0.0	0	0.0
Southern Illinois	13		0	0.0	13	100.0	Virgin Islands	0		0	0.0	0	0.0
District of Columbia	12		4	33.3	8	66.7	Western Louisiana	0		0	0.0	0	0.0
Eastern Pennsylvania	12		0	0.0	12	100.0	Northern Ohio	0		0	0.0	0	0.0
Eastern Arkansas	12		1	8.3	11	91.7	Middle Tennessee	0		0	0.0	0	0.0
Eastern Kentucky	12		2	16.7	10	83.3	Western Arkansas	0		0	0.0	0	0.0
Eastern Wisconsin	11		0	0.0	11	100.0	Northern Mariana Islands	0		0	0.0	0	0.0
Colorado	11		4	36.4	7	63.6	Eastern Oklahoma	0		0	0.0	0	0.0
Eastern Tennessee	10		2	20.0	8	80.0	Northern Florida	0		0	0.0	0	0.0
Connecticut	10		2	20.0	8	80.0	Northern Georgia	0		0	0.0	0	0.0

¹ Of the 1,627 cases reported to the Commission in Fiscal Year 2023, 52 were excluded due to indeterminable motion status.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 3

**MOTIONS FOR COMPASSIONATE RELEASE
IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2023, 2nd Quarter**

CIRCUIT District	TOTAL	Granted		Denied	
	N	N	%	N	%
TOTAL	1,575	236	15.0	1,339	85.0
D.C. CIRCUIT	12	4	33.3	8	66.7
District of Columbia	12	4	33.3	8	66.7
FIRST CIRCUIT	24	6	25.0	18	75.0
Maine	9	0	0.0	9	100.0
Massachusetts	4	3	75.0	1	25.0
New Hampshire	6	0	0.0	6	100.0
Puerto Rico	2	2	100.0	0	0.0
Rhode Island	3	1	33.3	2	66.7
SECOND CIRCUIT	48	22	45.8	26	54.2
Connecticut	10	2	20.0	8	80.0
New York					
Eastern	21	9	42.9	12	57.1
Northern	1	1	100.0	0	0.0
Southern	6	6	100.0	0	0.0
Western	2	2	100.0	0	0.0
Vermont	8	2	25.0	6	75.0
THIRD CIRCUIT	112	11	9.8	101	90.2
Delaware	0	0	--	0	--
New Jersey	43	7	16.3	36	83.7
Pennsylvania					
Eastern	12	0	0.0	12	100.0
Middle	33	1	3.0	32	97.0
Western	24	3	12.5	21	87.5
Virgin Islands	0	0	--	0	--
FOURTH CIRCUIT	314	53	16.9	261	83.1
Maryland	51	16	31.4	35	68.6
North Carolina					
Eastern	67	4	6.0	63	94.0
Middle	7	1	14.3	6	85.7
Western	42	7	16.7	35	83.3
South Carolina	44	10	22.7	34	77.3
Virginia					
Eastern	62	8	12.9	54	87.1
Western	22	5	22.7	17	77.3
West Virginia					
Northern	6	0	0.0	6	100.0
Southern	13	2	15.4	11	84.6

Table 3 (cont.)

CIRCUIT District	TOTAL	Granted		Denied	
	N	N	%	N	%
FIFTH CIRCUIT	98	8	8.2	90	91.8
Louisiana					
Eastern	14	3	21.4	11	78.6
Middle	1	0	0.0	1	100.0
Western	0	0	--	0	--
Mississippi					
Northern	2	0	0.0	2	100.0
Southern	6	1	16.7	5	83.3
Texas					
Eastern	8	0	0.0	8	100.0
Northern	30	1	3.3	29	96.7
Southern	10	1	10.0	9	90.0
Western	27	2	7.4	25	92.6
SIXTH CIRCUIT	167	13	7.8	154	92.2
Kentucky					
Eastern	12	2	16.7	10	83.3
Western	24	2	8.3	22	91.7
Michigan					
Eastern	9	4	44.4	5	55.6
Western	26	0	0.0	26	100.0
Ohio					
Northern	0	0	--	0	--
Southern	1	0	0.0	1	100.0
Tennessee					
Eastern	10	2	20.0	8	80.0
Middle	0	0	--	0	--
Western	85	3	3.5	82	96.5
SEVENTH CIRCUIT	85	12	14.1	73	85.9
Illinois					
Central	4	0	0.0	4	100.0
Northern	15	10	66.7	5	33.3
Southern	13	0	0.0	13	100.0
Indiana					
Northern	8	1	12.5	7	87.5
Southern	25	1	4.0	24	96.0
Wisconsin					
Eastern	11	0	0.0	11	100.0
Western	9	0	0.0	9	100.0
EIGHTH CIRCUIT	297	18	6.1	279	93.9
Arkansas					
Eastern	12	1	8.3	11	91.7
Western	0	0	--	0	--
Iowa					
Northern	34	1	2.9	33	97.1
Southern	69	3	4.3	66	95.7
Minnesota	44	6	13.6	38	86.4
Missouri					
Eastern	31	0	0.0	31	100.0
Western	58	2	3.4	56	96.6
Nebraska	14	1	7.1	13	92.9
North Dakota	18	1	5.6	17	94.4
South Dakota	17	3	17.6	14	82.4

Table 3 (cont.)

CIRCUIT District	TOTAL	Granted		Denied	
	N	N	%	N	%
NINTH CIRCUIT	133	53	39.8	80	60.2
Alaska	1	1	100.0	0	0.0
Arizona	1	1	100.0	0	0.0
California					
Central	24	2	8.3	22	91.7
Eastern	2	2	100.0	0	0.0
Northern	7	6	85.7	1	14.3
Southern	34	10	29.4	24	70.6
Guam	1	0	0.0	1	100.0
Hawaii	7	4	57.1	3	42.9
Idaho	2	2	100.0	0	0.0
Montana	25	10	40.0	15	60.0
Nevada	3	3	100.0	0	0.0
Northern Mariana Islands	0	0	--	0	--
Oregon	6	5	83.3	1	16.7
Washington					
Eastern	6	3	50.0	3	50.0
Western	14	4	28.6	10	71.4
TENTH CIRCUIT	78	26	33.3	52	66.7
Colorado	11	4	36.4	7	63.6
Kansas	19	9	47.4	10	52.6
New Mexico	1	1	100.0	0	0.0
Oklahoma					
Eastern	0	0	--	0	--
Northern	10	4	40.0	6	60.0
Western	8	1	12.5	7	87.5
Utah	14	3	21.4	11	78.6
Wyoming	15	4	26.7	11	73.3
ELEVENTH CIRCUIT	207	10	4.8	197	95.2
Alabama					
Middle	6	1	16.7	5	83.3
Northern	2	0	0.0	2	100.0
Southern	1	0	0.0	1	100.0
Florida					
Middle	85	6	7.1	79	92.9
Northern	0	0	--	0	--
Southern	82	2	2.4	80	97.6
Georgia					
Middle	17	1	5.9	16	94.1
Northern	0	0	--	0	--
Southern	14	0	0.0	14	100.0

¹ Of the 1,627 cases reported to the Commission in Fiscal Year 2023, 52 were excluded due to indeterminable motion status.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 4

**MOTIONS FOR COMPASSIONATE RELEASE
BY YEAR OF ORIGINAL SENTENCE¹
Fiscal Year 2023, 2nd Quarter**

Fiscal Year	Total	Granted		Denied	
	N	N	%	N	%
TOTAL	1,569	234	14.9	1,335	85.1
2023	7	2	28.6	5	71.4
2022	110	16	14.5	94	85.5
2021	180	19	10.6	161	89.4
2020	137	8	5.8	129	94.2
2019	149	19	12.8	130	87.2
2018	139	15	10.8	124	89.2
2017	118	9	7.6	109	92.4
2016	86	12	14.0	74	86.0
2015	64	9	14.1	55	85.9
2014	82	15	18.3	67	81.7
2013	62	17	27.4	45	72.6
2012	55	8	14.5	47	85.5
2011	59	12	20.3	47	79.7
2010	49	5	10.2	44	89.8
2009	40	9	22.5	31	77.5
2008	30	9	30.0	21	70.0
2007	36	5	13.9	31	86.1
2006	22	7	31.8	15	68.2
2005	21	5	23.8	16	76.2
2004	17	3	17.6	14	82.4
2003	20	6	30.0	14	70.0
2002	7	3	42.9	4	57.1
2001	12	2	16.7	10	83.3
2000	8	3	37.5	5	62.5
1999	12	4	33.3	8	66.7
1998	10	7	70.0	3	30.0
1997	13	1	7.7	12	92.3
1996	7	0	0.0	7	100.0
1995	1	0	0.0	1	100.0
1994	5	1	20.0	4	80.0
1993	5	1	20.0	4	80.0
1992	3	2	66.7	1	33.3
1991	2	0	0.0	2	100.0
1990	1	0	0.0	1	100.0

¹ Of the 1,575 cases reported to the Commission with motion status information in Fiscal Year 2023, six were excluded from this analysis because the cases cannot be matched with an original case in the Commission's records.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 5

ORIGIN OF GRANTED MOTIONS FOR COMPASSIONATE RELEASE¹
Fiscal Year 2023, 2nd Quarter

CIRCUIT	Total		Defendant		Director BOP		Attorney for the Government		Joint Motion ²	
	N	%	N	%	N	%	N	%	N	%
TOTAL	236		228	96.6	3	1.3	0	0.0	5	2.1
D.C. CIRCUIT	4		4	100.0	0	0.0	0	0.0	0	0.0
FIRST CIRCUIT	6		5	83.3	0	0.0	0	0.0	1	16.7
SECOND CIRCUIT	22		22	100.0	0	0.0	0	0.0	0	0.0
THIRD CIRCUIT	11		11	100.0	0	0.0	0	0.0	0	0.0
FOURTH CIRCUIT	53		52	98.1	1	1.9	0	0.0	0	0.0
FIFTH CIRCUIT	8		8	100.0	0	0.0	0	0.0	0	0.0
SIXTH CIRCUIT	13		13	100.0	0	0.0	0	0.0	0	0.0
SEVENTH CIRCUIT	12		12	100.0	0	0.0	0	0.0	0	0.0
EIGHTH CIRCUIT	18		16	88.9	1	5.6	0	0.0	1	5.6
NINTH CIRCUIT	53		50	94.3	0	0.0	0	0.0	3	5.7
TENTH CIRCUIT	26		26	100.0	0	0.0	0	0.0	0	0.0
ELEVENTH CIRCUIT	10		9	90.0	1	10.0	0	0.0	0	0.0

¹ There were 236 cases in which the court granted a motion for compassionate release in Fiscal Year 2023.

² Joint motion by the defendant and the attorney for the government.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 6**DEMOGRAPHIC CHARACTERISTICS FOR OFFENDERS MAKING
MOTIONS FOR COMPASSIONATE RELEASE¹****Fiscal Year 2023, 2nd Quarter**

Demographics	Granted		Denied	
	N	%	N	%
Race/Ethnicity				
White	79	33.9	348	26.2
Black	98	42.1	672	50.5
Hispanic	43	18.5	268	20.2
Other	13	5.6	42	3.2
Total	233	100.0	1,330	100.0
Citizenship				
U.S. Citizen	205	88.0	1,153	86.9
Non-Citizen	28	12.0	174	13.1
Total	233	100.0	1,327	100.0
Gender				
Male	210	89.0	1,201	89.8
Female	26	11.0	136	10.2
Total	236	100.0	1,337	100.0
Average Age at Original Sentence		39	39	
Average Age at Release		49	46	

¹ Of the 1,575 cases reported to the Commission with motion status information in Fiscal Year 2023, cases were excluded from each section of this table due to the following reasons: missing race information (12), missing citizenship information (15), missing gender information (2), and missing age information (10).

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 7

**SELECTED SENTENCING FACTORS FOR OFFENDERS
MAKING MOTIONS FOR COMPASSIONATE RELEASE¹**

Fiscal Year 2023, 2nd Quarter

Sentencing Factors	Granted	Denied
	%	%
Weapon^{2,3}		
Weapon Specific Offense Characteristic	44.7	39.1
Firearms Mandatory Minimum Applied	22.5	19.9
	28.0	23.2
Safety Valve²	11.0	7.4
Guideline Role Adjustments²		
Aggravating Role (USSG §3B1.1)	21.6	18.1
Mitigating Role (USSG §3B1.2)	5.5	1.9
Obstruction Adjustment (USSG §3C1.1)	7.3	10.2
Sentence Relative to the Guideline Range		
Within Range	50.4	49.1
Above Range	2.2	4.7
Below Range	47.4	46.2
Criminal History Category		
I	25.1	23.9
II	11.7	7.3
III	13.9	14.2
IV	6.9	9.7
V	8.7	7.8
VI	33.8	37.2
Career Offender (§4B1.1)²	21.9	20.8

¹ Of the 1,575 cases reported to the Commission with motion status information in Fiscal Year 2023, six were excluded from this analysis because the cases cannot be matched with an original case in the Commission's records.

² This section was limited to the 1,510 cases with complete guideline application information.

³ In 62 cases the court applied the weapon specific offense characteristic and the offender was also convicted of a firearms offense carrying a mandatory minimum penalty.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 8

**TYPE OF CRIME FOR OFFENDERS
RECEIVING COMPASSIONATE RELEASE¹
Fiscal Year 2023, 2nd Quarter**

TYPE OF CRIME	N	%
TOTAL	234	100.0
Administration of Justice	1	0.4
Antitrust	0	0.0
Arson	1	0.4
Assault	6	2.6
Bribery/Corruption	1	0.4
Burglary/Trespass	0	0.0
Child Pornography	5	2.1
Commercialized Vice	1	0.4
Drug Possession	1	0.4
Drug Trafficking	136	58.1
Environmental	0	0.0
Extortion/Racketeering	2	0.9
Firearms	24	10.3
Food and Drug	1	0.4
Forgery/Counter/Copyright	0	0.0
Fraud/Theft/Embezzlement	12	5.1
Immigration	2	0.9
Individual Rights	3	1.3
Kidnapping	0	0.0
Manslaughter	0	0.0
Money Laundering	4	1.7
Murder	10	4.3
National Defense	0	0.0
Obscenity/Other Sex Offenses	0	0.0
Prison Offenses	1	0.4
Robbery	21	9.0
Sexual Abuse	1	0.4
Stalking/Harassing	1	0.4
Tax	0	0.0
Other	0	0.0

¹ Of the 236 cases in which the court granted a motion for compassionate release in Fiscal Year 2023, two were excluded from this analysis because the cases cannot be matched with an original case in the Commission's records.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 9

**TYPE OF CRIME FOR OFFENDERS
DENIED COMPASSIONATE RELEASE¹
Fiscal Year 2023, 2nd Quarter**

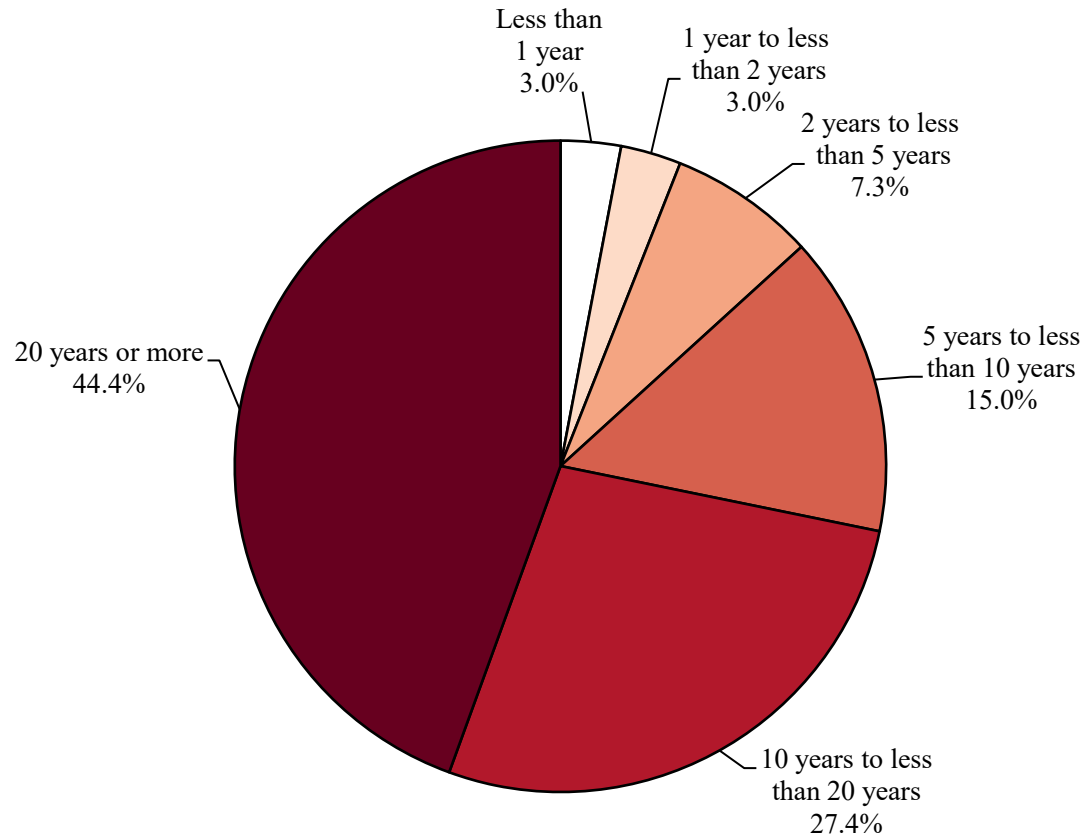
TYPE OF CRIME	N	%
TOTAL	1,331	100.0
Administration of Justice	3	0.2
Antitrust	0	0.0
Arson	6	0.5
Assault	12	0.9
Bribery/Corruption	3	0.2
Burglary/Trespass	2	0.2
Child Pornography	41	3.1
Commercialized Vice	2	0.2
Drug Possession	0	0.0
Drug Trafficking	683	51.3
Environmental	0	0.0
Extortion/Racketeering	6	0.5
Firearms	188	14.1
Food and Drug	0	0.0
Forgery/Counter/Copyright	1	0.1
Fraud/Theft/Embezzlement	70	5.3
Immigration	8	0.6
Individual Rights	1	0.1
Kidnapping	6	0.5
Manslaughter	1	0.1
Money Laundering	44	3.3
Murder	60	4.5
National Defense	3	0.2
Obscenity/Other Sex Offenses	1	0.1
Prison Offenses	6	0.5
Robbery	130	9.8
Sexual Abuse	41	3.1
Stalking/Harassing	1	0.1
Tax	9	0.7
Other	3	0.2

¹ Of the 1,339 cases in which the court denied a motion for compassionate release in Fiscal Year 2023, four were excluded from this analysis because the cases cannot be matched with an original case in the Commission's records. Of the remaining cases, four were excluded due to missing information on the type of crime.

Figure 2

ORIGINAL SENTENCE LENGTH FOR OFFENDERS RECEIVING COMPASSIONATE RELEASE¹

Fiscal Year 2023, 2nd Quarter



¹ Of the 236 cases in which the court granted a motion for compassionate release in Fiscal Year 2023, information on the original sentence length was missing in two cases.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 10
REASONS GIVEN BY SENTENCING COURTS FOR
FOR GRANTED MOTIONS¹
Fiscal Year 2023, 2nd Quarter

REASONS	N	%
Rehabilitation	50	14.0
Serious physical or medical condition (USSG §1B1.13, Note 1(A)(ii))	41	11.5
COVID-19/pandemic	33	9.2
Missing/no reason provided	32	8.9
Other mandatory minimum penalties/long sentence	28	7.8
Terminal illness (USSG §1B1.13, Note 1(A)(i))	23	6.4
Multiple 18 U.S.C. § 924(c) penalties	20	5.6
21 U.S.C. § 851 enhanced drug penalties	18	5.0
Career Offender issues	18	5.0
Family circumstance - care for minor child (USSG §1B1.13, Note 1(C))	13	3.6
Nearly meets requirements of USSG §1B1.13, Notes (1)(A)-(C)	11	3.1
BOP failure to provide treatment	11	3.1
Conviction/sentencing errors	10	2.8
Age 65 and deteriorating health and served 10 years/75% (USSG §1B1.13, Note 1(B))	6	1.7
Deteriorating physical or mental health due to aging process (USSG §1B1.13, Note 1(A))	3	0.8
Extraordinary and compelling (not specified)	3	0.8
Mandatory nature of guideline at sentencing	3	0.8
Serious functional or cognitive impairment (USSG §1B1.13, Note 1(A)(ii))	2	0.6
Family circumstance - care for spouse or registered partner (USSG §1B1.13, Note 1(C))	2	0.6
Safety Valve disqualification	2	0.6
Guideline amendment	2	0.6
Other	27	7.5
TOTAL	358	100.0

¹ The court granted a motion for compassionate release in 236 cases in Fiscal Year 2023. Courts may cite multiple reasons for granting motions; consequently, the total number of granted reasons cited generally exceeds the total number of cases. In this table, 358 reasons were cited for the 236 cases.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.

Table 11
REASONS GIVEN BY SENTENCING COURTS
FOR DENIAL OF MOTION¹
Fiscal Year 2023, 2nd Quarter

REASONS	N	%
18 U.S.C § 3553(a) factors	720	25.9
No extraordinary and compelling reason provided	525	18.9
Not at risk from COVID/pandemic	333	12.0
Failure to exhaust administrative remedies	186	6.7
Rehabilitation insufficient	175	6.3
Insufficient proof of serious physical and medical condition	166	6.0
Protection of the public	118	4.2
Defendant able to provide self-care in prison	98	3.5
Other care available for minor child	88	3.2
Does not meet age or length of time served requirement under 18 U.S.C. § 3559	19	0.7
Post-sentencing/post-conviction conduct	13	0.5
Mandatory minimum penalty	10	0.4
Missing/no reason provided	10	0.4
Insufficient proof of deteriorating physical or mental health	9	0.3
Other care available for spouse or partner	6	0.2
Binding plea agreement	5	0.2
Insufficient proof of serious functional or cognitive impairment	1	0.0
Other	295	10.6
TOTAL	2,777	100.0

¹ The court denied a motion for compassionate release in 1,339 cases in Fiscal Year 2023. Courts may cite multiple reasons for denying motions; consequently, the total number of denial reasons cited generally exceeds the total number of cases. In this table, 2,777 reasons were cited for the 1,339 cases.

SOURCE: U.S. Sentencing Commission, Compassionate Release Datafile.