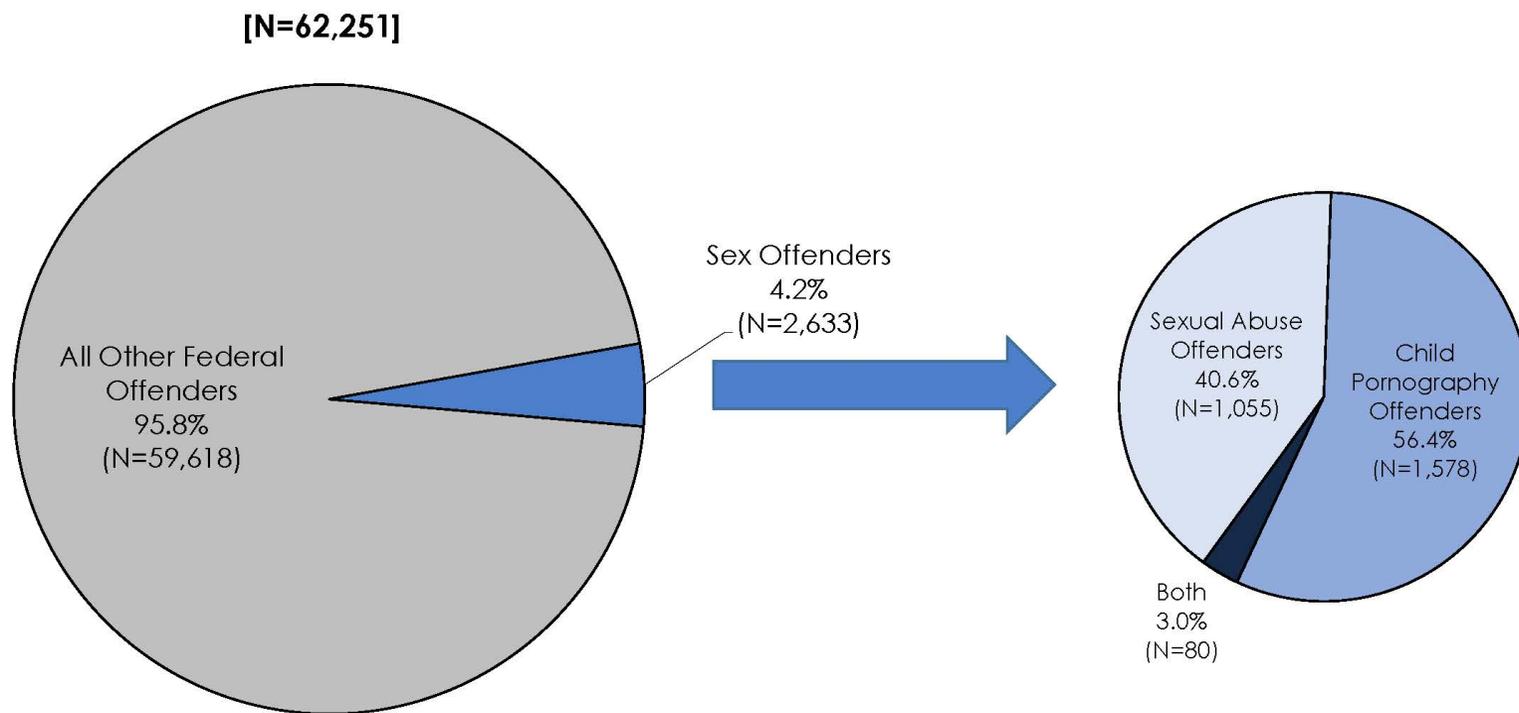


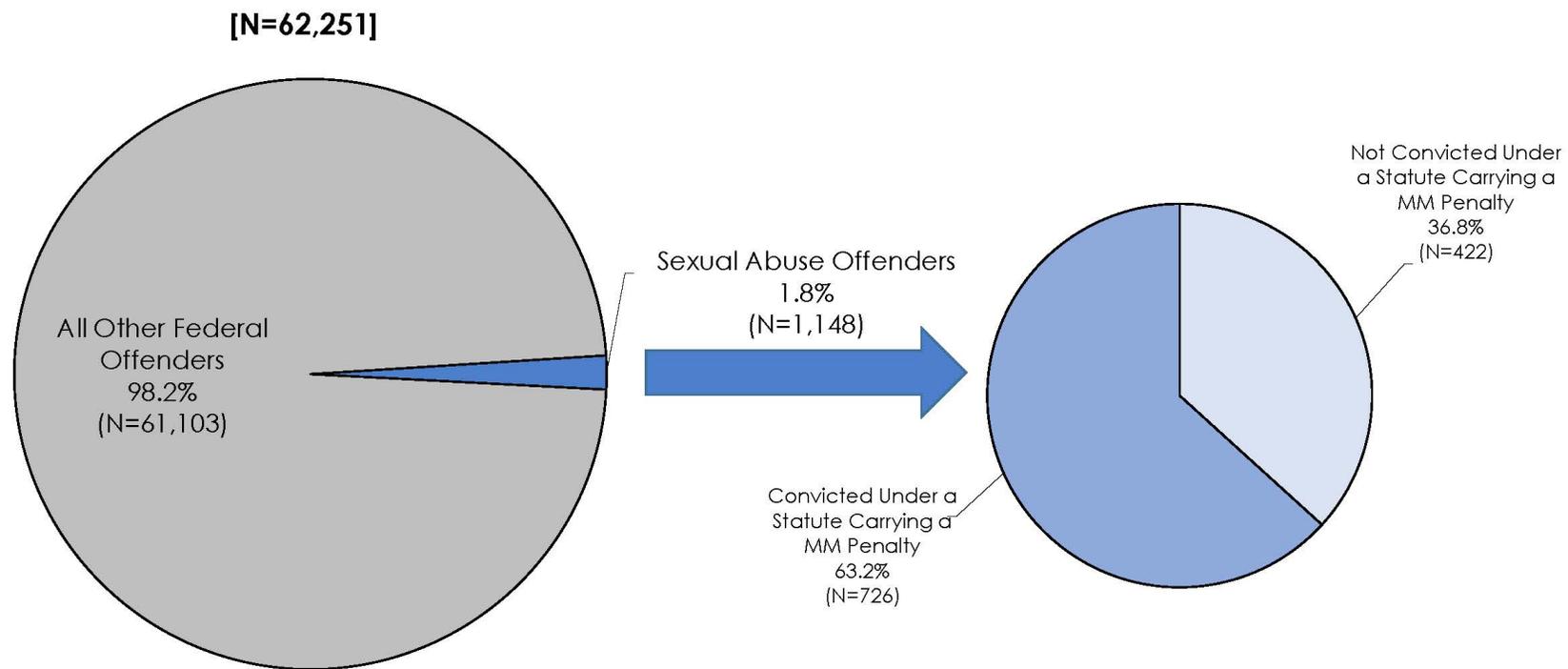


**Figure 1.** Sex Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty  
Fiscal Year 2016



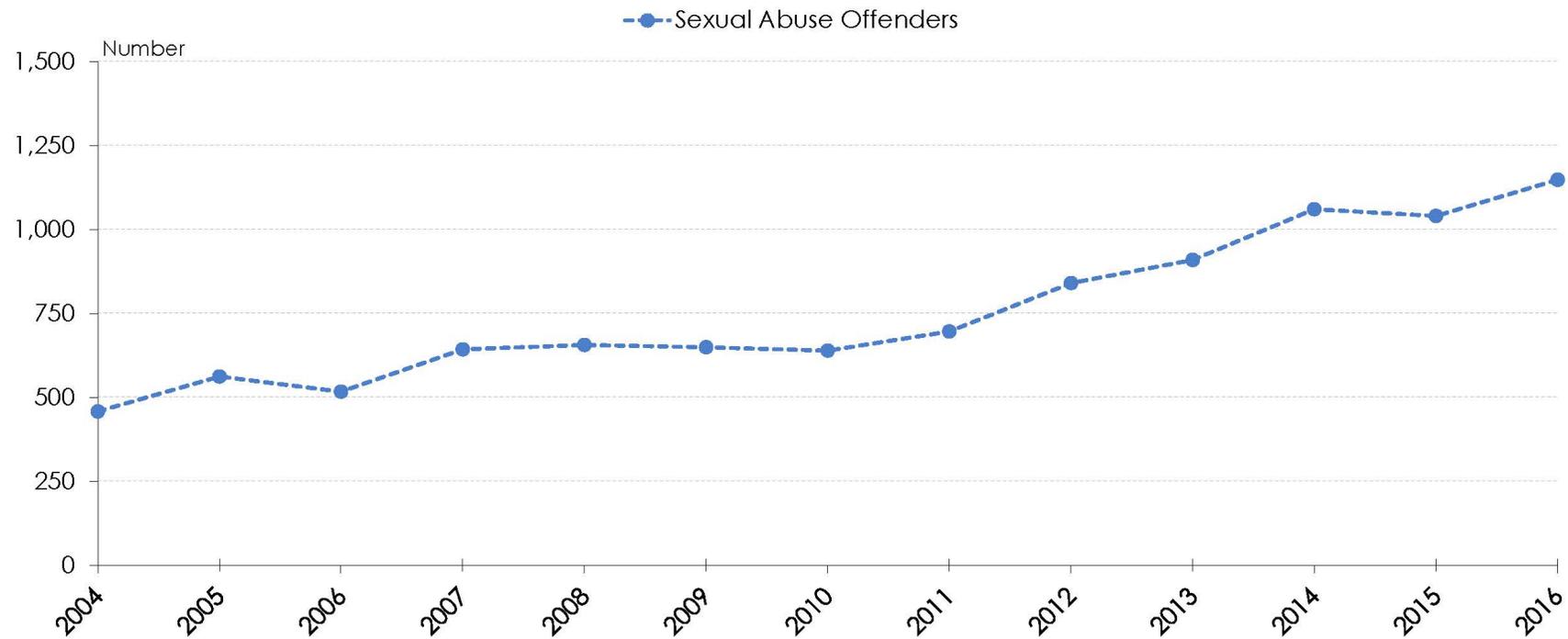


**Figure 2.** Sexual Abuse Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty  
Fiscal Year 2016





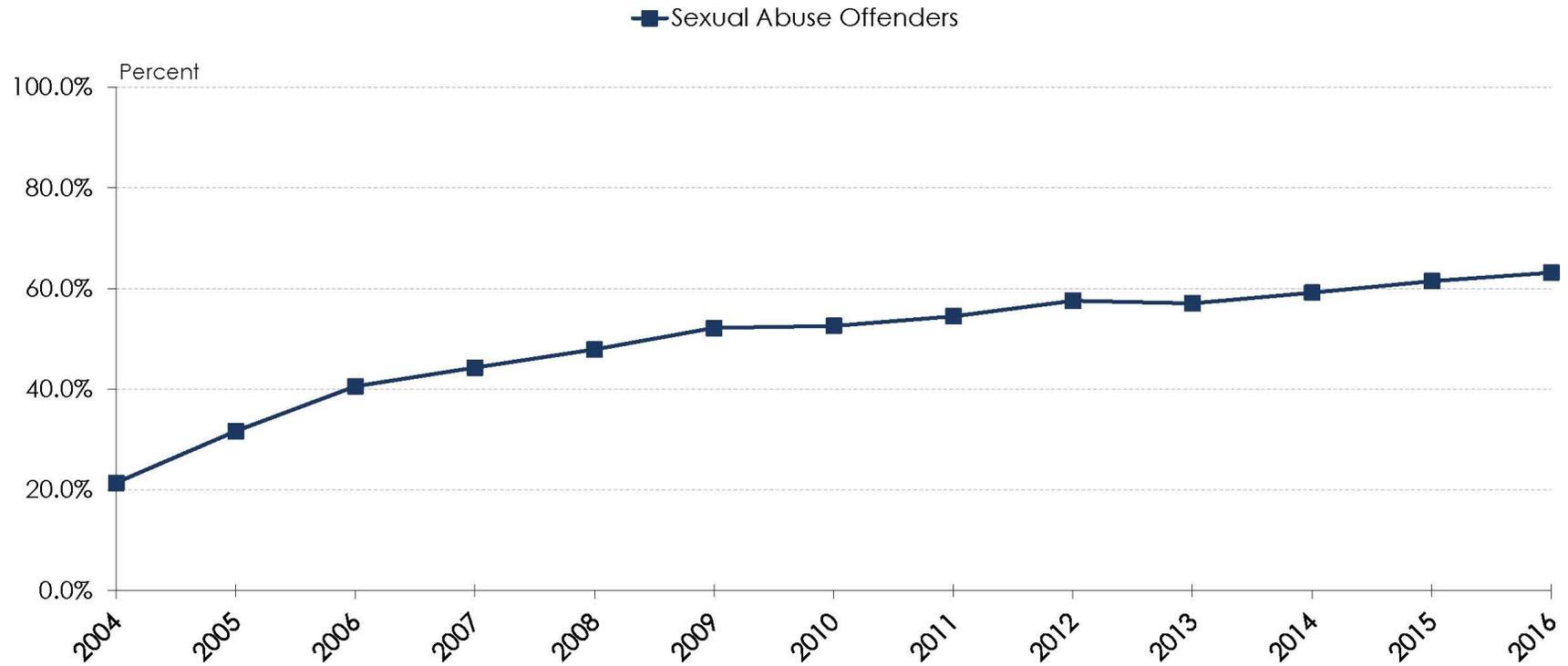
**Figure 3.** Number of Offenders Convicted of Sexual Abuse Offenses  
Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission 2004 through 2016 Datafiles, USSCFY2004-USSCFY2016.



**Figure 4.** Percentage of Sexual Abuse Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty  
Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission, 2004 through 2016 Datafiles, USSCFY04 – USSCFY16.



**Table 1.** Offense of Conviction for Sexual Abuse Offenders  
 Convicted of an Offense Carrying a Mandatory Minimum Penalty  
 Fiscal Year 2016

	Convicted of an Offense Carrying a Mandatory Minimum Penalty	
Total Number of Offenders	726	100.0% <sup>1</sup>
18 U.S.C. §§ 2251(e) or 2260(c)(1)	373	51.4%
18 U.S.C. § 2422(b)	200	27.6%
18 U.S.C. § 1591(b)(1)	118	16.3%
18 U.S.C. § 2423(a)	68	9.4%
18 U.S.C. § 1591(b)(2)	42	5.8%
18 U.S.C. § 2241(c)	16	2.2%
18 U.S.C. §§ 2251A(a) and (b)	4	0.6%
18 U.S.C. § 3559(e)	1	0.1%

<sup>1</sup> Offenders may be convicted under more than one statute, therefore the total percentage is greater than 100.0%.



**Table 2. Offenders Whose Primary Guideline was a Sexual Abuse Offense**  
*Fiscal Year 2016*

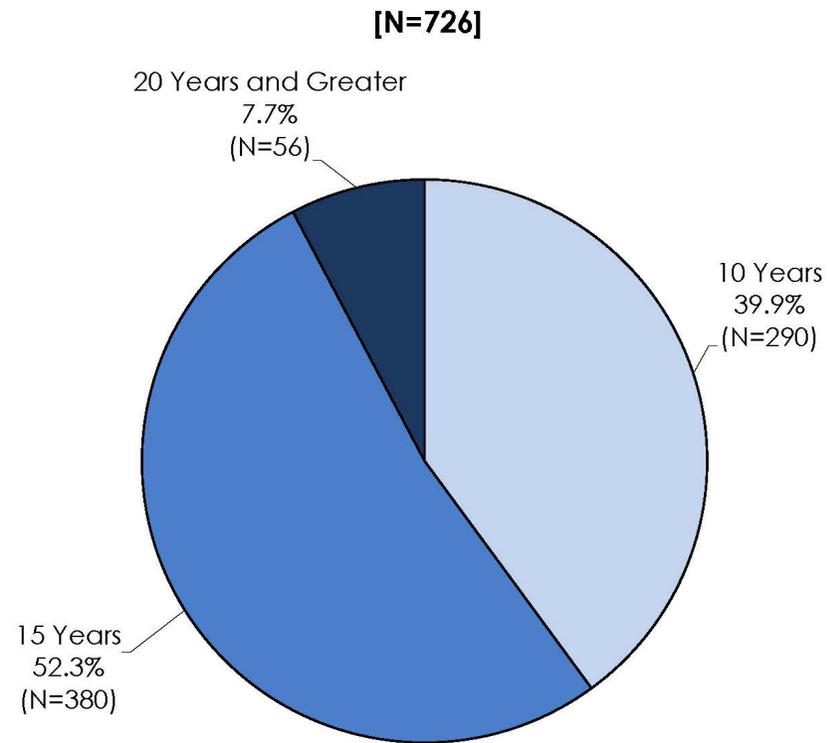
	All Sexual Abuse Offenders		Convicted of an Offense Carrying a Mandatory Minimum Penalty	
<b>Total Number of Offenders<sup>1</sup></b>	<b>1,066<sup>2</sup></b>	<b>100.0%</b>	<b>644</b>	<b>60.4%</b>
Transportation of a Minor to Participate in a Commercial Sex Act (§2G1.3)	410	38.5%	267	41.5%
Production of Child Pornography (§2G2.1)	368	34.5%	341	53.0%
Criminal Sexual Abuse/Rape (§2A3.1)	142	13.3%	30	4.7%
Promoting a Commercial Sex Act – non Minor (§2G1.1)	66	6.2%	5	0.8%
Abusive Sexual Contact (§2A3.4)	34	3.2%	0	0.0%
Statutory Rape (§2A3.2)	33	3.1%	0	0.0%
Criminal Sexual Abuse of a Ward (§2A3.3)	12	1.1%	0	0.0%
Selling or Buying of Children for Use in Production of Child Pornography (§2G2.3)	1	0.1%	1	0.2%

<sup>1</sup> Three offenders' primary guideline was Child Exploitation Enterprises (§2G2.6). These cases are not necessarily sexual abuse in nature and are not included in the analysis for this report. All three of these offenders were convicted under a statute carrying a mandatory minimum penalty.

<sup>2</sup> Eighty offenders' primary guideline was Trafficking Child Pornography (§2G2.2), and one offender each had a primary guideline of First Degree Murder (§2A1.1) and Kidnapping (§2A4.1) but were also convicted of a sexual abuse offense carrying a mandatory minimum penalty. These offenders are not included in this table, but are included in all other analysis.



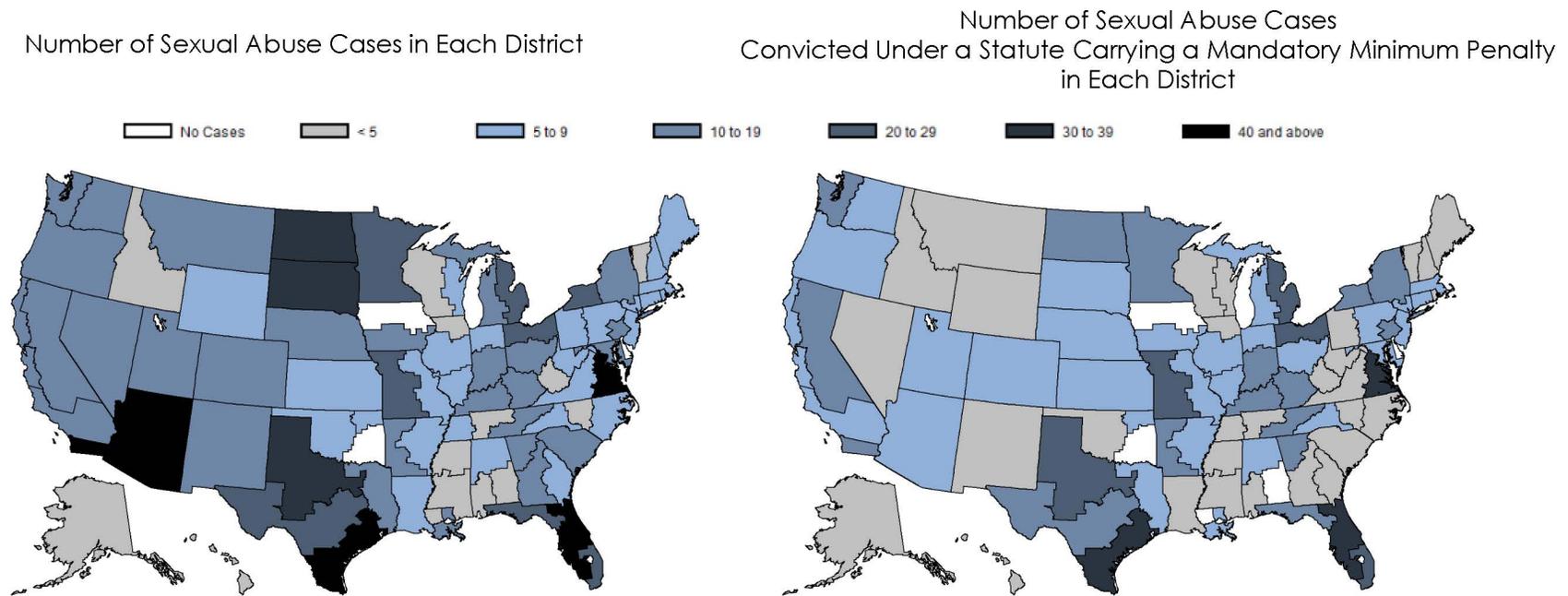
**Figure 5.** Length of Mandatory Minimum Penalties for Sexual Abuse Offenders  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



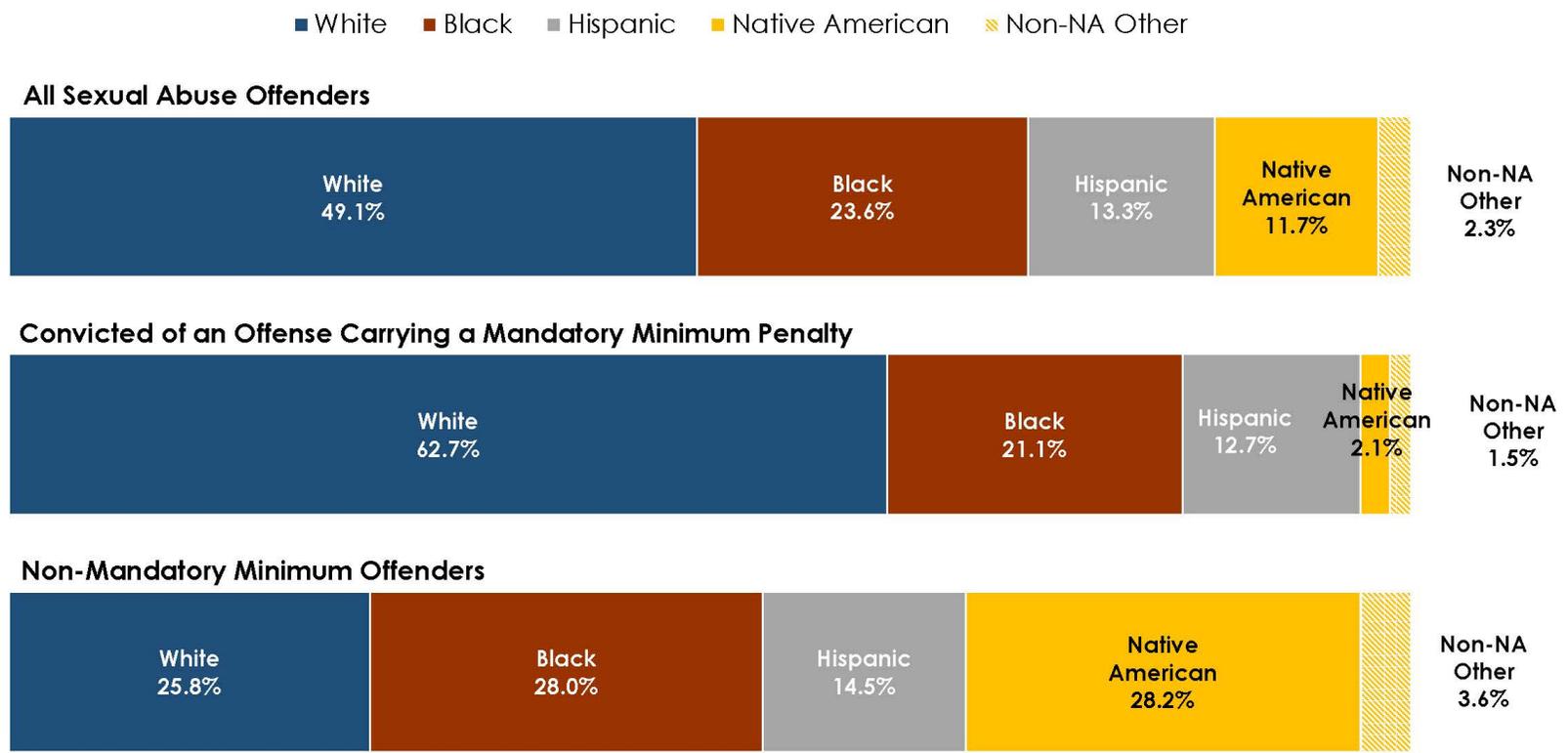
**Figure 6.** Geographic Distribution of Sexual Abuse Offenders  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 7.** Race of Sexual Abuse Offenders  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



United States Sentencing Commission  
MANDATORY MINIMUM PENALTIES FOR FEDERAL SEX OFFENSES (2019)  
For the full report, visit <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-federal-sex-offenses>

**Table 3.** Gender and Citizenship of Sexual Abuse Offenders  
*Fiscal Year 2016*

	All Sexual Abuse Offenders	Convicted of an Offense Carrying a Mandatory Minimum Penalty	Subject to Mandatory Minimum Penalty
<b>Total Number of Offenders</b>	<b>1,148</b>	<b>726</b>	<b>667</b>
<b>Male</b>	91.9%	94.2%	95.4%
<b>Female</b>	8.1%	5.8%	4.6%
<b>U.S. Citizen</b>	92.8%	94.4%	94.6%
<b>Non-U.S. Citizen</b>	7.2%	5.6%	5.4%

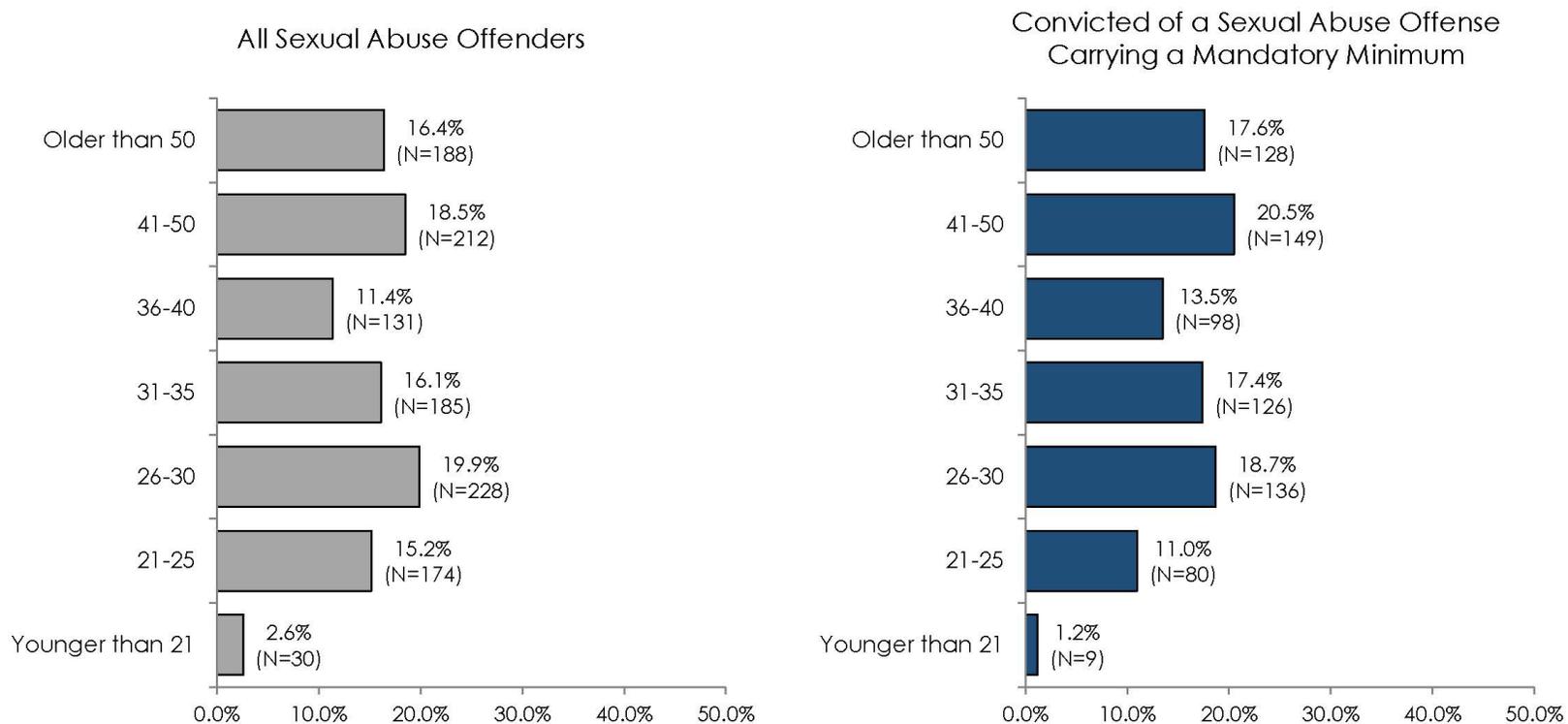
SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



United States Sentencing Commission  
MANDATORY MINIMUM PENALTIES FOR FEDERAL SEX OFFENSES (2019)

For the full report, visit <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-federal-sex-offenses>

**Figure 8.** Age of Sexual Abuse Offenders  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



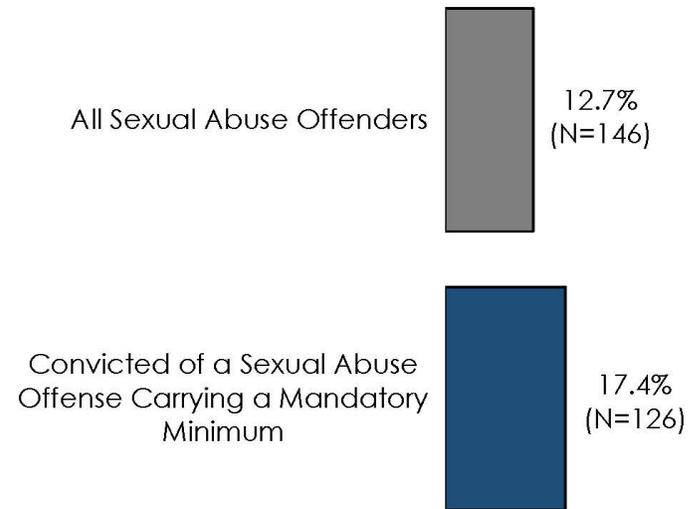
**Table 4.** Criminal History of Sexual Abuse Offenders  
*Fiscal Year 2016*

	All Sexual Abuse Offenders	Convicted of an Offense Carrying a Mandatory Minimum Penalty	Subject to Mandatory Minimum Penalty
<b>Total Number of Offenders</b>	<b>1,148</b>	<b>726</b>	<b>667</b>
<b>CRIMINAL HISTORY CATEGORY</b>			
I	63.6%	65.2%	66.1%
II	10.7%	9.1%	8.7%
III	9.9%	9.2%	8.7%
IV	5.7%	5.0%	5.0%
V	4.7%	6.1%	6.3%
VI	5.4%	5.5%	5.3%

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 9.** Trial Rate of Sexual Abuse Offenders  
*Fiscal Year 2016*



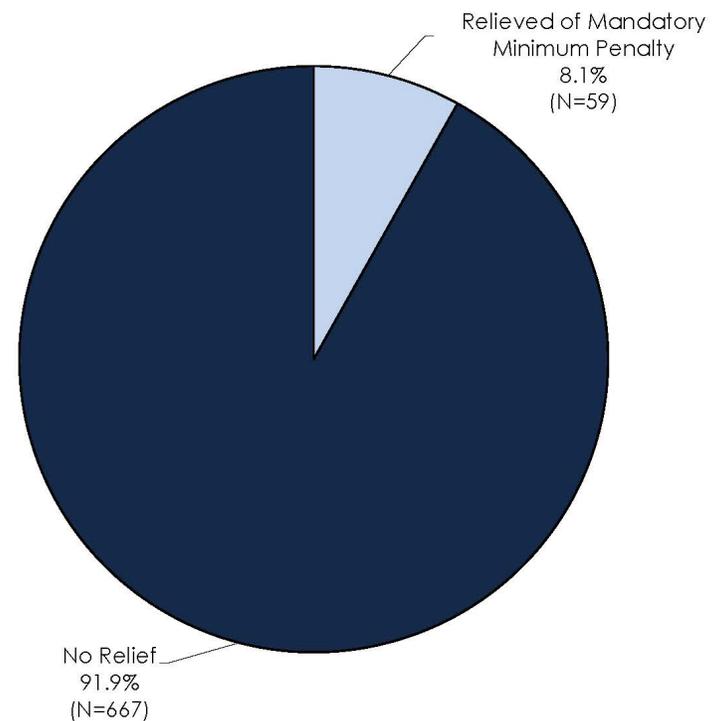
SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



United States Sentencing Commission  
MANDATORY MINIMUM PENALTIES FOR FEDERAL SEX OFFENSES (2019)

For the full report, visit <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-federal-sex-offenses>

**Figure 10.** Sexual Abuse Offenders Relieved of Mandatory Minimum Penalty  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



United States Sentencing Commission  
MANDATORY MINIMUM PENALTIES FOR FEDERAL SEX OFFENSES (2019)  
For the full report, visit <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-federal-sex-offenses>

**Figure 11.** Race of Sexual Abuse Offenders Subject to Mandatory Minimum Penalty  
*Fiscal Year 2016*



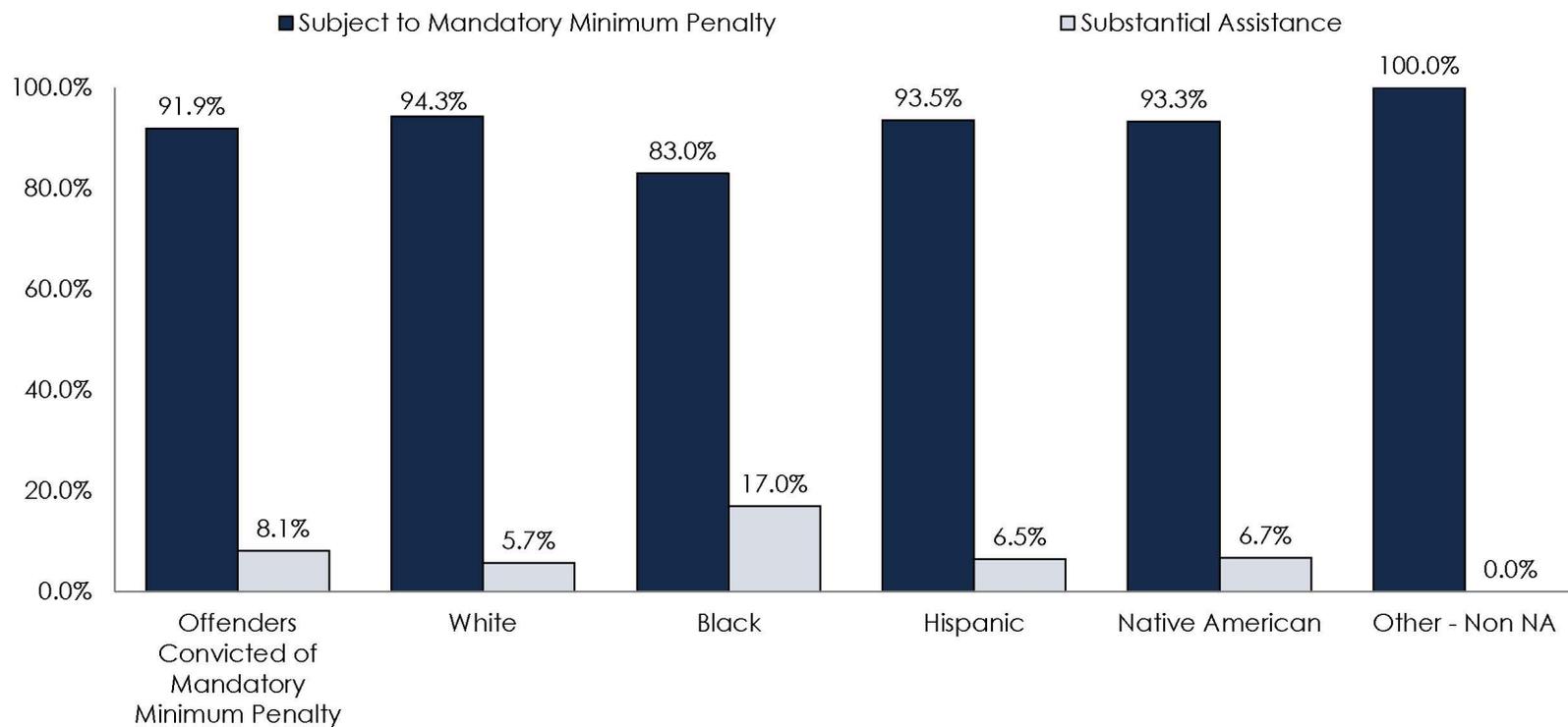
SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



United States Sentencing Commission  
MANDATORY MINIMUM PENALTIES FOR FEDERAL SEX OFFENSES (2019)

For the full report, visit <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-federal-sex-offenses>

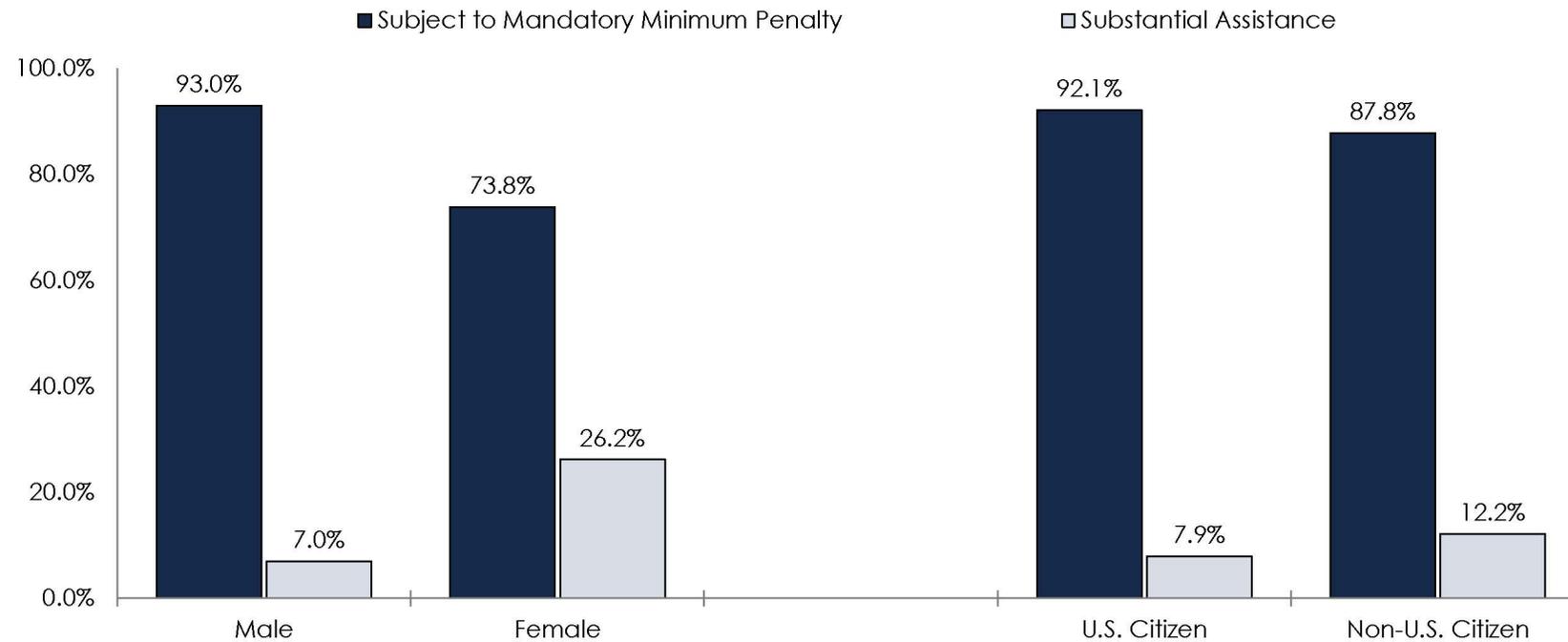
**Figure 12.** Sexual Abuse Offenders Who Were Relieved of the Penalty by Race of Offender  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



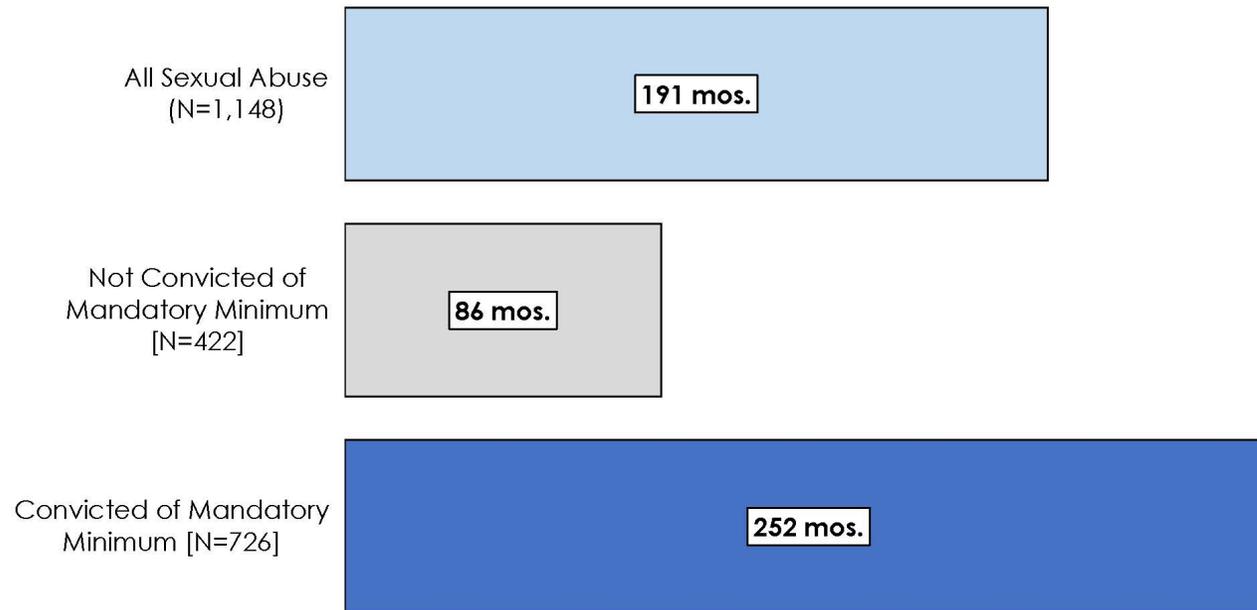
**Figure 13.** Sexual Abuse Offenders Who Were Relieved of the Penalty by Gender and Citizenship  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



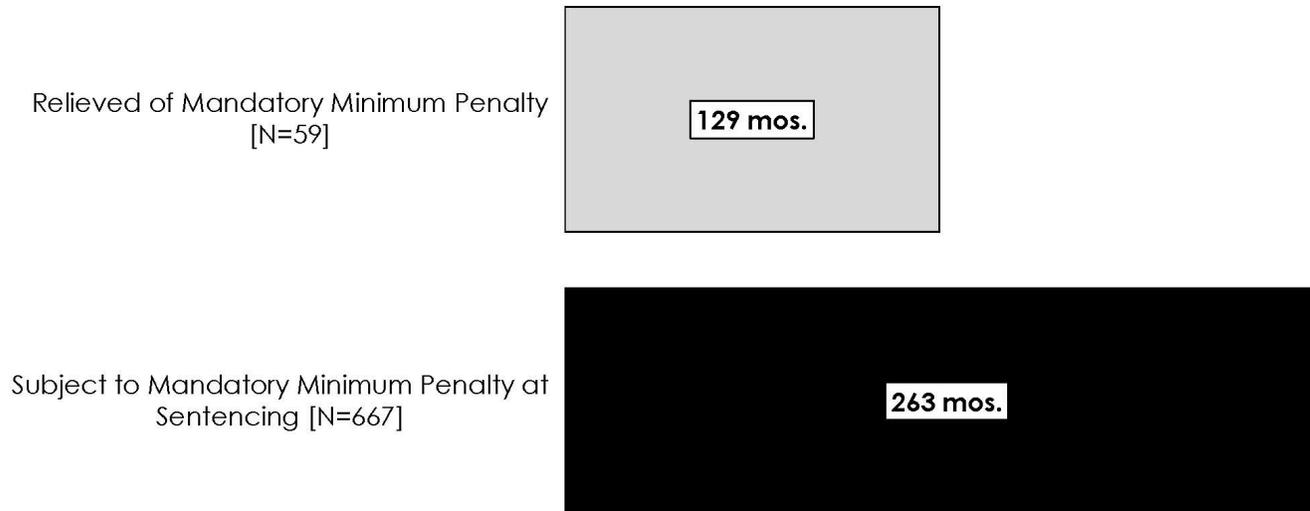
**Figure 14.** Average Sentence Length for Sexual Abuse Offenders by Mandatory Minimum Status  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



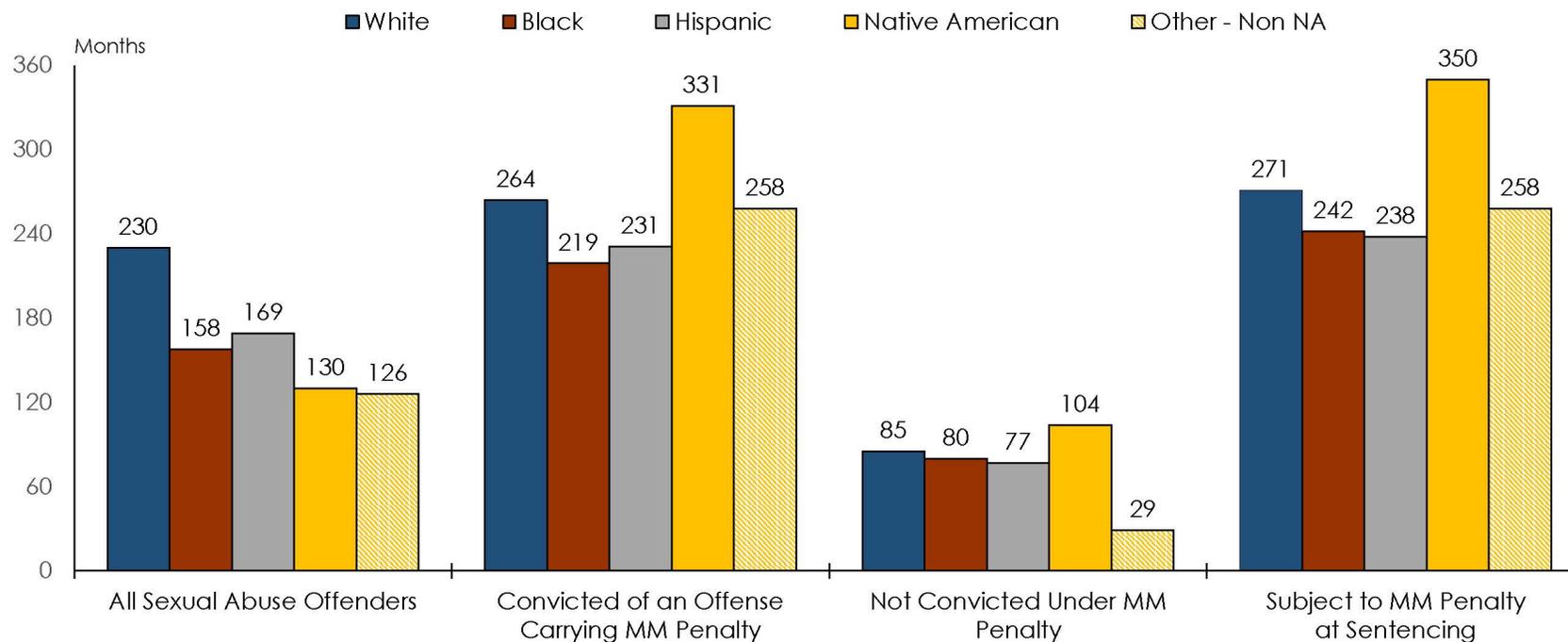
**Figure 15.** Average Sentence Length for Sexual Abuse Offenders by Status of Relief from the Mandatory Minimum Penalty  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



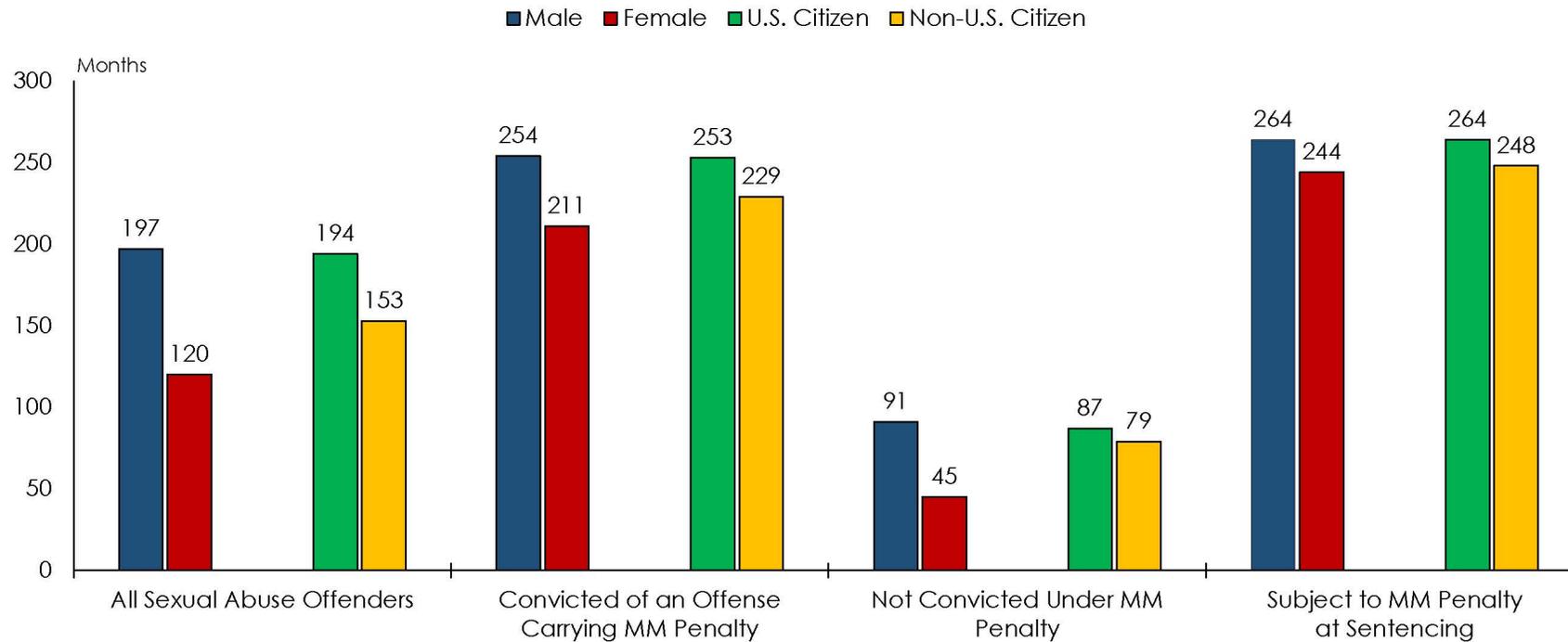
**Figure 16.** Average Sentence Length for Sexual Abuse Offenders and Status of Relief from the Mandatory Minimum Penalty by Race  
 Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 17.** Average Sentence Length for Sexual Abuse Offenders and Status of Relief from the Mandatory Minimum Penalty by Gender and Citizenship Status  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



United States Sentencing Commission  
MANDATORY MINIMUM PENALTIES FOR FEDERAL SEX OFFENSES (2019)  
For the full report, visit <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-federal-sex-offenses>

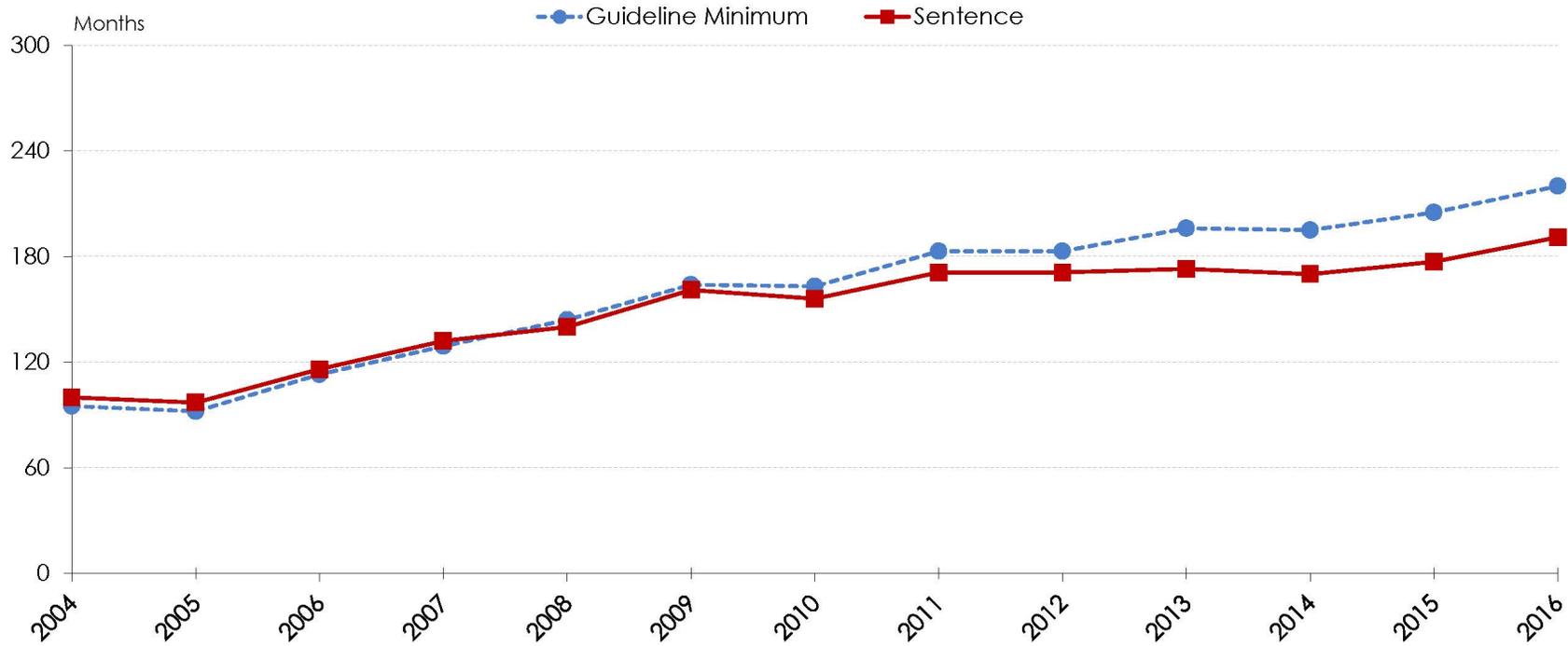
**Table 5.** Sentence Relative to the Guideline Range for Sexual Abuse Offenders  
*Fiscal Year 2016*

	All Sexual Abuse Offenders	Convicted of a Statute Carrying a Mandatory Minimum Penalty	Subject to Mandatory Minimum Penalty
<b>Total (# of offenders)</b>	<b>1,148</b>	<b>726</b>	<b>667</b>
<b>SENTENCE RELATIVE TO THE GUIDELINE RANGE</b>			
Within Range	43.0%	45.6%	49.6%
Above Range	5.5%	2.9%	3.2%
Substantial Assistance §5K1.1	8.4%	8.1%	0.0%
Other Government Sponsored (no §5K1.1)	18.3%	16.0%	17.4%
Non-Government Sponsored Below Range	24.8%	27.4%	29.8%

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



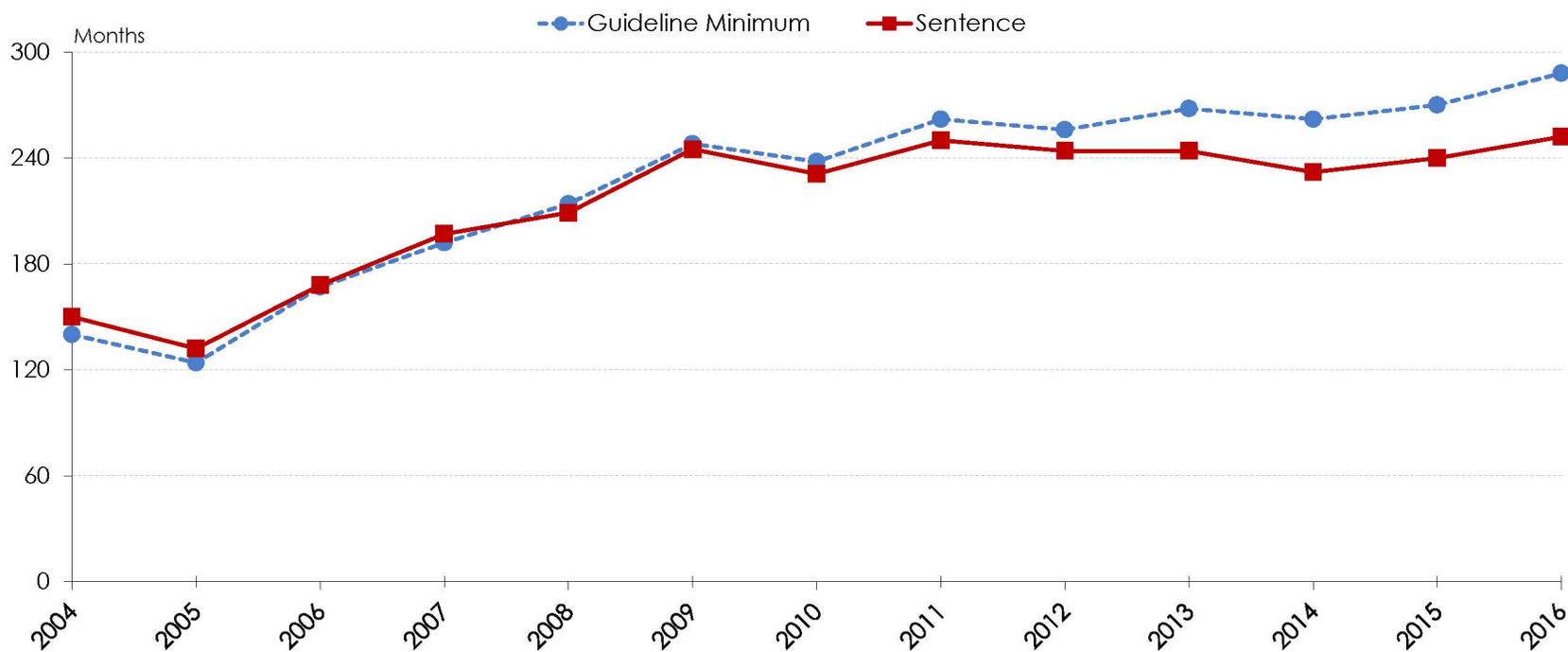
**Figure 18.** Average Guideline Minimum and Sentence for Sexual Abuse Offenders  
Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission 2004 through 2016 Datafiles, USSCFY2004-USSCFY2016.



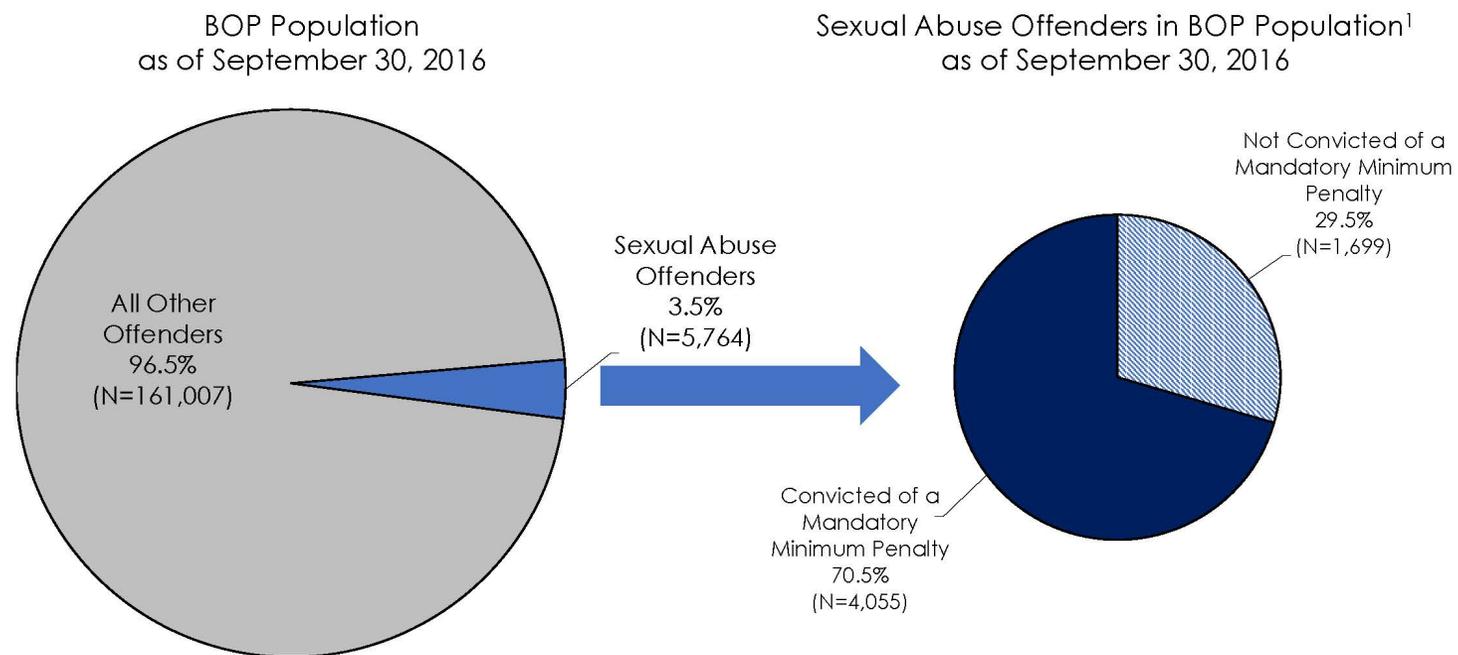
**Figure 19.** Average Guideline Minimum and Sentence for Sexual Abuse Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty  
Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission 2004 through 2016 Datafiles, USSCFY2004-USSCFY2016.



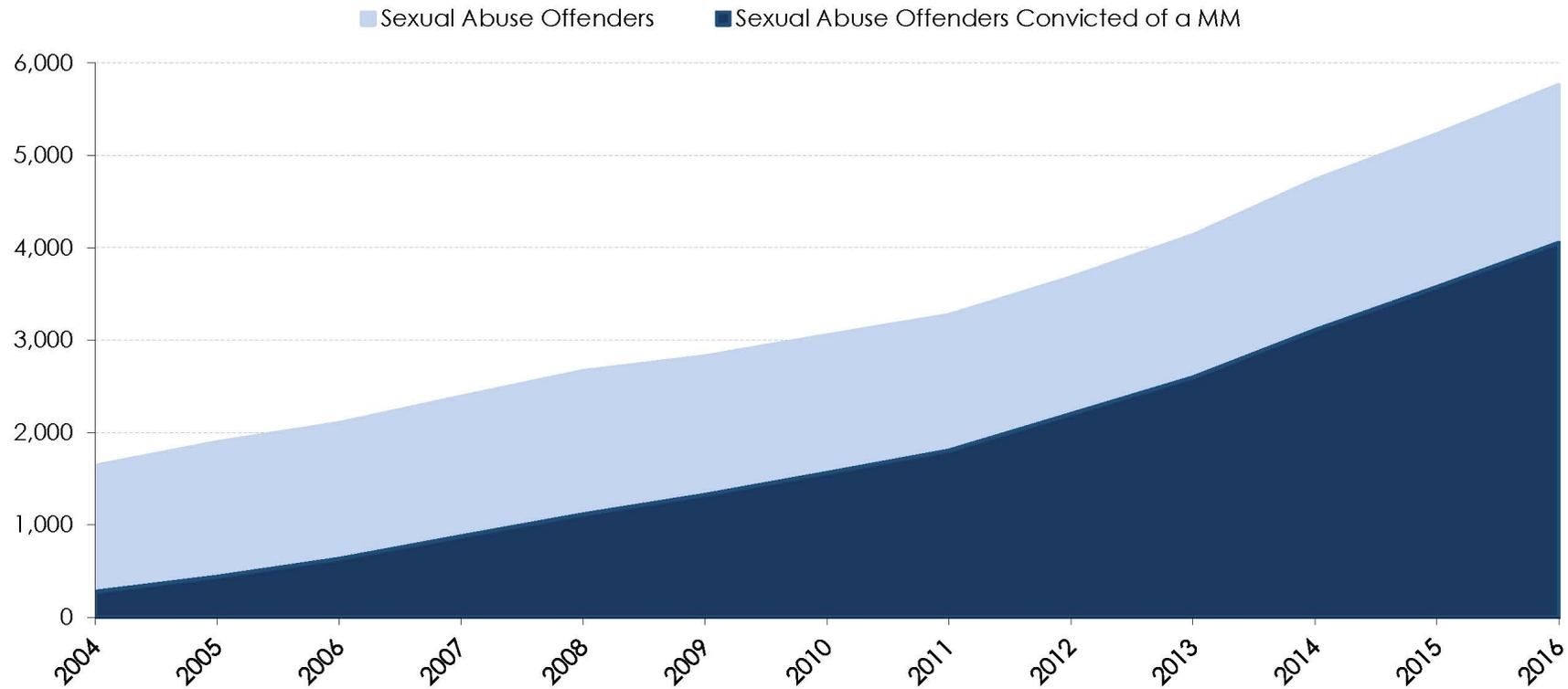
**Figure 20.** Sexual Abuse Offenders in the BOP Population  
At the End of Fiscal Year 2016



<sup>1</sup> The mandatory minimum status of 10 offenders could not be determined from sentencing documentation.



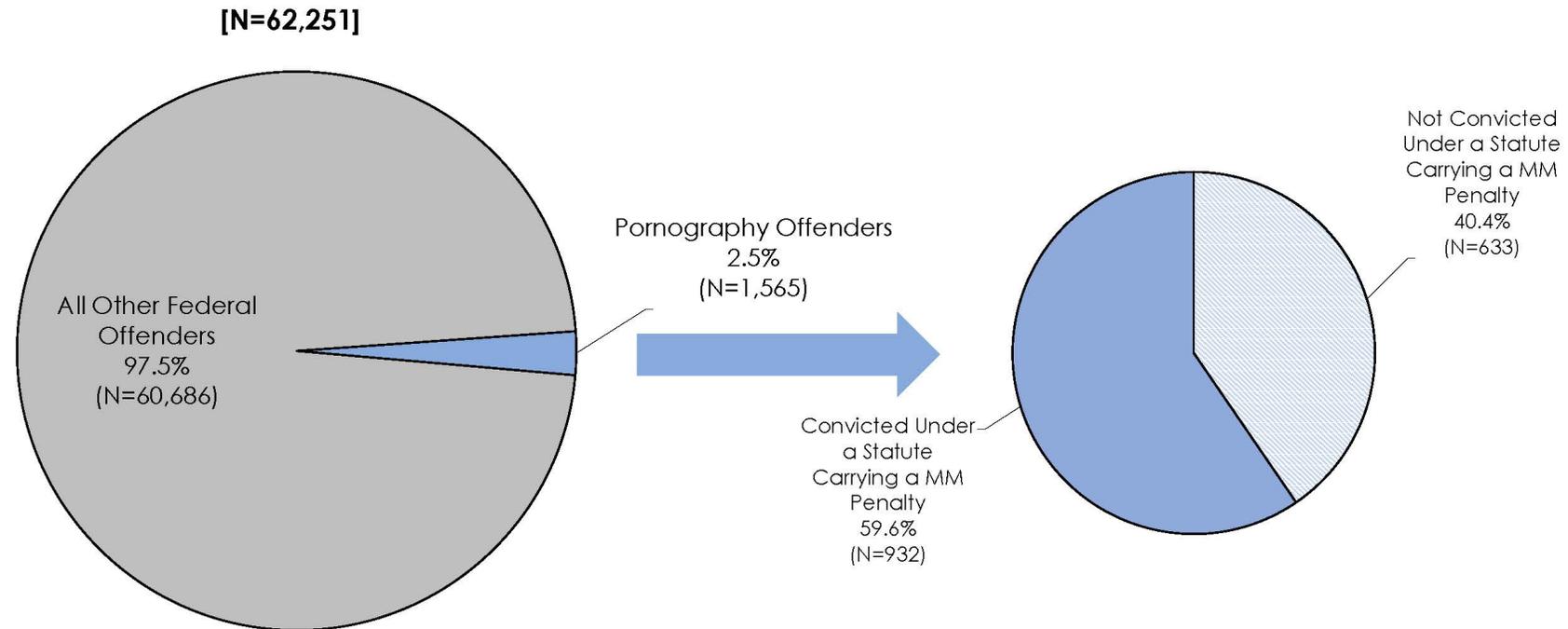
**Figure 21.** Number of Sexual Abuse Offenders in BOP Population  
At the End Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission, and Bureau of Prisons Combined 2016 Datafile, USSCBOP.



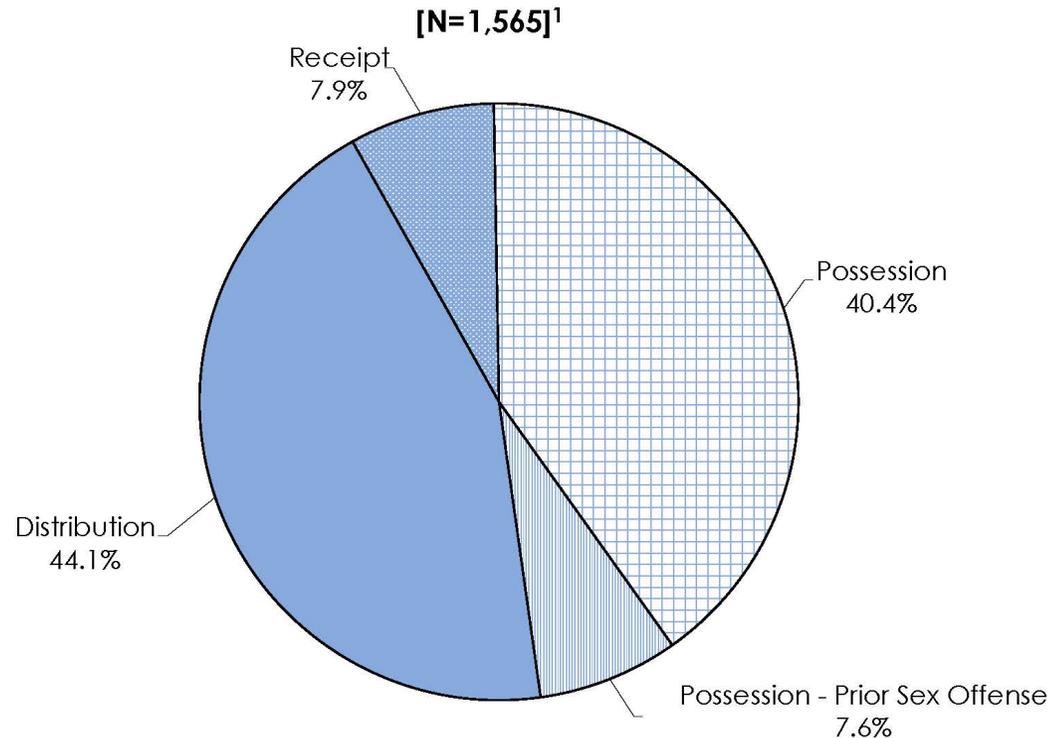
**Figure 22.** Child Pornography Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission 2016 Datafile, USSCFY2016.



**Figure 23.** Child Pornography Offenders by Offense Type  
Fiscal Year 2016

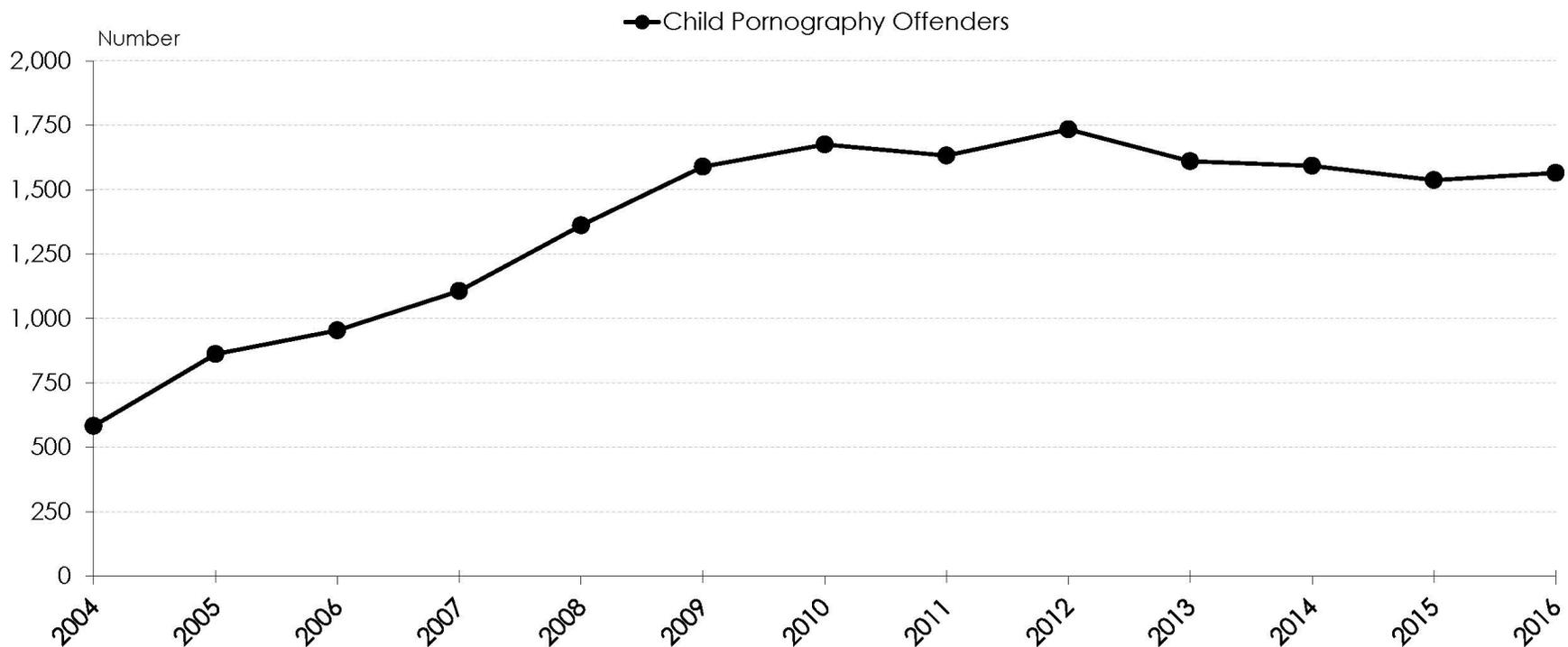


<sup>1</sup> Fifty offenders' primary guideline was cross referenced from §2G2.2 to §2G2.1 (Production of Child Pornography), and four offenders were cross referenced from §2G3.1 (Transferring Obscene Matter to a Minor) to §2G2.2. An additional two offenders were sentenced under the 1997 *Guidelines Manual*, which had lower penalties for these offenses. These 56 offenders are not included in this analysis.

<sup>2</sup> Eighty offenders were sentenced under §2G2.2 (Trafficking in Child Pornography), but were also convicted under a sexual abuse statute such as production of child pornography. These offenders are included in this analysis and also the sexual abuse analysis.



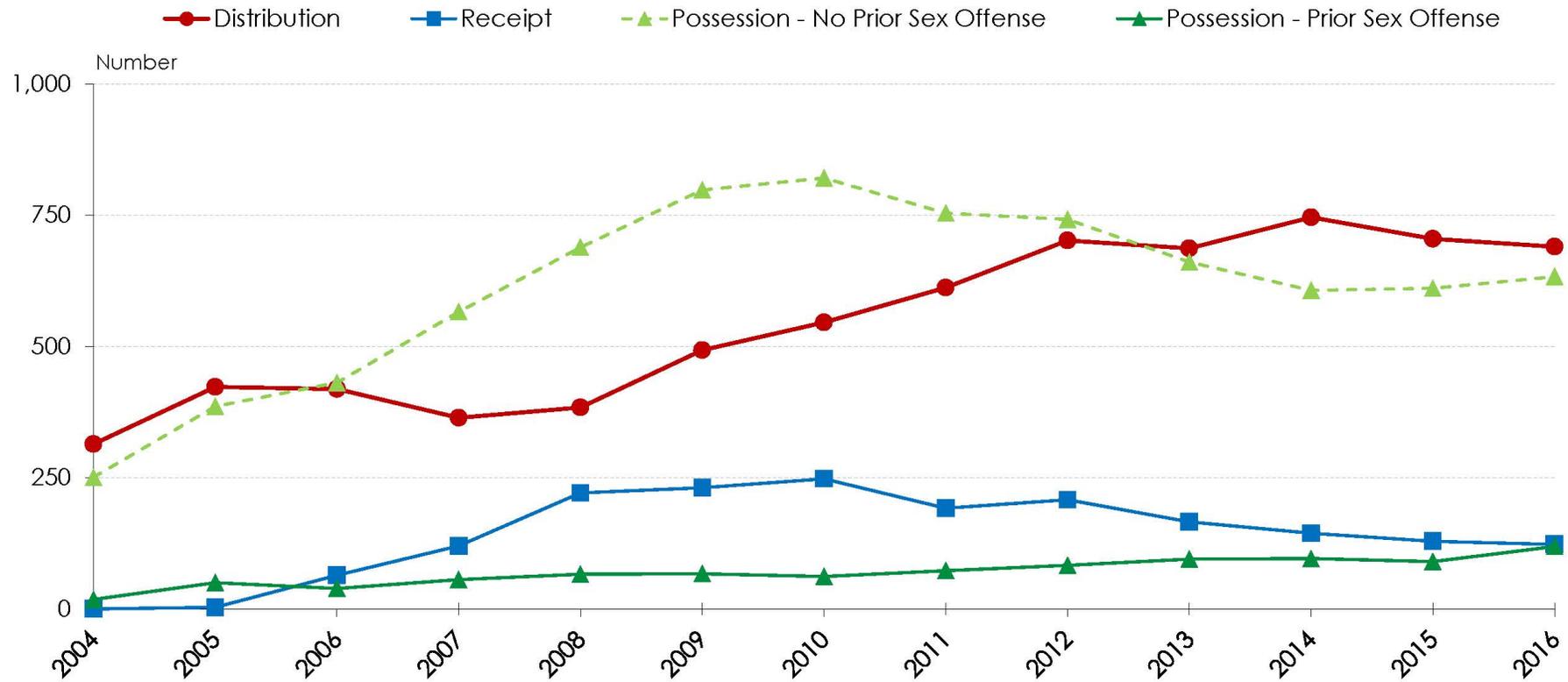
**Figure 24.** Number of Offenders Convicted of Child Pornography Offenses  
Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission 2004 through 2016 Datafiles, USSCFY2004-USSCFY2016.



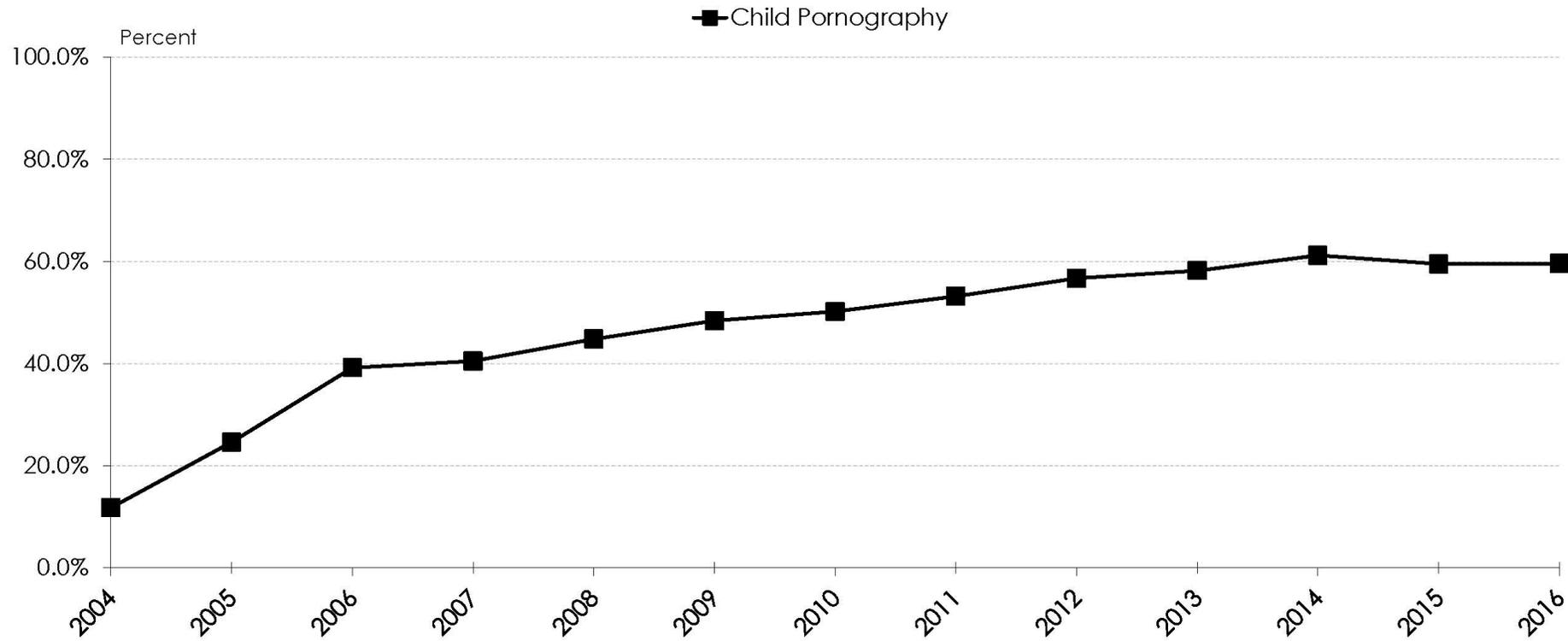
**Figure 25.** Number of Child Pornography Offenders by Type of Offense  
Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission 2004 through 2016 Datafiles, USSCFY2004-USSCFY2016.



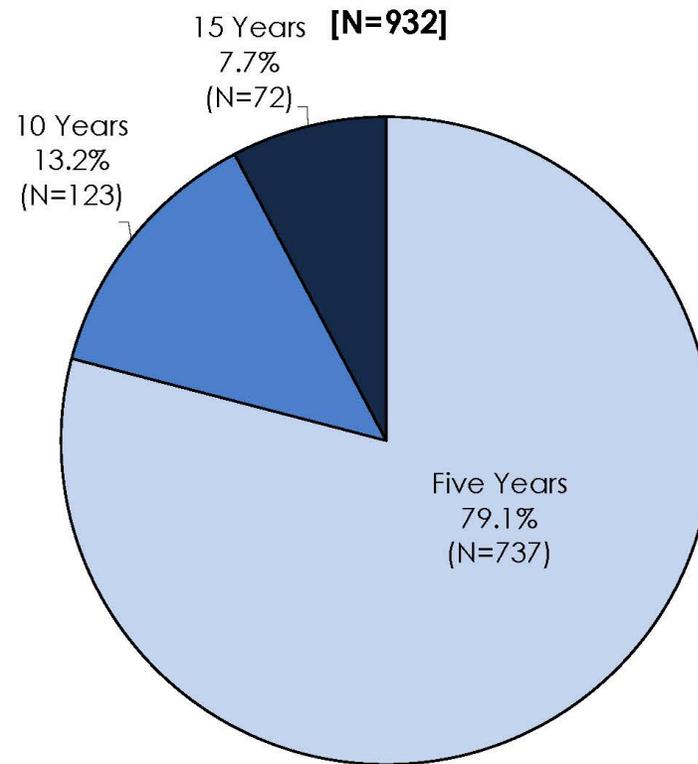
**Figure 26.** Percentage of Child Pornography Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty  
*Fiscal Years 2004 - 2016*



SOURCE: U.S. Sentencing Commission, 2004 through 2016 Datafiles, USSCFY04 – USSCFY16.



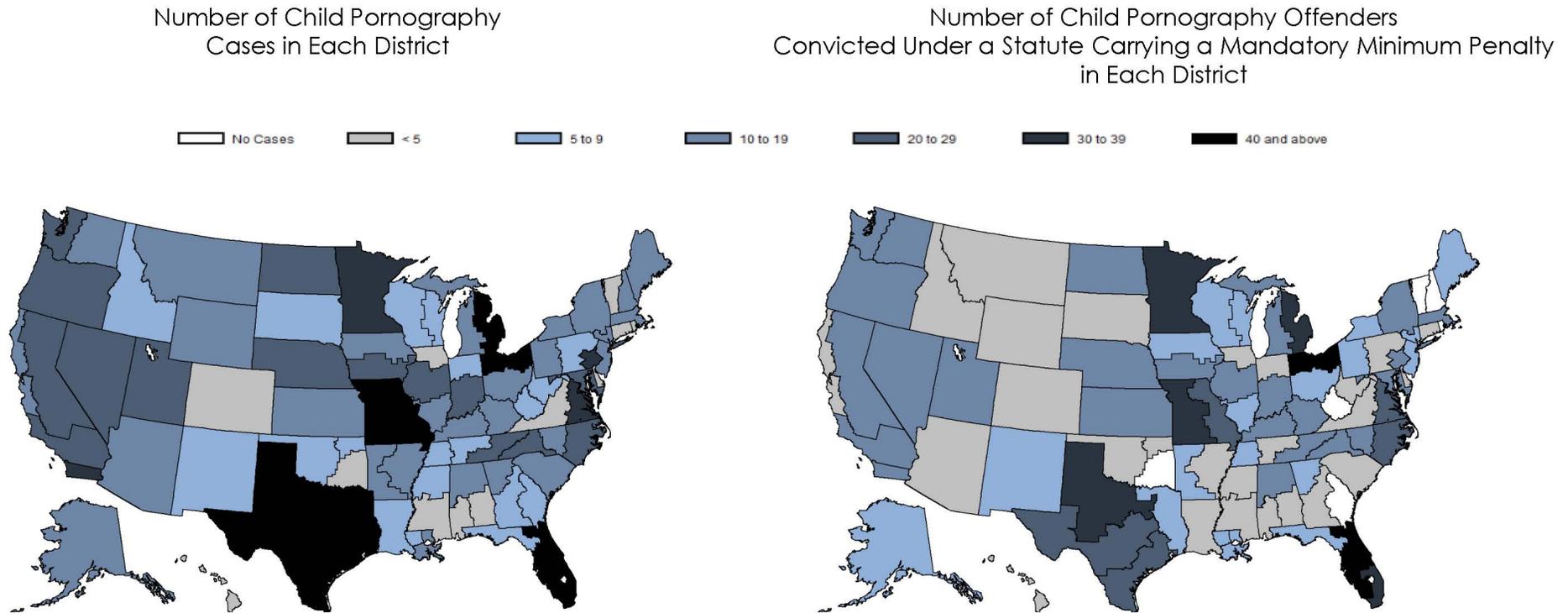
**Figure 27.** Length of Mandatory Minimum Penalties for Child Pornography Offenders  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



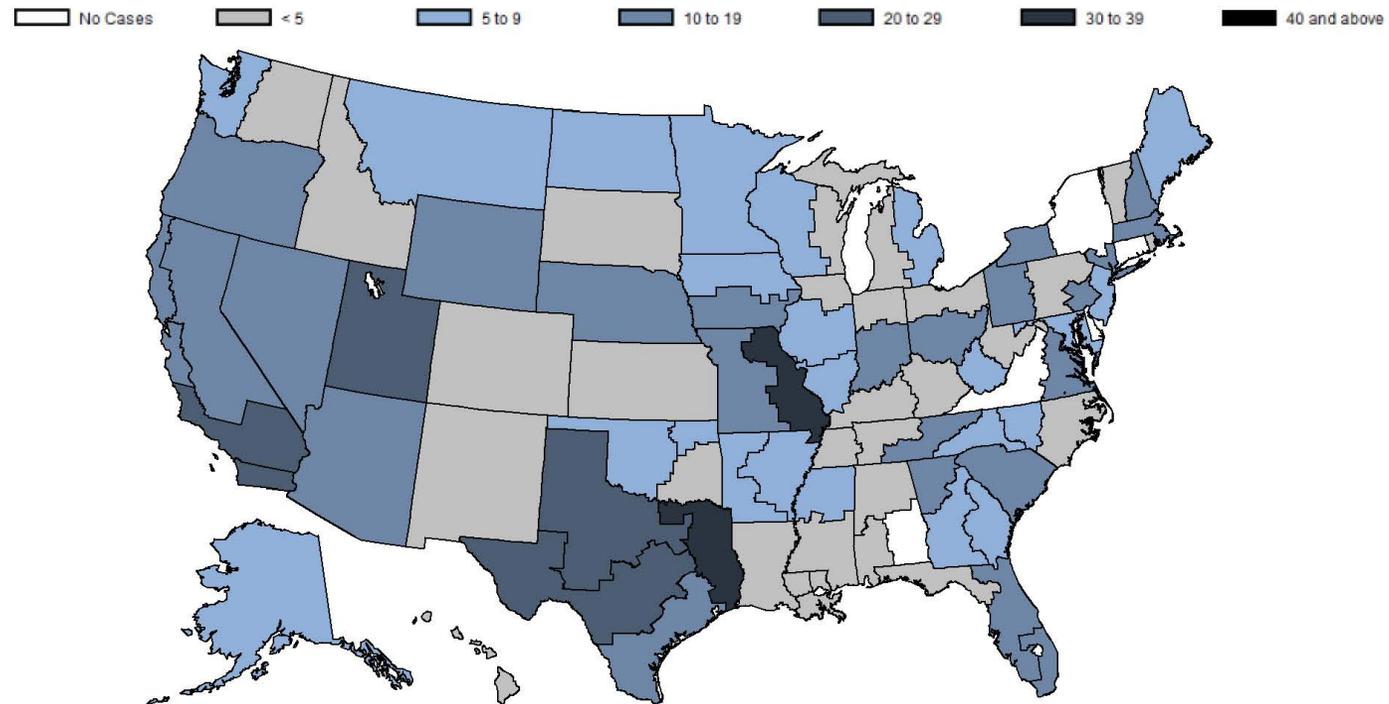
**Figure 28.** Geographic Distribution of Child Pornography Offenders  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 29.** Possession of Child Pornography Offenders  
*Fiscal Year 2016*

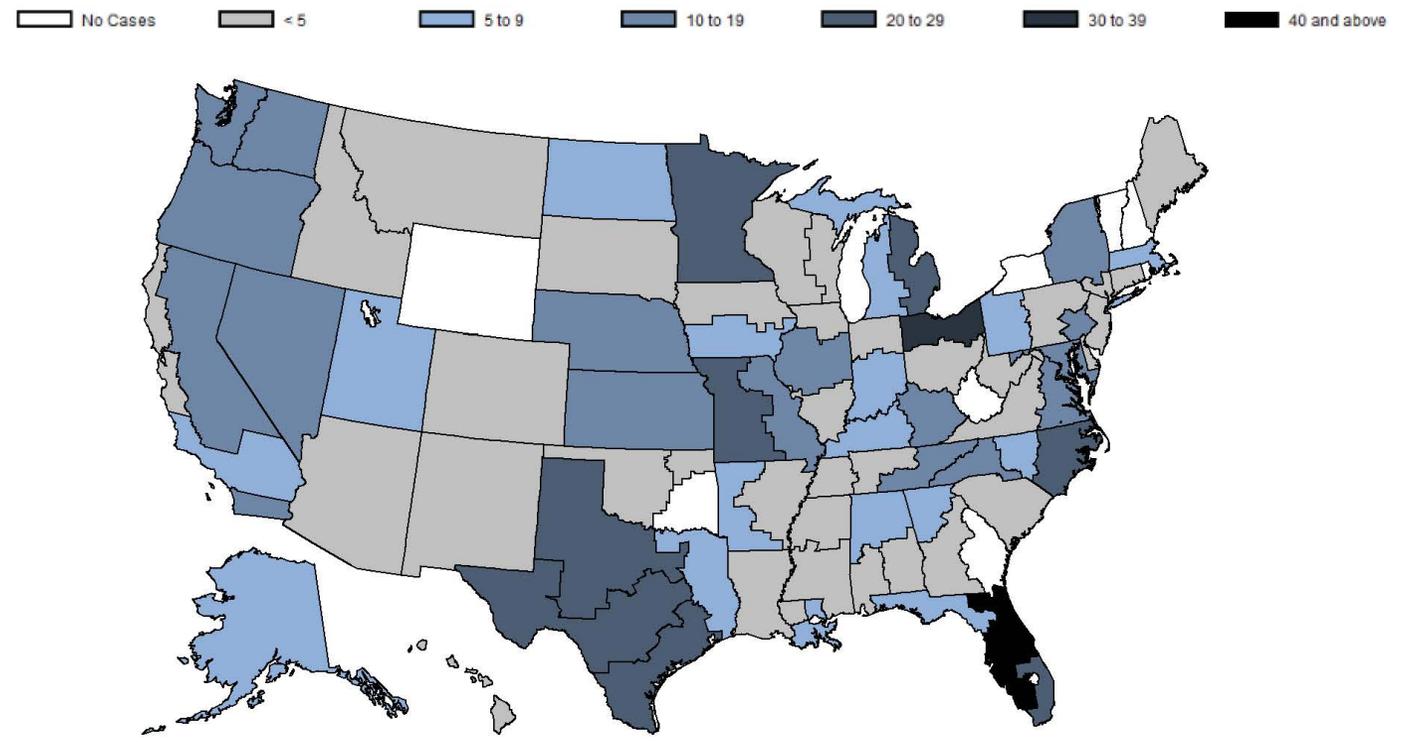


SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.





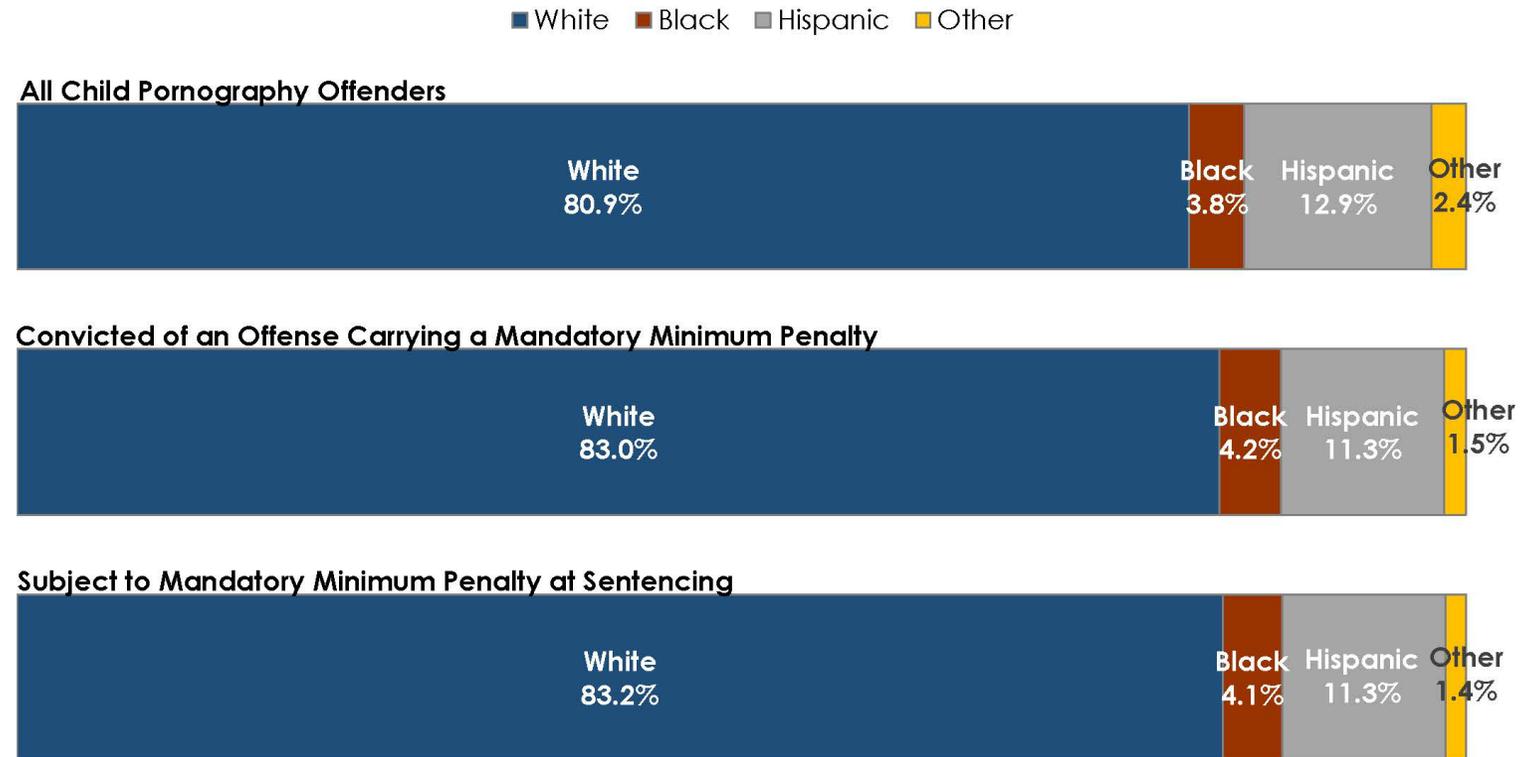
**Figure 31.** Distribution of Child Pornography Offenders  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



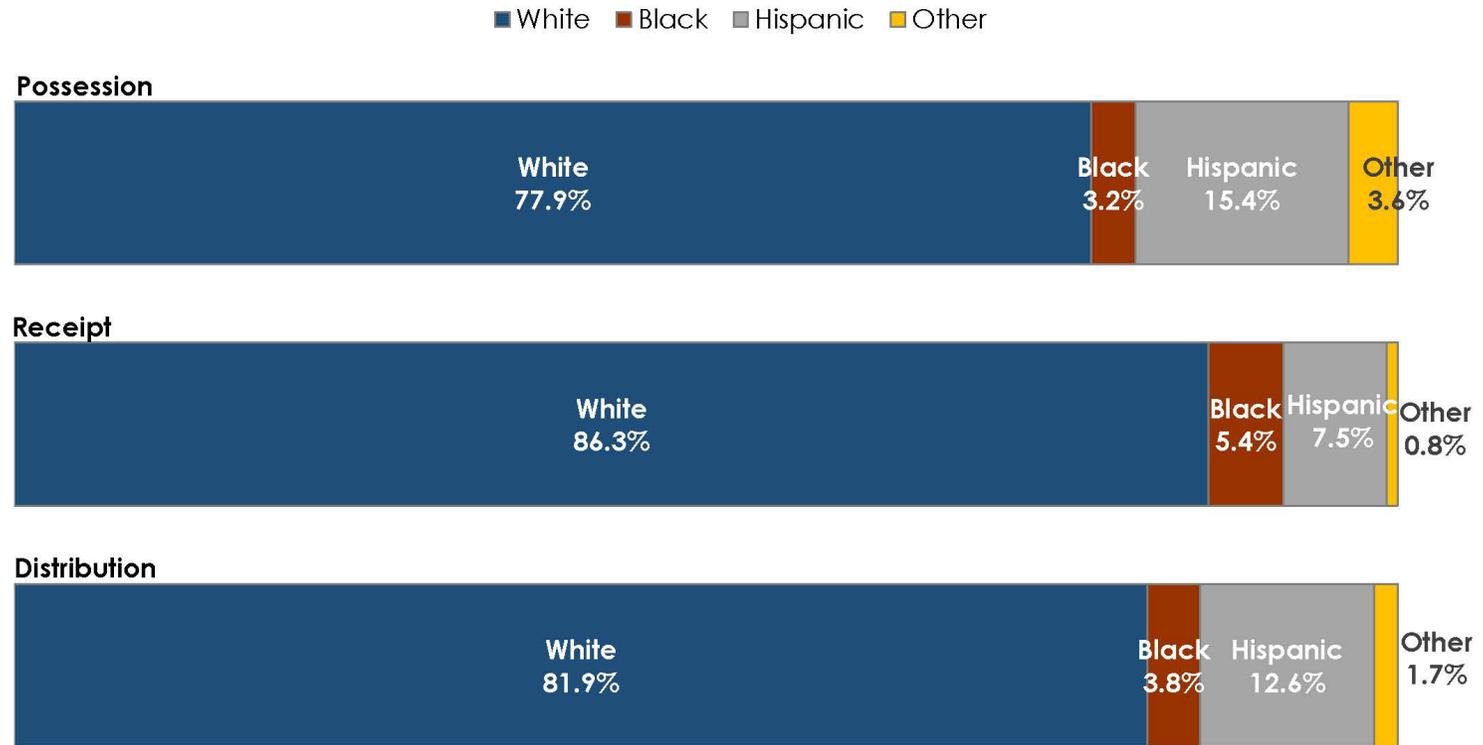
**Figure 32.** Race of Child Pornography Offenders  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 33.** Race of Child Pornography Offenders by Type of Offense  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



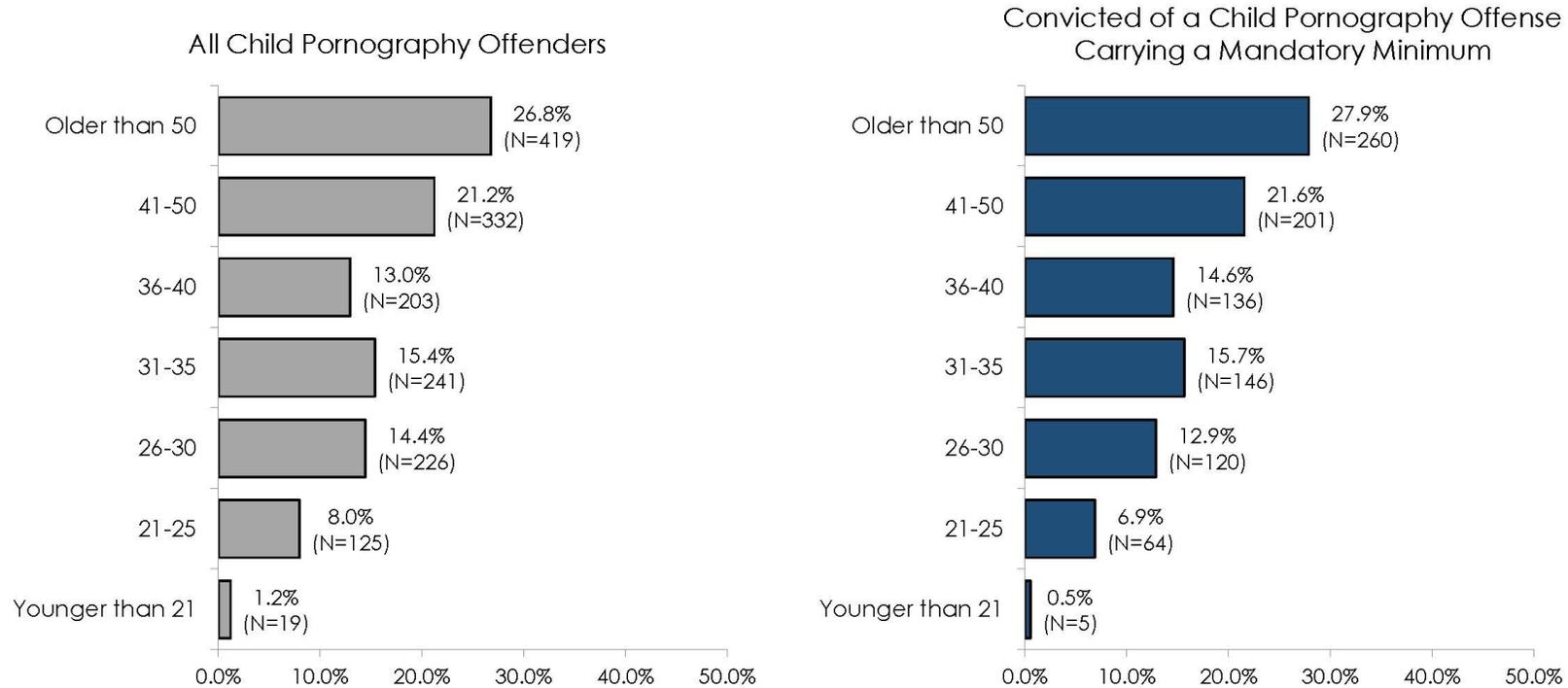
**Table 6.** Gender and Citizenship of Child Pornography Offenders  
*Fiscal Year 2016*

	All Child Pornography Offenders	Convicted of an Offense Carrying a Mandatory Minimum Penalty	Subject to Mandatory Minimum Penalty
<b>Total Number of Offenders</b>	<b>1,565</b>	<b>932</b>	<b>911</b>
<b>Male</b>	99.7%	99.8%	99.9%
<b>Female</b>	0.3%	0.2%	0.1%
<b>U.S. Citizen</b>	96.2%	96.2%	96.2%
<b>Non-U.S. Citizen</b>	3.8%	3.8%	3.8%

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 34.** Age of Child Pornography Offenders  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



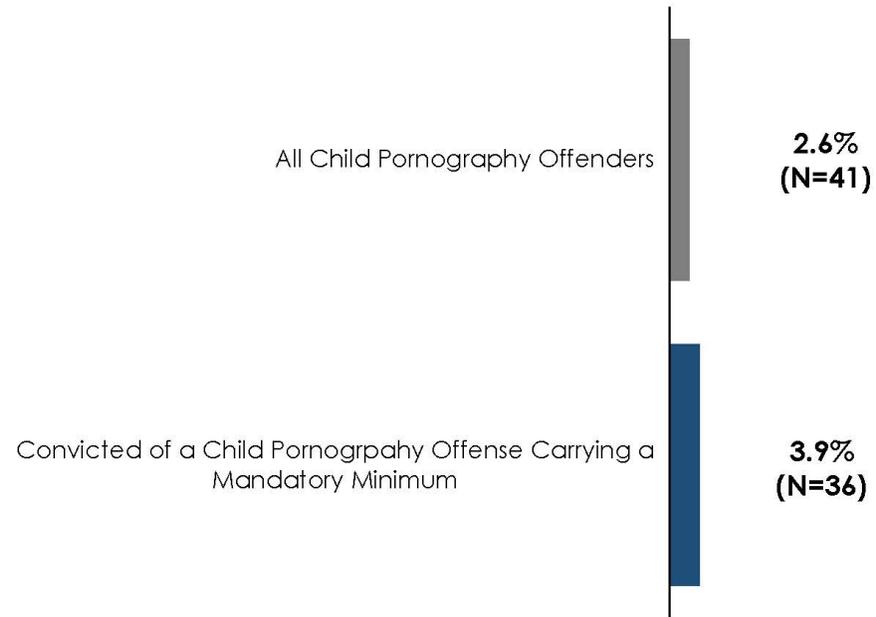
**Table 7.** Criminal History of Child Pornography Offenders  
*Fiscal Year 2016*

	All Child Pornography Offenders	Convicted of an Offense Carrying a Mandatory Minimum Penalty	Subject to Mandatory Minimum Penalty
<b>Total Number of Offenders</b>	<b>1,565</b>	<b>932</b>	<b>911</b>
<b>CRIMINAL HISTORY CATEGORY</b>			
<b>I</b>	78.3%	70.2%	70.6%
<b>II</b>	9.1%	12.0%	12.0%
<b>III</b>	7.5%	10.4%	10.2%
<b>IV</b>	2.6%	3.9%	3.7%
<b>V</b>	1.4%	2.0%	2.0%
<b>VI</b>	1.2%	1.5%	1.5%

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



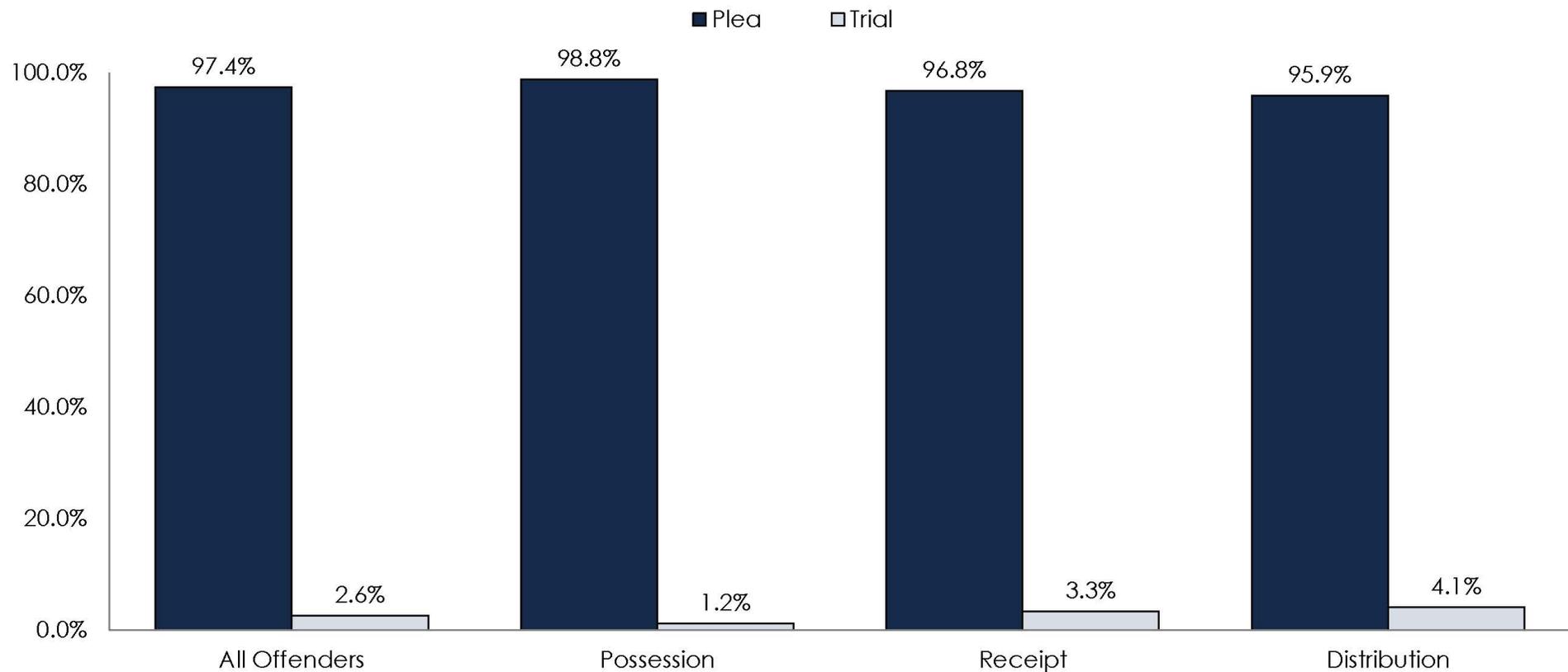
**Figure 35.** Trial Rate of Child Pornography Offenders  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



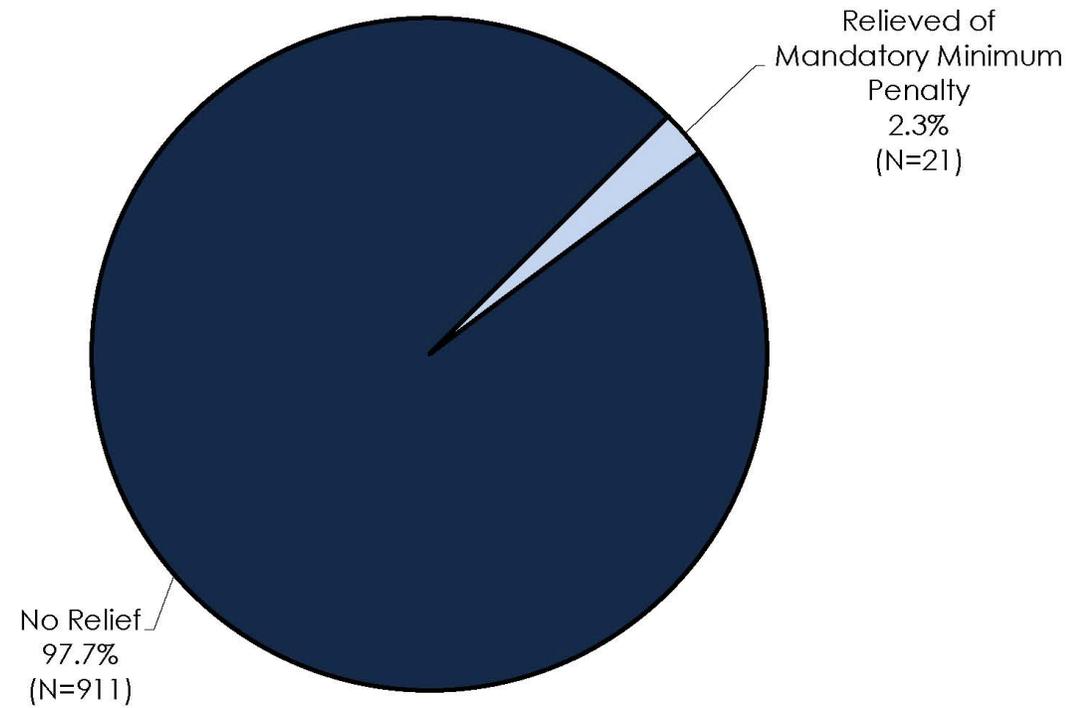
**Figure 36.** Plea and Trial Rate of Child Pornography Offenders by the Type of Offense  
Fiscal Year 2016



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



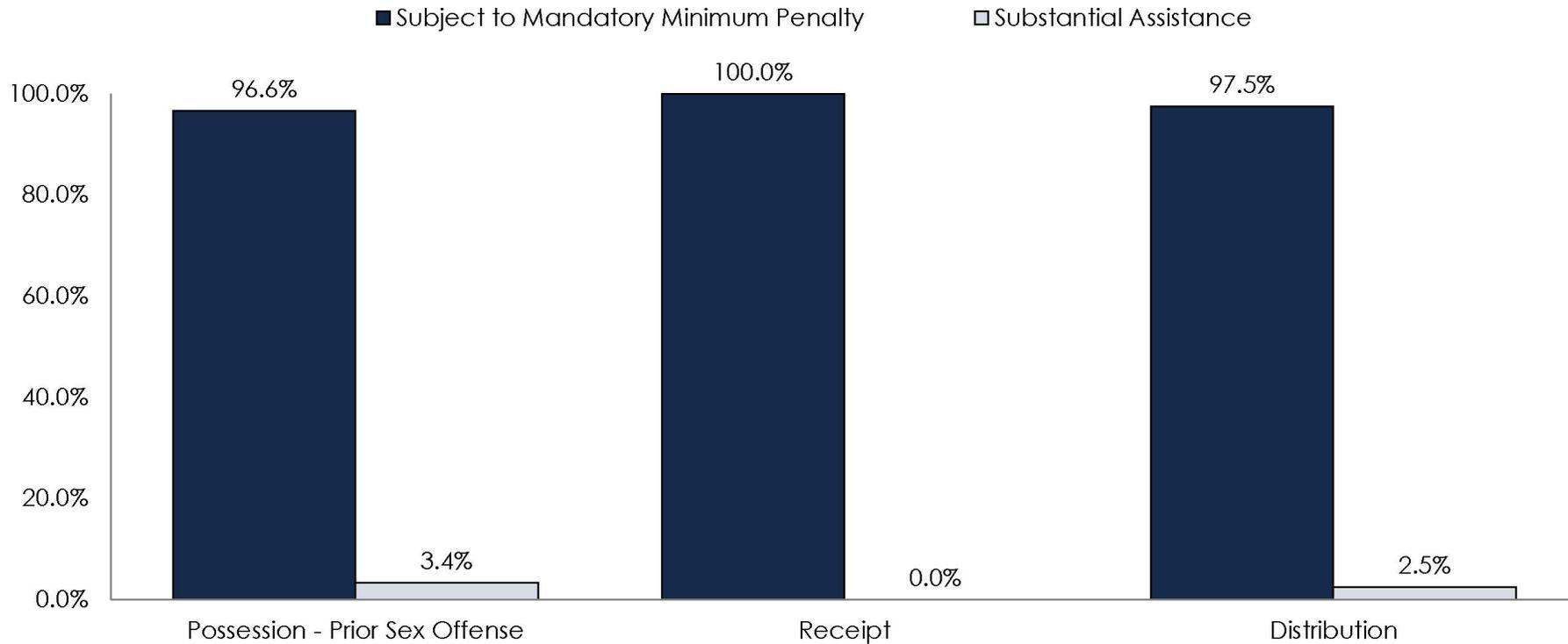
**Figure 37.** Child Pornography Offenders Relieved of Mandatory Minimum Penalty  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



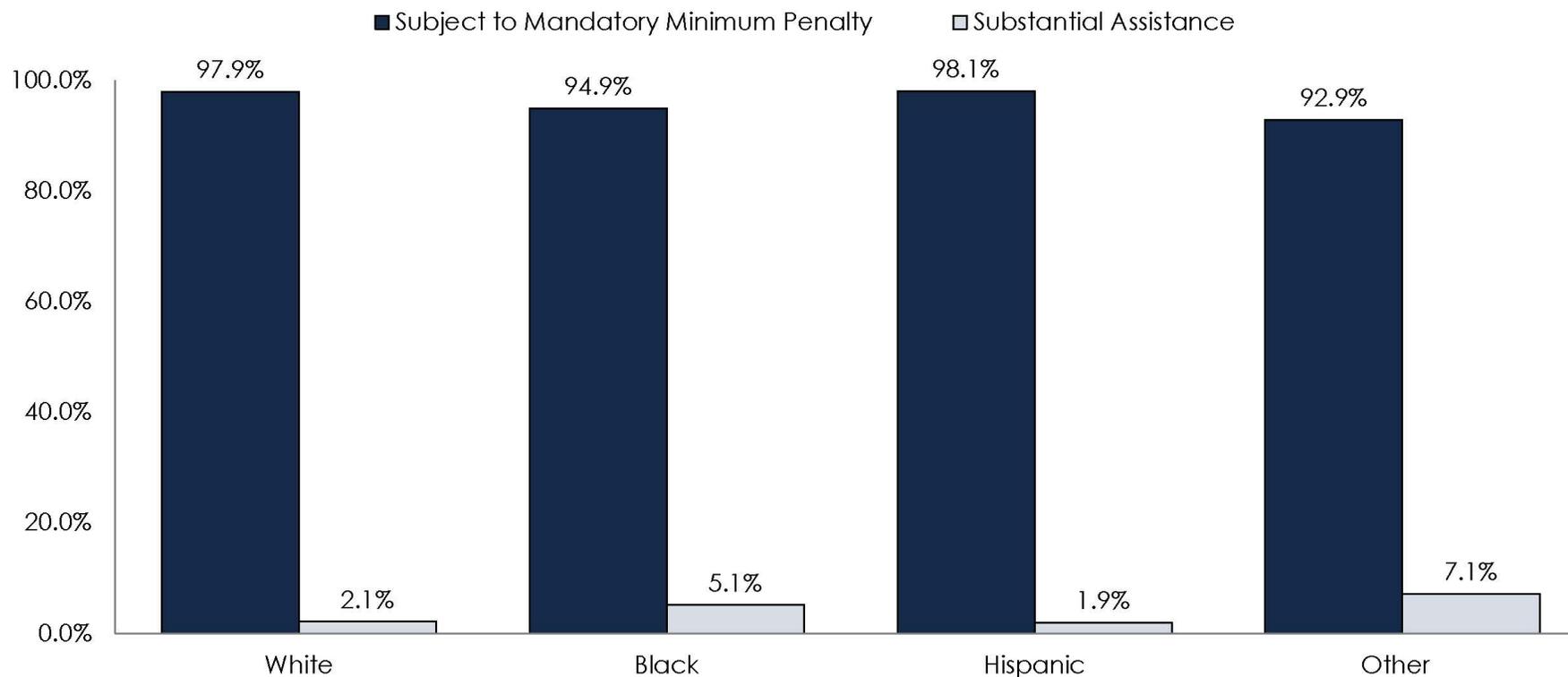
**Figure 38.** Child Pornography Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty Who Were Relieved of the Penalty by Type of Pornography Offense  
*Fiscal Year 2016*



• Possession offenders (no prior sex offense) are not subject to mandatory minimum penalties at sentencing. These statistics reflect the rate for all possession of child pornography offenders.



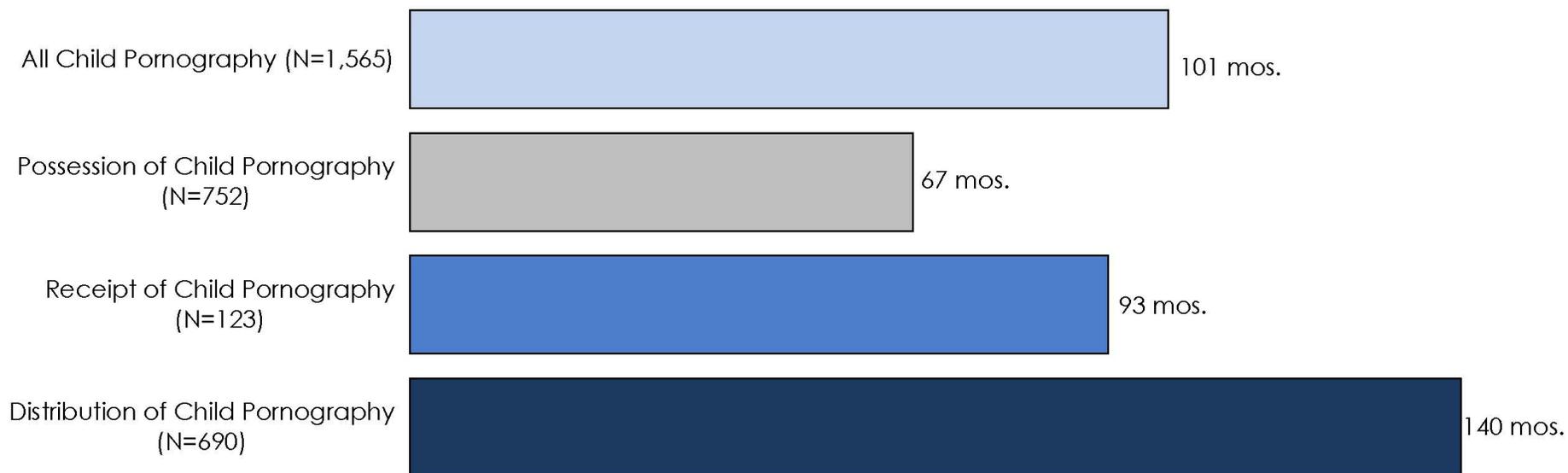
**Figure 39.** Child Pornography Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty Who Were Relieved of the Penalty by Race of Offender  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



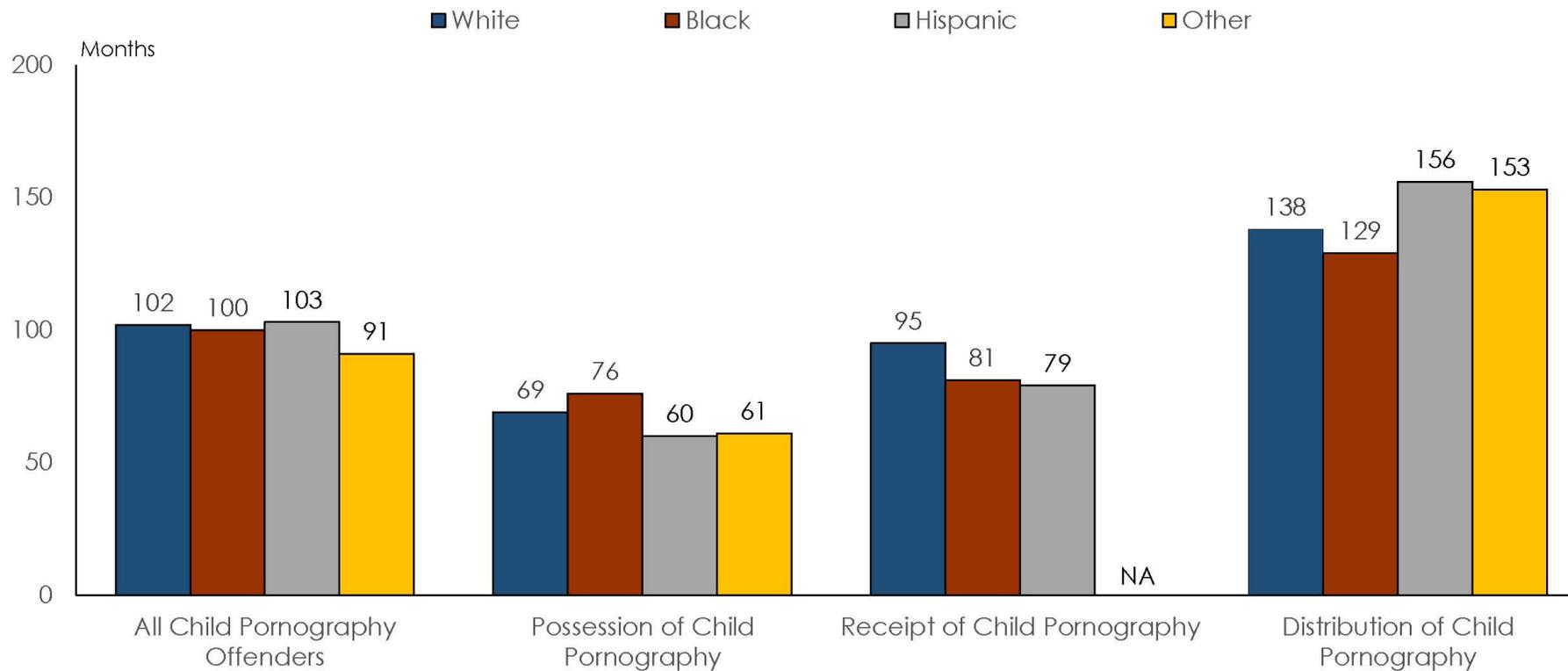
**Figure 40.** Average Sentence Length for All Child Pornography Offenders and by Type of Child Pornography Offense  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 41.** Average Sentence Length for Child Pornography Offenders by Type of Pornography Offense and Race Fiscal Year 2016





United States Sentencing Commission

MANDATORY MINIMUM PENALTIES FOR FEDERAL SEX OFFENSES (2019)

For the full report, visit <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-federal-sex-offenses>

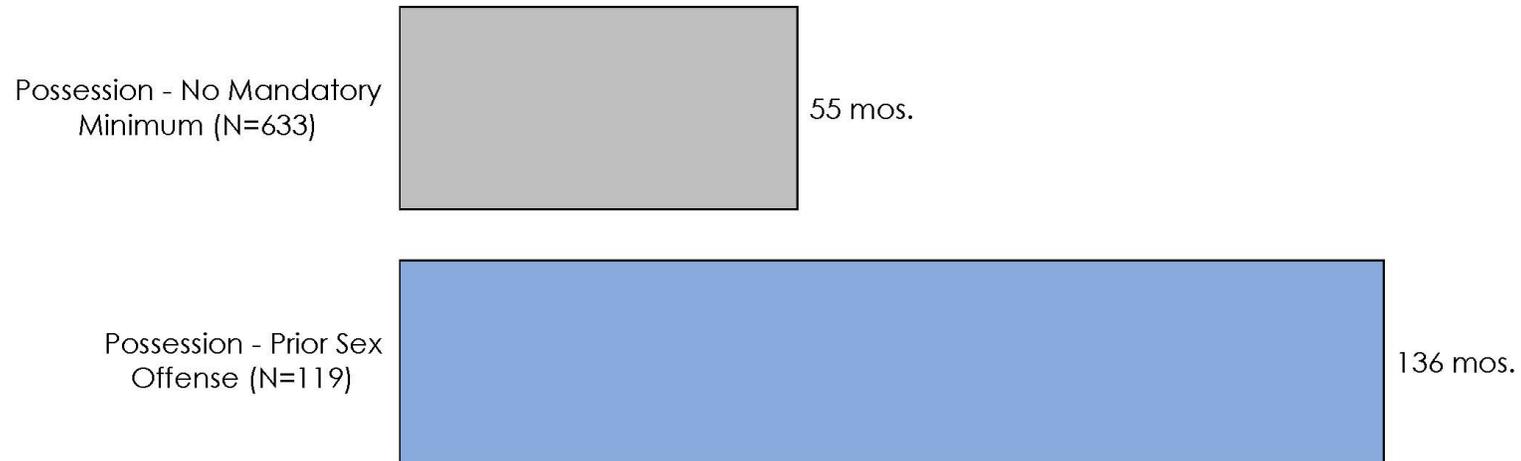
**Table 8.** Average Sentence Length for Child Pornography Offenders by Gender and Citizenship Status  
*Fiscal Year 2016*

	All Child Pornography Offenders	Possession of Child Pornography	Receipt of Child Pornography	Distribution of Child Pornography
<b>AVERAGE SENTENCE (Months)</b>				
<b>Male</b>	102	68	93	140
<b>Female</b>	77	33	NA	NA
<b>U.S. Citizen</b>	101	67	94	139
<b>Non-U.S. Citizen</b>	106	58	65	153

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



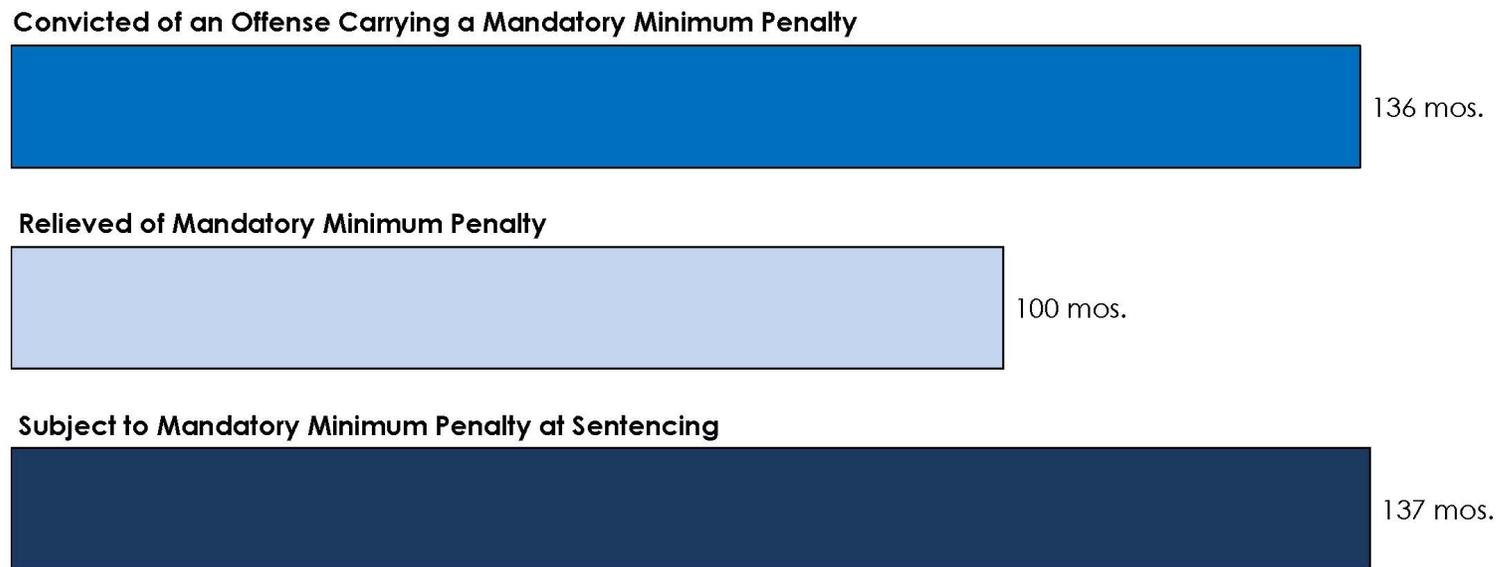
**Figure 42.** Average Sentence Length for Possession of Child Pornography Offenders  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 43.** Impact of Relief on Average Sentence Length of Child Pornography Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



United States Sentencing Commission  
MANDATORY MINIMUM PENALTIES FOR FEDERAL SEX OFFENSES (2019)  
For the full report, visit <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-federal-sex-offenses>

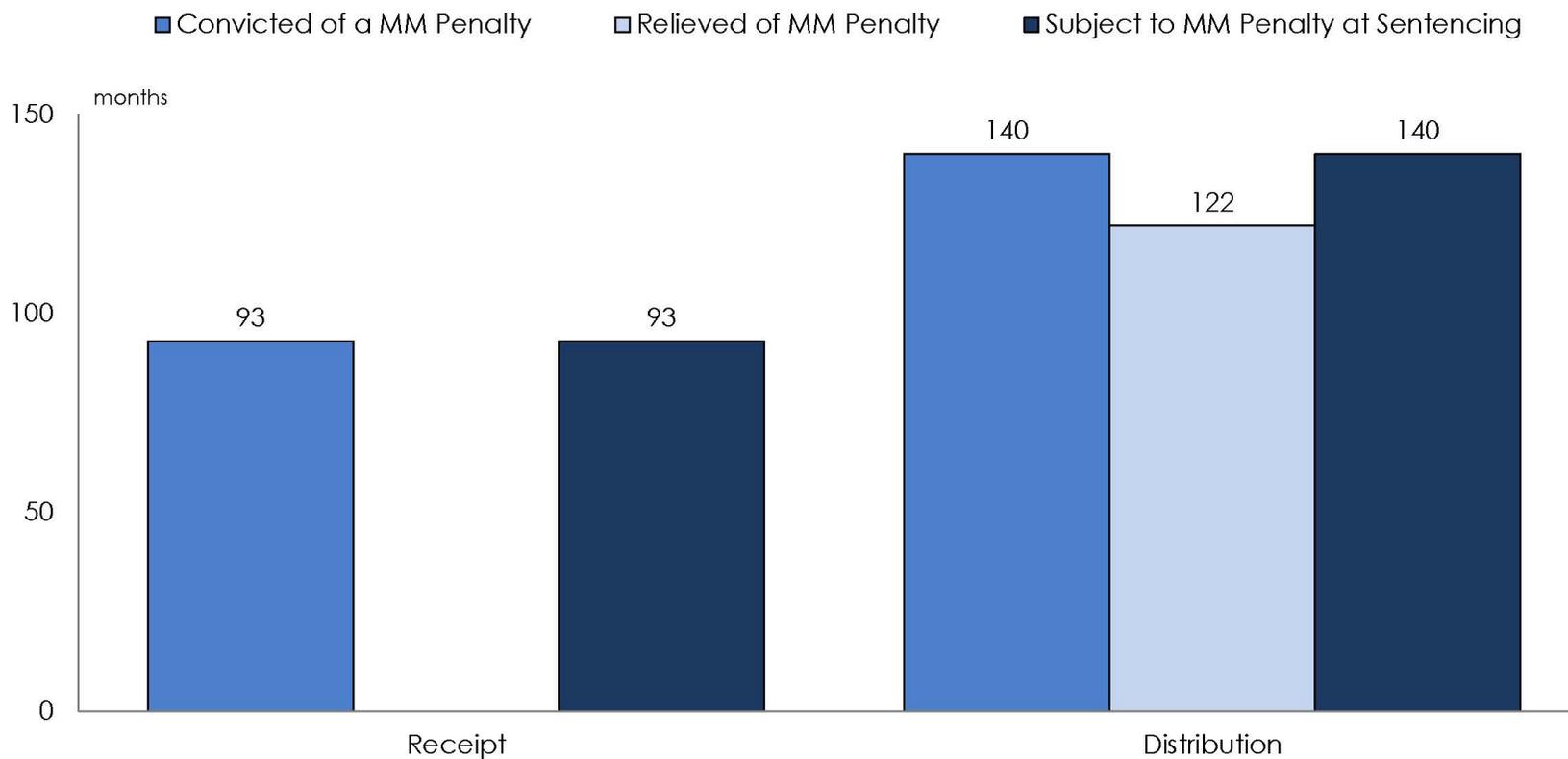
**Table 9.** Average Sentence Length for Possession of Child Pornography  
Offenders Carrying a Mandatory Minimum Penalty by Race  
*Fiscal Year 2016*

	Convicted of an Offense Carrying a Mandatory Minimum Penalty	Subject to Mandatory Minimum Penalty
<b>AVERAGE SENTENCE (Months)</b>		
<b>Possession of Child Pornography</b>		
<b>White</b>	135	137
<b>Black</b>	140	140
<b>Hispanic</b>	146	146
<b>Other</b>	NA	NA

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 44.** Impact of Relief on Average Sentence Length of Child Pornography Offenders Convicted of an Offense Carrying a Mandatory Minimum Penalty  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



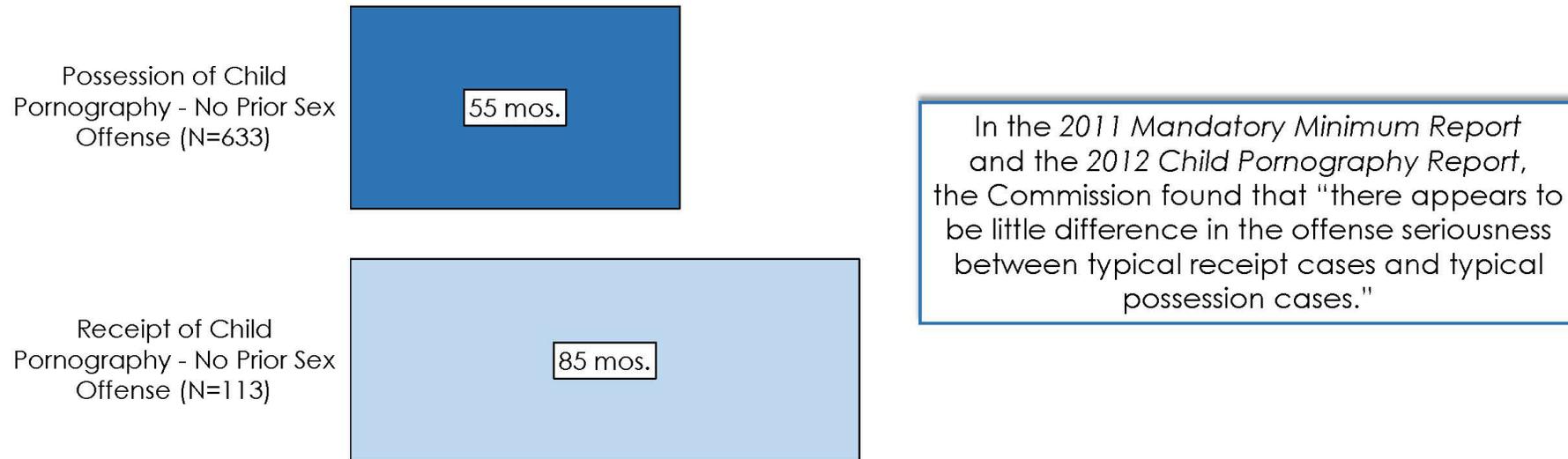
**Table 10.** Average Sentence Length for Receipt and Distribution of Child Pornography Offenders by Race  
*Fiscal Year 2016*

	Convicted of an Offense Carrying a Mandatory Minimum Penalty	Subject to Mandatory Minimum Penalty
<b>AVERAGE SENTENCE (Months)</b>		
<b>Receipt of Child Pornography</b>		
White	95	95
Black	81	81
Hispanic	79	79
Other	NA	NA
<b>Distribution of Child Pornography</b>		
White	138	138
Black	129	133
Hispanic	156	157
Other	153	156

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



**Figure 45.** Average Sentence Length for Possession and Receipt of Child Pornography Offenders  
*Fiscal Year 2016*



SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



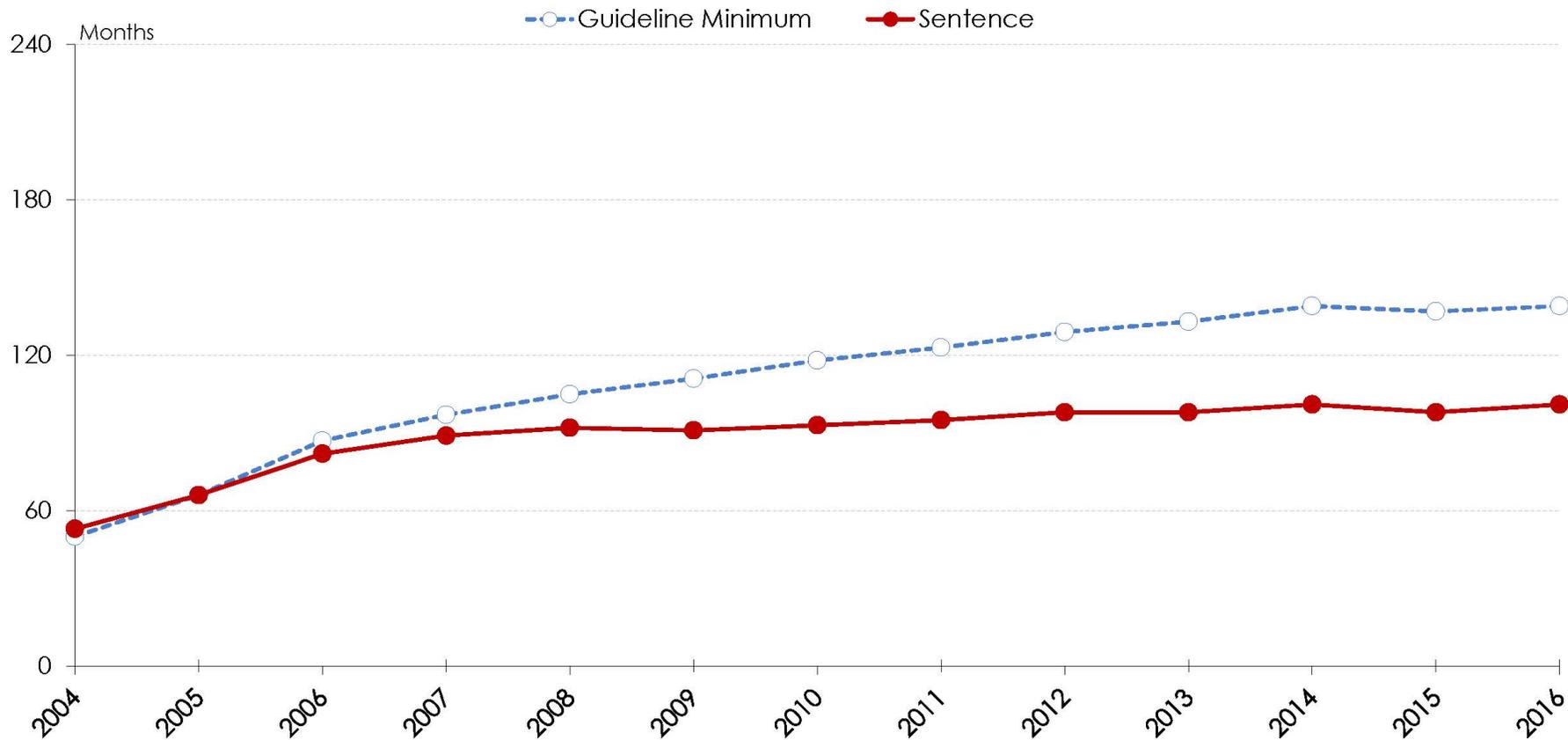
**Table 11.** Sentence Relative to the Guideline Range for Child Pornography Offenders by Type of Pornography Offense  
 Fiscal Year 2016

	All Child Pornography Offenders	Possession of Child Pornography	Receipt of Child Pornography	Distribution of Child Pornography
<b>Total (# of offenders)</b>	<b>1,565</b>	<b>752</b>	<b>123</b>	<b>690</b>
<b>SENTENCE RELATIVE TO THE GUIDELINE RANGE</b>				
Within Range	26.8%	28.3%	27.6%	24.9%
Above Range	1.9%	2.1%	4.9%	1.2%
Substantial Assistance §5K1.1	1.7%	1.3%	0.0%	2.5%
Other Government Sponsored (no §5K1.1)	20.8%	23.9%	16.3%	18.3%
Non-Government Sponsored Below Range	48.8%	44.3%	51.2%	53.2%

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.



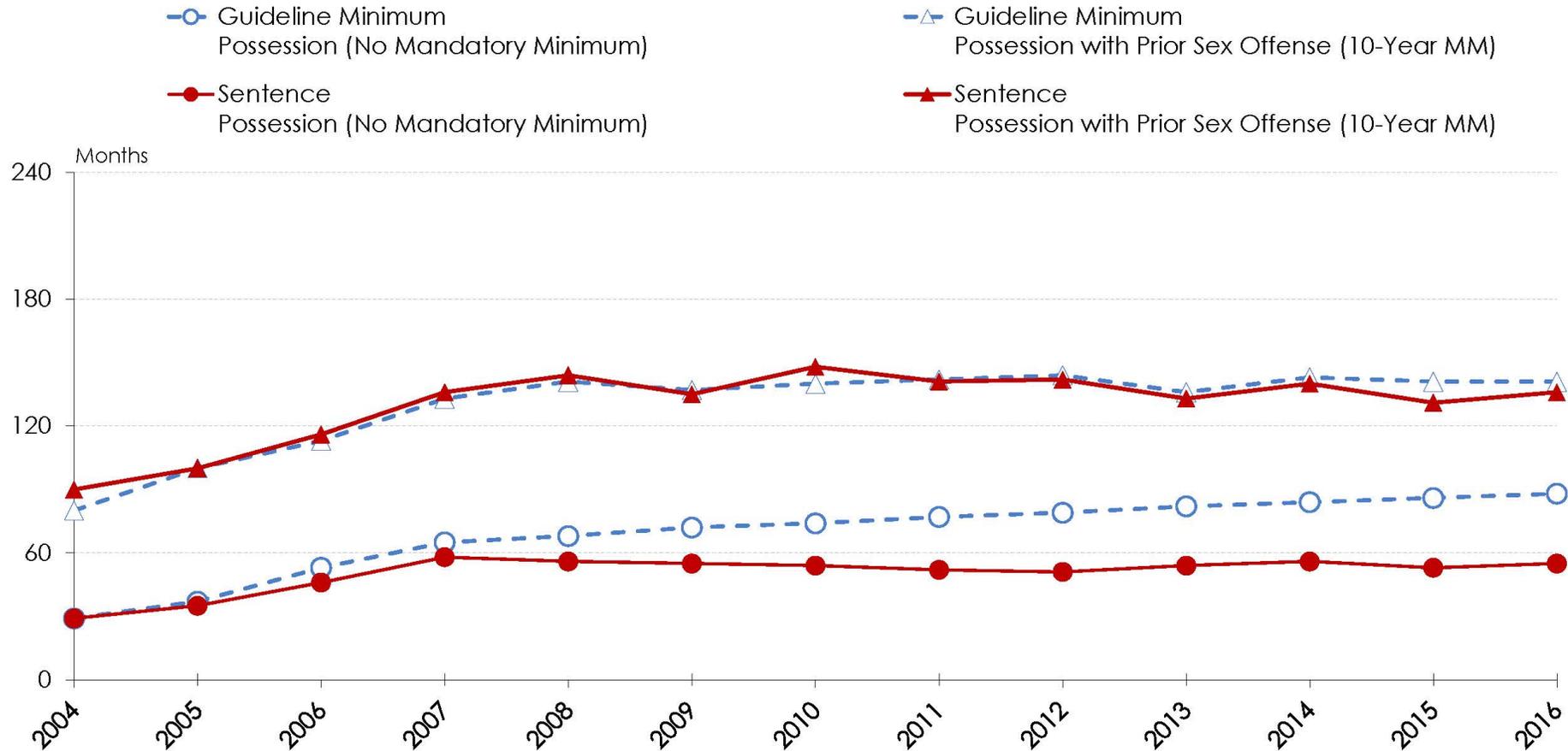
**Figure 46.** Average Guideline Minimum and Sentence for Child Pornography Offenders  
Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission 2004 through 2016 Datafiles, USSCFY2004-USSCFY2016.



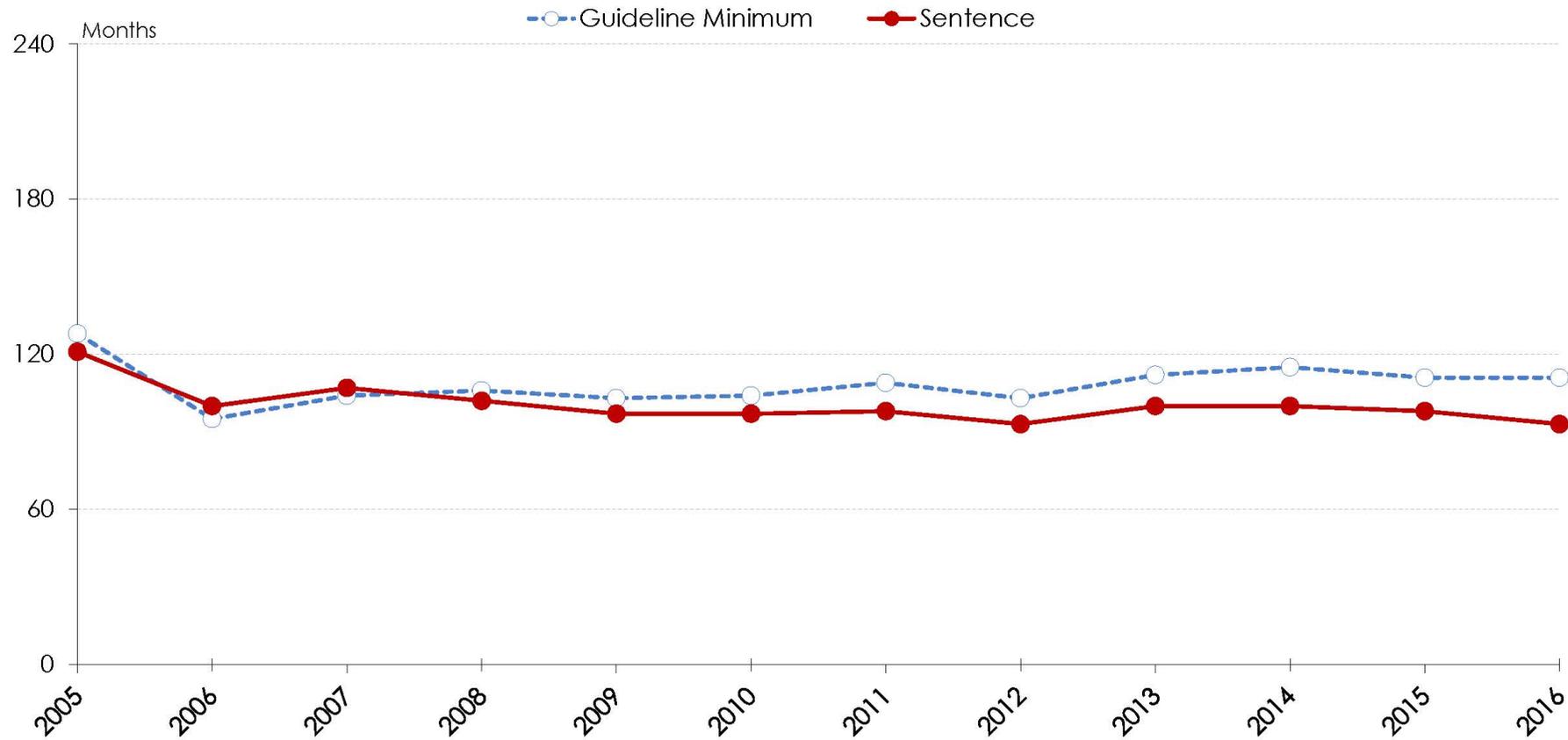
**Figure 47.** Average Guideline Minimum and Sentence for Possession of Child Pornography Offenses  
Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission 2004 through 2016 Datafiles, USSCFY2004-USSCFY2016.



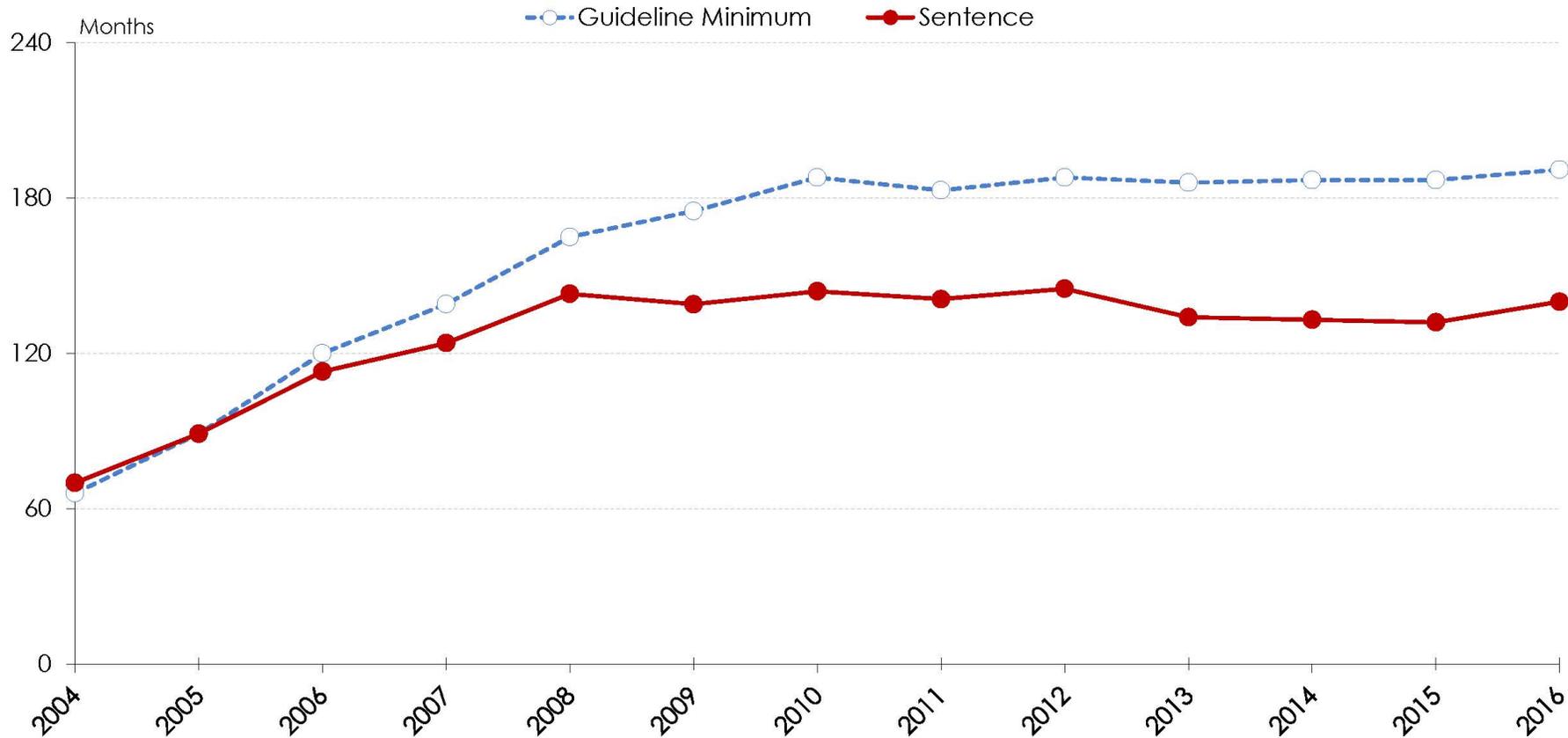
**Figure 48.** Average Guideline Minimum and Sentence for Receipt of Child Pornography Offenses  
Fiscal Years 2005 - 2016<sup>1</sup>



<sup>1</sup> There were no receipt cases in fiscal year 2004.

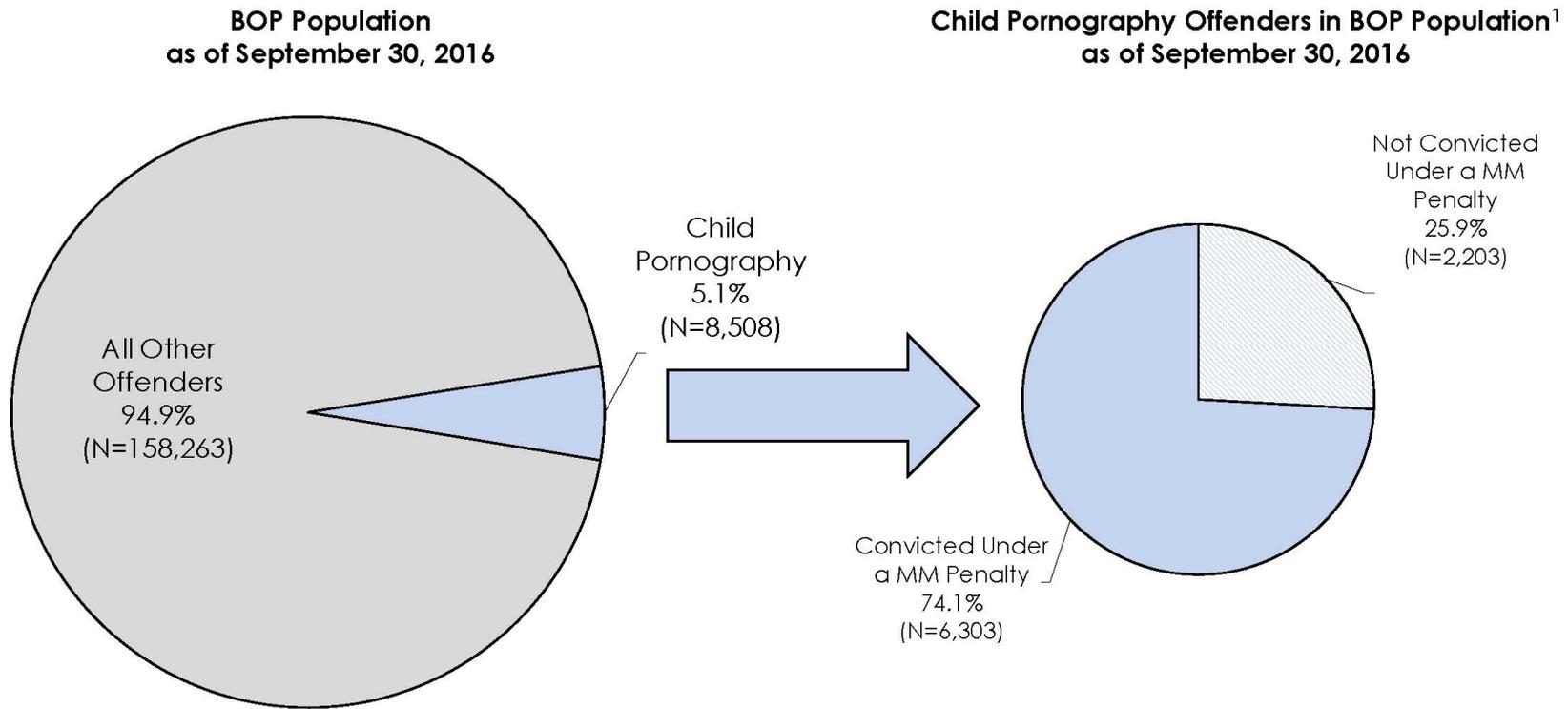


**Figure 49.** Average Guideline Minimum and Sentence for Distribution of Child Pornography Offenses  
Fiscal Years 2004 - 2016





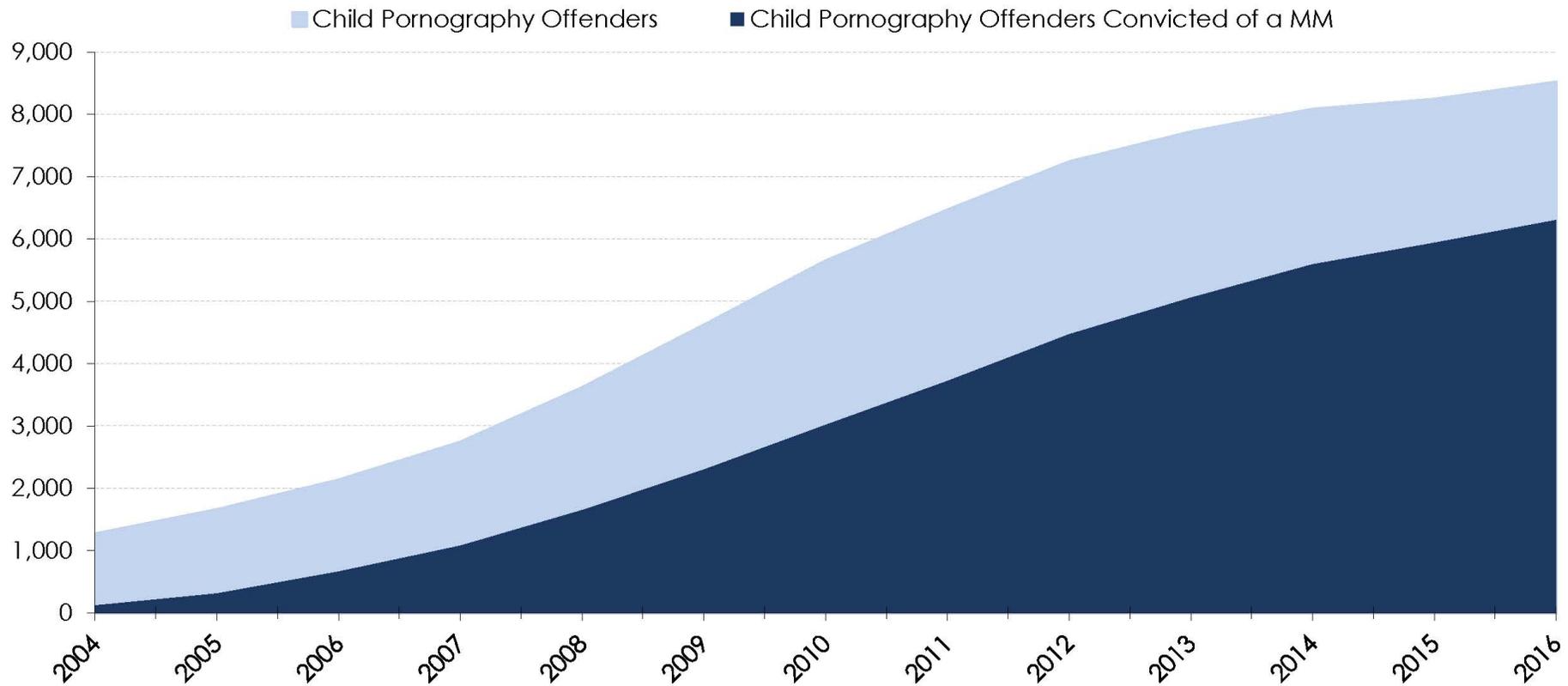
**Figure 50.** Child Pornography Offenders in Federal Prison  
*At the End of Fiscal Year 2016*



<sup>1</sup> The mandatory minimum status of two offenders could not be determined from sentencing documentation.



**Figure 51.** Number of Child Pornography Offenders in Federal Prison  
At the End Fiscal Years 2004 - 2016



SOURCE: U.S. Sentencing Commission, and Bureau of Prisons Combined 2016 Datafile, USSCBOP.