



Rearrest Data

Individuals With Criminal History Points Under §4A1.2(d)

February 2024

Methodology

Study Group Criteria (23,381 Individuals)

- Released from incarceration or commenced a term of probation in 2015
- United States citizens
- Received at least one criminal history point at sentencing

Data Sources

- Commission data on age and criminal history
- FBI (RAP sheet) data on arrests from all state and federal agencies

Measuring Rearrest

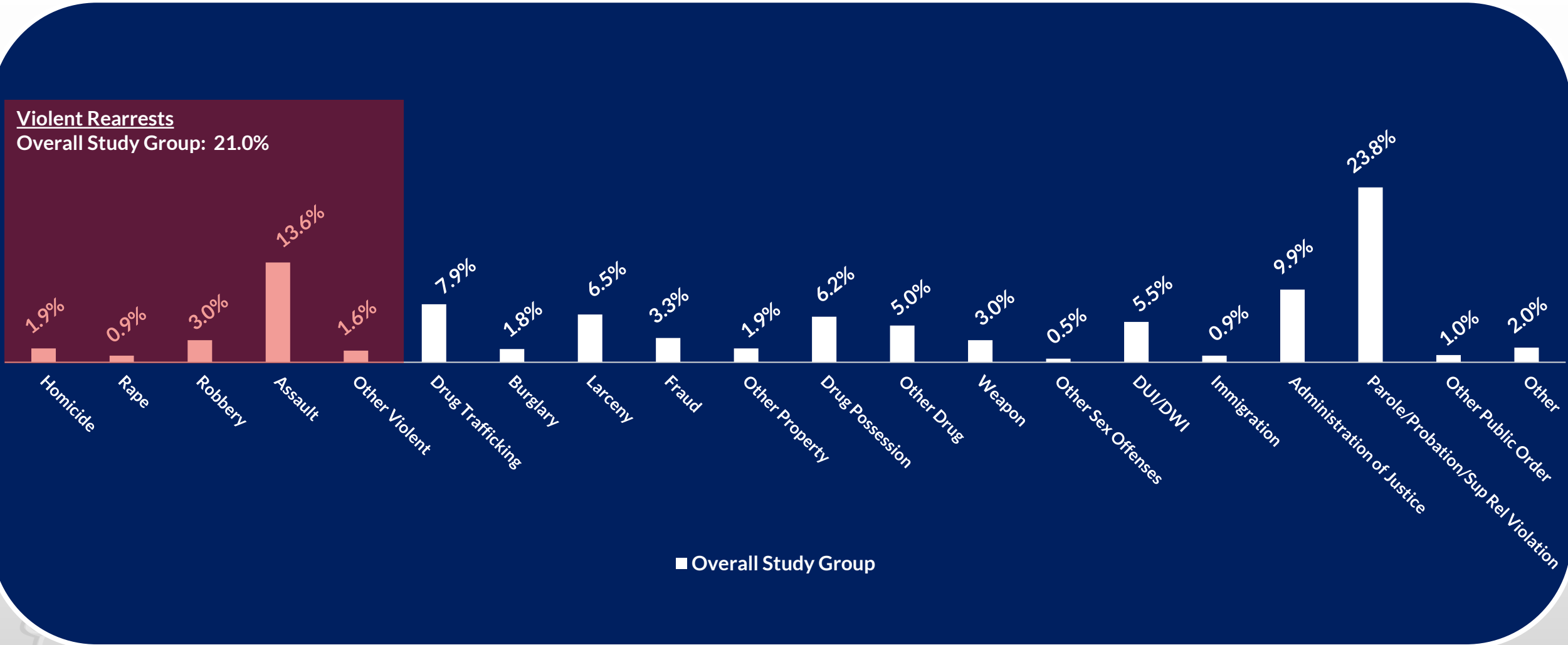
- Three-year follow-up period
- Includes arrests for violations of supervised release, probation, or parole
- Excludes minor traffic offenses

Overall Study Group Three-Year Rearrest Rates

	Overall Study Group: At Least 1 CH Point (N=23,381)
Percent Rearrested	44.4%
Median Months to Rearrest	11

Overall Study Group

Most Serious Rearrest Offense



Proposed Amendment Options - §4A1.2(d)

Option 1

- Juvenile Adjudications That Resulted in Confinement No Longer Receive 2 CH Points
- All Scored Juvenile Adjudications Receive 1 CH Point

Option 2

- Juvenile Adjudications Do Not Receive CH Points
- Adult Offenses Committed Prior to Age 18 Continue to Receive CH Points

Option 3

- Juvenile Adjudications and Adult Offenses Committed Prior to Age 18 Do Not Receive CH Points

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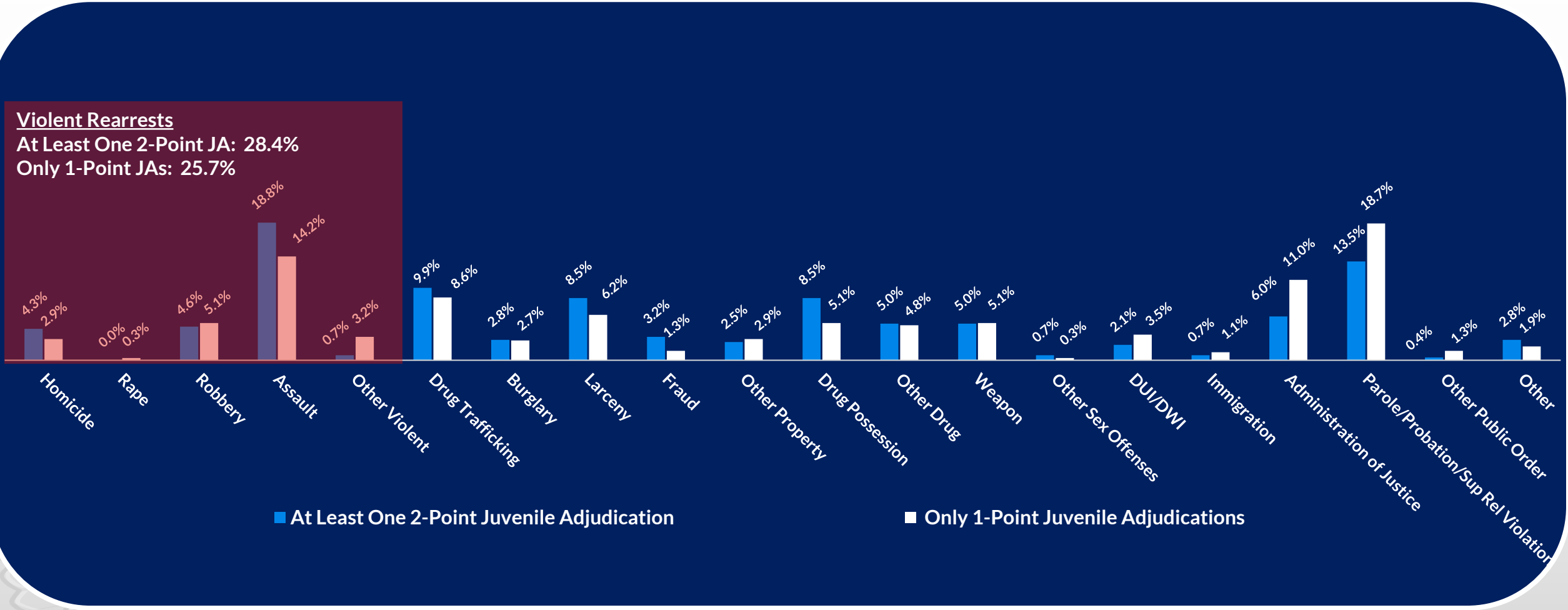
- Juvenile Adjudications and Adult Offenses Committed Prior to Age 18 Do Not Receive CH Points

Option 1: All Scored Juvenile Adjudications Receive 1 CH Point

Three-Year Rearrest Rates

	At Least One 2-Point Juvenile Adjudication (N=391)	Only 1-Point Juvenile Adjudications (N=589)
Percent Rearrested	72.1%	63.5%
Median Months to Rearrest	8	10

Option 1: All Scored Juvenile Adjudications Receive 1 CH Point Most Serious Rearrest Offense



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Option 2: Juvenile Adjudications Do Not Receive CH Points

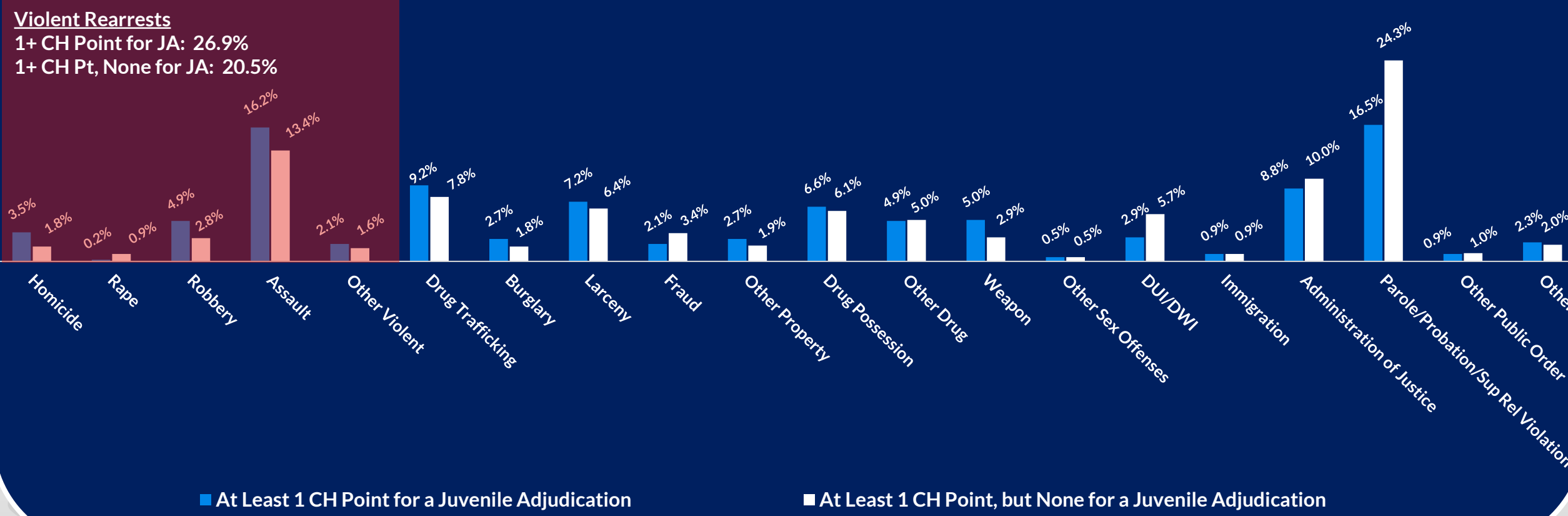
Three-Year Rearrest Rates

	At Least 1 CH Point for a Juvenile Adjudication (N=980)	At Least 1 CH Point, but None for a Juvenile Adjudication (N=22,401)
Percent Rearrested	66.9%	43.4%
Median Months to Arrest	10	12

Option 2: Juvenile Adjudications Do Not Receive CH Points

Most Serious Rearrest Offense

Violent Rearrests
 1+ CH Point for JA: 26.9%
 1+ CH Pt, None for JA: 20.5%



SOURCE: United States Sentencing Commission

Option 2: Juvenile Adjudications Do Not Receive CH Points

Three-Year Rearrest Rates – Similar Age Group Comparison

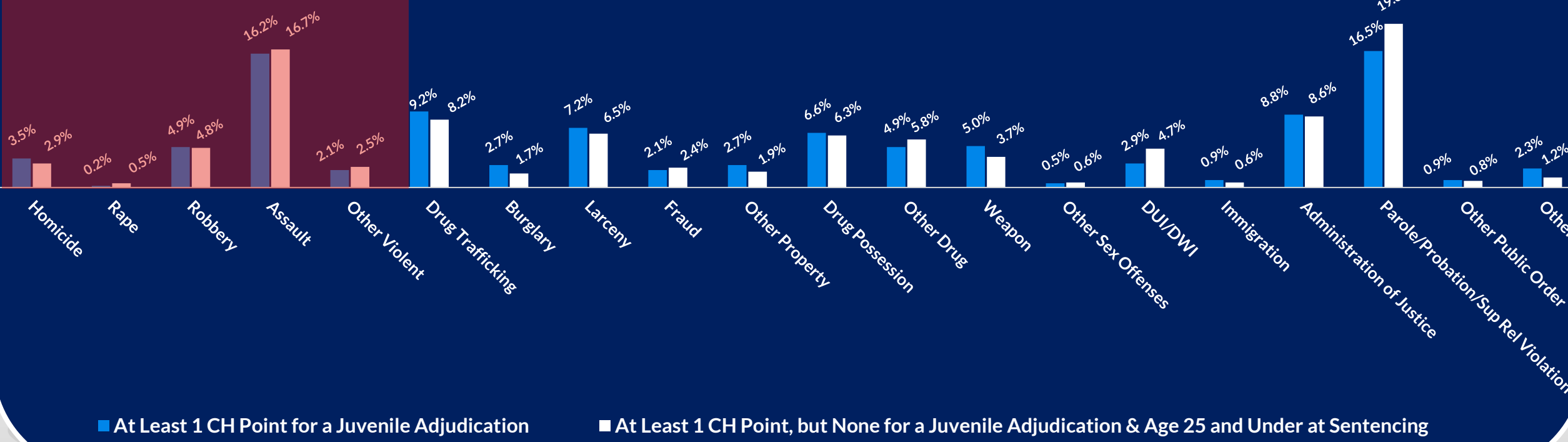
	At Least 1 CH Point for a Juvenile Adjudication (N=980)	At Least 1 CH Point, but None for a Juvenile Adjudication & Age 25 and Under at Sentencing (N=3,122)
Percent Rearrested	66.9%	60.0%
Median Months to Arrest	10	10

SOURCE: United States Sentencing Commission

Option 2: Juvenile Adjudications Do Not Receive CH Points

Most Serious Rearrest Offense – Similar Age Group Comparison

Violent Rearrests
 1+ CH Point for JA: 26.9%
 1+ CH Pt, None for JA, ≤25 at Sentencing: 27.4%



■ At Least 1 CH Point for a Juvenile Adjudication ■ At Least 1 CH Point, but None for a Juvenile Adjudication & Age 25 and Under at Sentencing

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Option 3: Offenses Committed Prior to Age 18 Do Not Receive CH Points

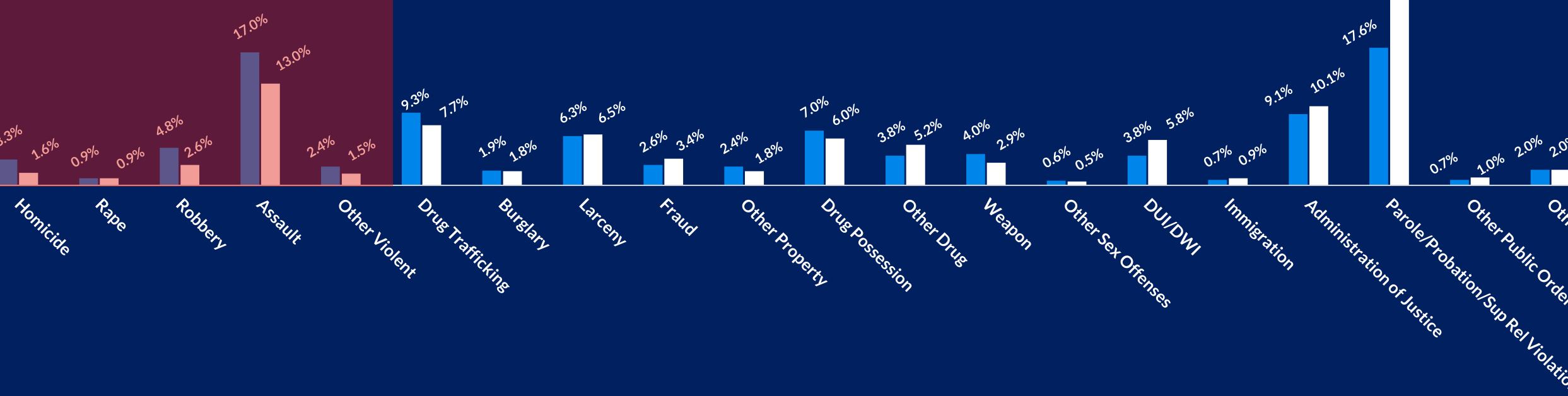
Three-Year Rearrest Rates

	At Least 1 CH Point for an Offense Prior to Age 18 (N=2,446)	At Least 1 CH Point, but None for an Offense Prior to Age 18 (N=20,935)
Percent Rearrested	62.7%	42.3%
Median Months to Arrest	10	12

SOURCE: United States Sentencing Commission

Option 3: Offenses Committed Prior to Age 18 Do Not Receive CH Points Most Serious Rearrest Offense

Violent Rearrests
 1+ CH Point for Offense <18: 28.4%
 1+ CH Point, but None for Offense <18: 19.6%



■ At Least 1 CH Point for an Offense Prior To Age 18

■ At Least 1 CH Point, but None for an Offense Prior to Age 18

Summary

Three-Year Rearrest Rates

	Overall Study Group At Least 1 CH Point (N=23,381)	Option 1 At Least One 2-Point Juvenile Adjudication (N=391)	Option 2 At Least 1 CH Point for a Juvenile Adjudication (N=980)	Option 3 At Least 1 CH Point for an Offense Prior to Age 18 (N=2,446)
Percent Rearrested	44.4%	72.1%	66.9%	62.7%



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