



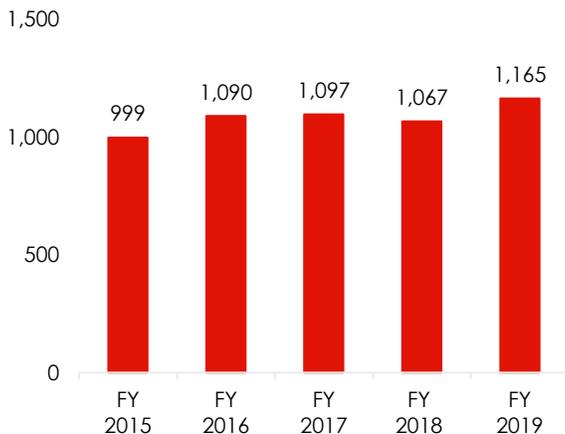
# Quick Facts

— Sexual Abuse Offenders —

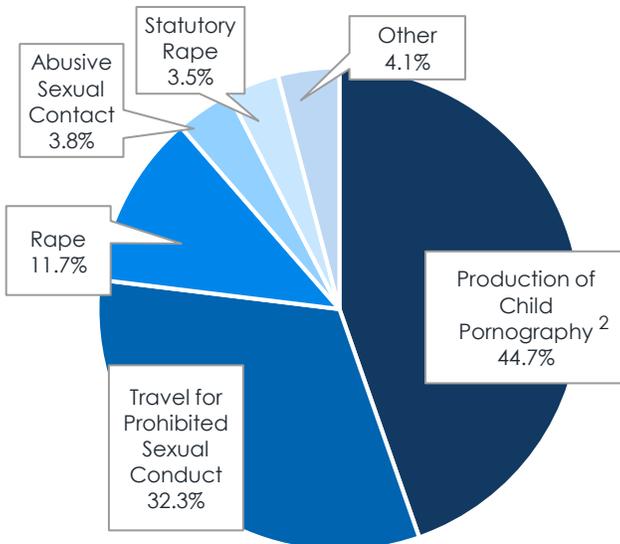
## Fiscal Year 2019

- ▶ In FY 2019, 76,538 CASES WERE REPORTED TO THE U.S. SENTENCING COMMISSION.
- ▶ 1,165 INVOLVED SEXUAL ABUSE OFFENSES.<sup>1</sup>
- ▶ SEXUAL ABUSE OFFENSES HAVE INCREASED 16.6% SINCE 2015.

**Number of Sexual Abuse Offenders**



**Primary Sentencing Guideline for Sexual Abuse Offenders  
FY 2019**



## Offender and Offense Characteristics<sup>3</sup>

- 94.2% of sexual abuse offenders were men.
- 53.6% were White, 17.3% were Black, 13.5% were Hispanic, 13.6% were Native American, and 2.1% were Other races.
  - ◆ 75.2% of offenders in cases involving production of child pornography were White.
  - ◆ 47.2% of offenders in cases involving travel for prohibited sexual contact were White and 30.7% were Black.
  - ◆ 58.2% of offenders in cases involving criminal sexual abuse (rape) were Native American.
  - ◆ 79.6% of offenders in cases involving abusive sexual contact were Native American.
  - ◆ 80.0% of offenders in cases involving statutory rape were Native American.
- Their average age was 38 years.
- 94.8% were United States citizens.
- 64.4% had little or no prior criminal history (Criminal History Category I).
  - ◆ 11.0% were CHC II;
  - ◆ 9.9% were CHC III;
  - ◆ 5.1% were CHC IV;
  - ◆ 5.5% were CHC V;
  - ◆ 4.2% were CHC VI.
- 9.1% of sexual abuse offenders were convicted at trial, compared to 2.5% of all other federal offenders.
- The top five districts for sexual abuse offenders were:
  - ◆ District of Arizona (50);
  - ◆ Northern District of Texas (40);
  - ◆ Eastern District of Michigan (36);
  - ◆ District of South Dakota (35);
  - ◆ Western District of Missouri (32).

## Punishment

- 99.4% of sexual abuse offenders were sentenced to prison; their average sentence was 204 months.
- The average sentence for offenders convicted of production of child pornography was 275 months:
  - ◆ 86.0% of these offenders were convicted of an offense carrying a mandatory minimum penalty; their average sentence was 298 months. The average sentence without a mandatory minimum was 137 months.
- The average sentence for offenders convicted of travel to engage in prohibited sexual conduct with a minor was 148 months:
  - ◆ 67.9% of these offenders were convicted of an offense carrying a mandatory minimum penalty; their average sentence was 180 months. The average sentence without a mandatory minimum was 80 months.



— Sexual Abuse Offenders —

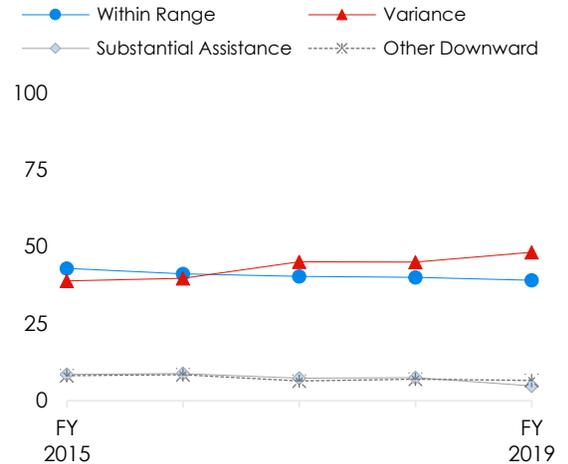
**Punishment (continued)**

- The average sentence for offenders convicted of rape was 177 months:
  - ◆ 18.7% of these offenders were convicted of an offense carrying a mandatory minimum penalty; their average sentence was 359 months. The average sentence without a mandatory minimum was 136 months.
- The average sentence for offenders convicted of abusive sexual contact was 25 months.
- The average sentence for offenders convicted of statutory rape was 51 months.

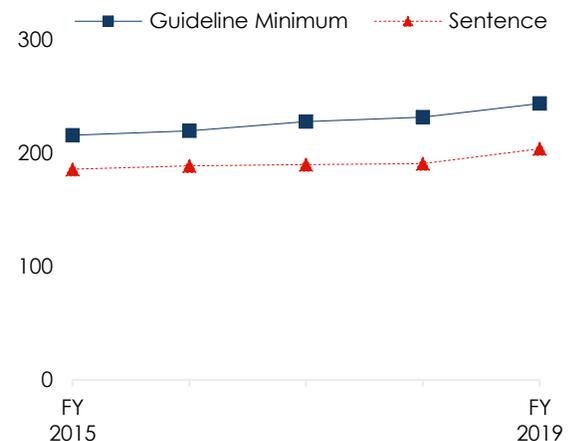
**Sentences Relative to the Guideline Range**

- 51.8% of sexual abuse offenders were sentenced under the *Guidelines Manual*:
  - ◆ 39.1% of all sexual abuse offenders were sentenced within the guideline range.
  - ◆ 4.9% of all sexual abuse offenders received a substantial assistance departure.
    - ◇ Their average sentence reduction was 46.3%.
  - ◆ 6.6% of all sexual abuse offenders received some other downward departure.
    - ◇ Their average sentence reduction was 34.1%.
- 48.2% of sexual abuse offenders received a variance:
  - ◆ 45.0% of all sexual abuse offenders received a below range variance.
    - ◇ Their average sentence reduction was 32.6%.
  - ◆ 3.2% of all sexual abuse offenders received an above range variance.
    - ◇ Their average sentence increase was 31.7%.

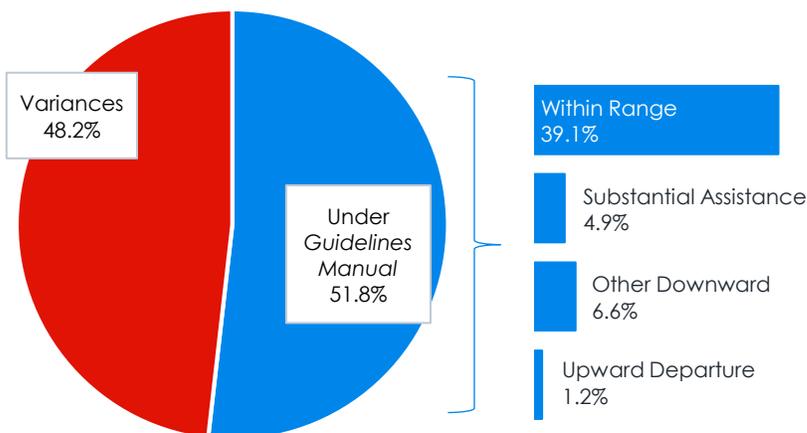
**Sentence Relative to the Guideline Range (%)**



**Average Guideline Minimum and Average Sentence (months)**



**Sentence Imposed Relative to the Guideline Range FY 2019**



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.