

Sourcebook of criminal justice statistics Online

http://www.albany.edu/sourcebook/pdf/t5322010.pdf

Table 5.32.2010

Fines and restitution ordered in U.S. District Courts for U.S. Sentencing Commission guideline cases

By primary offense, fiscal year 2010

Primary offense	Total cases	No fine or restitution ordered		Restitution ordered/no fine		Fine ordered/ no restitution		Both fine and restitution ordered		Amount of payment ordered (dollar amount)			
		Number	Percent	Number	Percent	Number	Percent	Number	Percent	Total cases	Mean	Median	Total ^a
Total	83,915	66,014	78.7%	10,120	12.1%	6,861	8.2%	920	1.1%	17,469	\$469,799	\$6,000	\$8,206,913,773
Murder	66	43	65.2	20	30.3	3	4.5	0	X	23	111,309	5,000	2,560,112
Manslaughter	64	34	53.1	28	43.8	1	1.6	1	1.6	30	35,136	5,178	1,054,067
Kidnaping, hostage-taking	39	27	69.2	11	28.2	1	2.6	0	X	12	25,586	10,396	307,033
Sexual abuse	384	294	76.6	49	12.8	39	10.2	2	0.5	89	27,921	2,025	2,485,001
Assault	630	460	73.0	112	17.8	57	9.0	1	0.2	163	26,325	3,000	4,291,038
Robbery	1,081	184	17.0	861	79.6	15	1.4	21	1.9	892	20,017	5,236	17,855,012
Arson	75	17	22.7	53	70.7	3	4.0	2	2.7	56	640,056	207,333	35,843,145
Drug offenses													
Trafficking	23,502	21,081	89.7	397	1.7	2,013	8.6	11	(c)	2,349	45,156	1,800	106,071,784
Communication facility ^b	511	453	88.6	4	0.8	54	10.6	0	X	53	20,370	1,000	1,079,617
Simple possession	1,024	734	71.7	2	0.2	286	27.9	2	0.2	288	994	1,000	286,240
Firearms	7,984	6,489	81.3	719	9.0	737	9.2	39	0.5	1,455	31,603	2,000	45,982,205
Burglary, breaking and entering	36	8	22.2	28	77.8	0	X	0	X	28	19,879	6,114	556,604
Motor vehicle theft	91	30	33.0	51	56.0	7	7.7	3	3.3	57	105,981	42,122	6,040,934
Larceny	1,621	252	15.5	926	57.1	283	17.5	160	9.9	1,358	168,356	7,523	228,626,880
Fraud	8,054	2,612	32.4	4,676	58.1	425	5.3	341	4.2	5,266	1,255,289	78,403	6,610,352,044
Embezzlement	435	37	8.5	326	74.9	31	7.1	41	9.4	397	96,795	21,395	38,427,709
Forgery, counterfeiting	879	310	35.3	462	52.6	62	7.1	45	5.1	561	34,096	2,911	19,127,876
Bribery	224	98	43.8	51	22.8	59	26.3	16	7.1	124	275,703	21,186	34,187,230
Tax	664	180	27.1	295	44.4	112	16.9	77	11.6	468	645,853	105,681	302,259,019
Money laundering	806	532	66.0	128	15.9	137	17.0	9	1.1	262	1,764,808	30,000	462,379,763
Racketeering, extortion	675	429	63.6	156	23.1	77	11.4	13	1.9	240	136,138	6,064	32,673,021
Gambling, lottery	76	37	48.7	6	7.9	32	42.1	1	1.3	39	9,194	3,000	358,558
Civil rights	61	38	62.3	7	11.5	14	23.0	2	3.3	23	175,354	2,810	4,033,151
Immigration	28,500	28,069	98.5	49	0.2	375	1.3	7	(c)	406	35,015	1,000	14,216,194
Child pornography	1,886	1,458	77.3	156	8.3	257	13.6	15	0.8	415	15,110	3,000	6,270,796
Prison offenses	424	400	94.3	3	0.7	21	5.0	0	X	23	1,803	1,000	41,475
Administration of justice offenses	1,157	859	74.2	107	9.2	178	15.4	13	1.1	290	258,361	3,819	74,924,809
Environmental, wildlife	188	51	27.1	16	8.5	101	53.7	20	10.6	136	6,072	2,000	825,727
National defense	69	60	87.0	2	2.9	7	10.1	0	X	8	224,409	10,000	1,795,268
Antitrust	16	3	18.8	1	6.3	12	75.0	0	X	12	223,792	42,500	2,685,500
Food and drug	84	41	48.8	8	9.5	26	31.0	9	10.7	43	1,644,334	21,754	70,706,377
Other	2,609	694	26.6	410	15.7	1,436	55.0	69	2.6	1,903	41,308	450	78,609,584

Note: These data are from the U.S. Sentencing Commission's fiscal year 2010 Offender Dataset, which includes information on 83,946 cases sentenced under the Sentencing Reform Act (guideline cases) during fiscal year 2010 (Oct. 1, 2009 through Sept. 30, 2010) for which data were received by the Commission as of Feb. 14, 2011. Given the nature of the data file and reporting requirements, the following types of cases are not included in the data presented here: cases initiated but for which no convictions were obtained, defendants convicted for whom no sentences were yet issued, defendants sentenced but for whom no data were submitted to the Commission, and cases not sentenced under the Sentencing Reform Act (non-guideline cases).

A case or defendant is defined as a single sentencing event for an individual defendant (even if multiple indictments or multiple convictions are consolidated for sentencing). Multiple defendants in a single sentencing event are treated as separate cases. If an individual defendant is sentenced more than once during the fiscal year, each sentencing event is identified as a separate case. (Source, Appendix A.)

Of the 83,946 guideline cases, 31 cases were excluded due to missing information on

type of economic sanction for cases in which orders were made. A total of 17,469 cases were used to calculate amount of payments ordered. This differs from the 17,901 cases in which fines and/or restitution were ordered due to the exclusion of cases in which the amount of fine and/or restitution was not specified. Fine information includes either fines and/or costs of supervision.

^a In cases of joint and several restitution, the full amount of restitution is attributed to each offender. Consequently the total amount of restitution reported for all offenders may be inflated.

^b Refers to the use of a device, such as a telephone, in a drug trafficking offense.

^c Less than 0.05%.

Source: U.S. Sentencing Commission, **2010 Sourcebook of Federal Sentencing Statistics**, Table 15 [Online]. Available: http://www.ussc.gov/Data_and_Statistics/Annual_Reports_and_Sourcebooks/2010/Table15.pdf [May 26, 2011].