



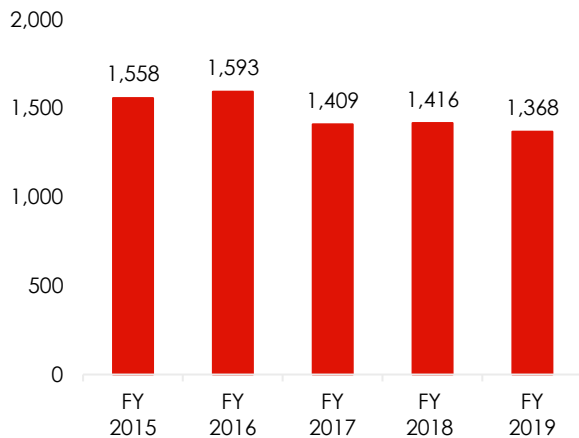
Quick Facts

— Child Pornography Offenders —

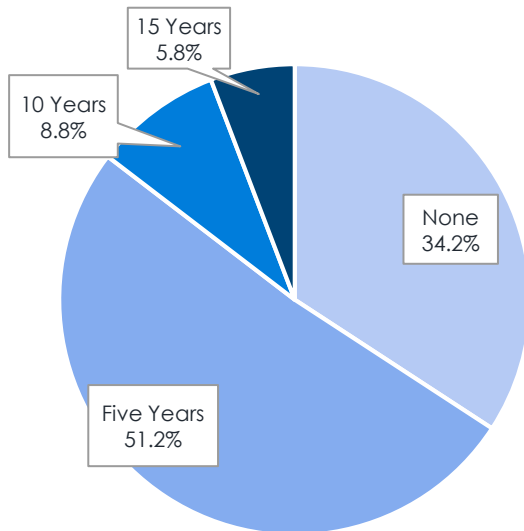
Fiscal Year 2019

- ▶ IN FY 2019, 76,538 CASES WERE REPORTED TO THE U.S. SENTENCING COMMISSION.
- ▶ 1,368 INVOLVED CHILD PORNOGRAPHY.¹
- ▶ CHILD PORNOGRAPHY OFFENSES HAVE DECREASED 12.2% SINCE FY 2015.

Number of Child Pornography Offenders



Length of Mandatory Minimum Penalties for Child Pornography Offenders FY 2019



Offender and Offense Characteristics²

- 46.3% of child pornography offenders were sentenced for trafficking child pornography; 42.7% were sentenced for possessing child pornography; and 11.1% were sentenced for receiving child pornography.
- 99.4% of child pornography offenders were men.
- 80.3% were White, 11.9% were Hispanic, 4.3% were Black, and 3.5% were Other races.
- Their average age was 42 years.
- 96.3% were United States citizens.
- 75.9% had little or no prior criminal history (Criminal History Category I).
 - ◆ 8.8% were CHC II;
 - ◆ 10.0% were CHC III;
 - ◆ 3.0% were CHC IV;
 - ◆ 1.5% were CHC V;
 - ◆ 0.9% were CHC VI.
- The top five districts for child pornography offenders were:
 - ◆ Eastern District of Virginia (50);
 - ◆ Middle District of Florida (46);
 - ◆ Western District of Missouri (45);
 - ◆ Southern District of Florida (44);
 - ◆ Eastern District of Missouri (40).

Punishment

- The average sentence of child pornography offenders was 101 months; 99.0% were sentenced to prison.
- The average sentence for offenders convicted of trafficking in child pornography was 133 months:³
 - ◆ 89.0% of these offenders were convicted of an offense carrying a five-year mandatory minimum penalty; their average sentence was 120 months.
 - ◆ 11.0% had a prior sexual abuse or child pornography conviction and were subject to a 15-year mandatory minimum penalty; their average sentence was 233 months.
- The average sentence for offenders convicted of receiving child pornography was 96 months:
 - ◆ 90.5% of offenders sentenced for receiving child pornography were convicted of an offense carrying a five-year mandatory minimum penalty; their average sentence was 87 months.
 - ◆ 9.5% had a prior sexual abuse or child pornography conviction and were subject to a 15-year mandatory minimum penalty; their average sentence was 185 months.



— Child Pornography Offenders —

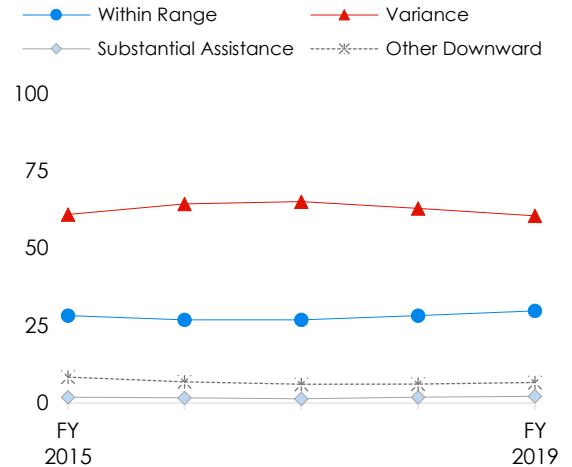
Punishment (continued)

- The average sentence for offenders convicted of possessing child pornography was 68 months:⁴
 - 80.1% of offenders were convicted of an offense not carrying a mandatory minimum penalty; their average sentence was 53 months.
 - 19.9% had a prior sexual abuse or child pornography conviction and were subject to a 10-year mandatory minimum penalty; their average sentence was 129 months.

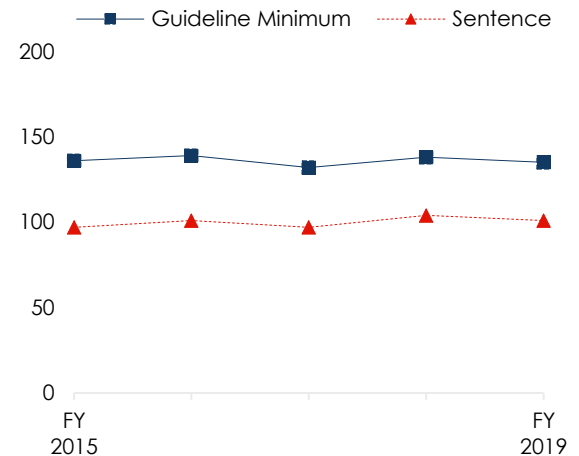
Sentences Relative to the Guideline Range

- 39.5% of child pornography offenders were sentenced under the *Guidelines Manual*:
 - 29.8% of all child pornography offenders were sentenced within the guideline range.
 - 6.7% of all child pornography offenders received some other downward departure.
 - Their average sentence reduction was 47.5%.
 - 2.2% of all child pornography offenders received a substantial assistance departure.
 - Their average sentence reduction was 42.3%.
- 60.5% of all child pornography offenders received a variance:
 - 59.1% of all child pornography offenders received a below range variance.
 - Their average sentence reduction was 40.6%.
 - 1.4% of all child pornography offenders received an above range variance.
 - Their average sentence increase was 37.2%.

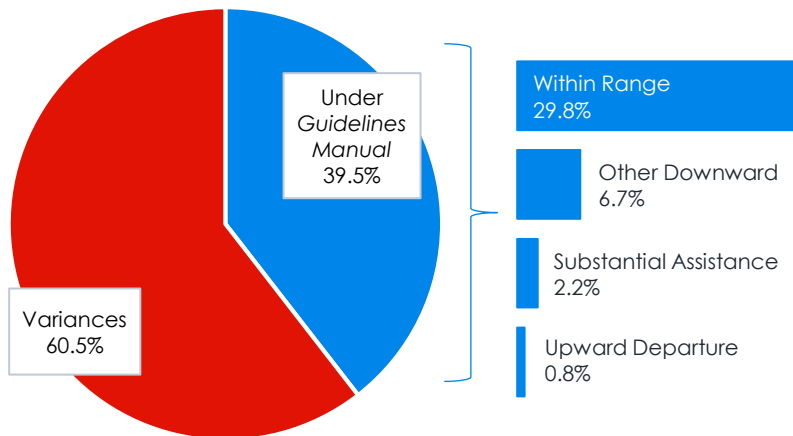
Sentence Relative to the Guideline Range (%)



Average Guideline Minimum and Average Sentence (months)



Sentence Imposed Relative to the Guideline Range FY 2019



1 Child pornography offenders are those 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). It does not include cases where offenders are convicted of Production of Child Pornography (§2G2.1).

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

3 Offenders convicted of Trafficking in Material Involving the Sexual Exploitation of a Minor and Receiving, Transporting, Shipping, or Advertising Material Involving the Sexual Exploitation of a Minor are subject to a five-year mandatory minimum penalty, or 15 years with a prior conviction for sexual abuse or child pornography.

4 Offenders convicted of Possessing Material Involving the Sexual Exploitation of a Minor (§2G2.2) are subject to 10-year mandatory minimum penalty with a prior conviction for sexual abuse or child pornography.