

The Role Of Discretion In The Criminal Justice System

Alan R. Gitelson, Robert L. Dudley, Melvin J. Dubnick

The Invisible Justice System Burton Atkins, Mark Pogrebin, 1982

The Role of Discretion in the Criminal Justice System Daniel P. Kessler, Anne Morrison Piehl, 1997 Although a substantial body of research suggests that the discretion of actors in the criminal justice system is important, there is disagreement in the existing empirical literature over its role. Studies in this literature generally hypothesize that discretion plays one of two roles: either it serves as the means by which changing broad social norms against crime causes changes in sentencing patterns, or it serves as the means by which internal social norms of the criminal justice system prevent the implementation of formal changes in laws. We reject both of these hypotheses using data on the sentencing of California prisoners before and after Proposition 8, which provided for sentence enhancements for those convicted of certain 'serious' crimes with qualifying criminal histories. We find that an increase in the statutory sentence for a given crime can increase sentence length for those who are charged with the crime, and also for those who are charged with factually 'similar' crimes, where a 'similar' crime is defined as one that has legal elements in common with the given crime. These spillovers are consistent with neither broad social norms nor internal social norms, so we conclude that discretion takes a less-well studied form, which we call 'prosecutorial maximization.'

Encyclopedia of Criminology J. Mitchell Miller, Richard A. Wright, 2013-12-17 This three-volume work offers a comprehensive review of the pivotal concepts, measures, theories, and practices that comprise criminology and criminal justice. No longer just a subtopic of sociology, criminology has become an independent academic field of study that incorporates scholarship from numerous disciplines including psychology, political science, behavioral science, law, economics, public health, family studies, social work, and many others. The three-volume Encyclopedia of Criminology presents the latest research as well as the traditional topics which reflect the field's multidisciplinary nature in a single, authoritative reference work. More than 525 alphabetically arranged entries by the leading authorities in the discipline comprise this definitive, international resource. The pivotal concepts, measures, theories, and practices of the field are addressed with an emphasis on comparative criminology and criminal justice. While the primary focus of the work is on American criminology and contemporary criminal justice in the United States, extensive global coverage of other nations' justice systems is included, and the increasing international nature of crime is explored thoroughly. Providing the most up-to-

date scholarship in addition to the traditional theories on criminology, the Encyclopedia of Criminology is the essential one-stop reference for students and scholars alike to explore the broad expanse of this multidisciplinary field.

Discretion in Criminal Justice Lloyd E. Ohlin, Frank J. Remington, 1993-08-10

American Government Alan R. Gitelson, Robert L. Dudley, Melvin J. Dubnick, 2017-01-27 What students think they know about politics is often based on common myths. Rather than dismissing those myths as outright falsehoods, this text encourages students to confront their preconceived notions in order to think critically about government and politics. Clearly and distinctively woven into each chapter, the myths-and-realities theme provides a pedagogical framework that engages students with interesting problems while effectively covering the core concepts of American government.

Criminology Sandra Walklate, 2024-10-24 The fourth edition of *Criminology: The Basics* has been fully revised and updated to offer an engaging and concise introduction to the main themes and concerns of this compelling and complex subject and gives an overview of the main theoretical and conceptual approaches to crime and justice. Topics covered include: • the history and development of criminology, • myths about crime and offenders, • the search for criminological explanation, • victims of crime and state crime, • crime prevention and the future of crime control, • criminology and intersectionality. The new edition has been expanded to include discussion of emerging themes in criminology, including the debates surrounding decolonizing the curriculum, the emergence of digital criminology and its impact on crime control and prevention, as well as ongoing scrutiny on violence against women. Authoritative and accessible, this book offers chapter summaries, exercise questions, and lists of further reading to provide a perfect introduction to this subject.

Ending Overcriminalization and Mass Incarceration Anthony B. Bradley, 2018-08-16 Mass incarceration is an overwhelming problem and reforms are often difficult, leading to confusion about what to do and where to start. *Ending Overcriminalization and Mass Incarceration: Hope from Civil Society* introduces the key issues that need immediate attention and provides concrete direction about effective solutions systemically and relationally. In this work Anthony B. Bradley recognizes that offenders are persons with inherent dignity. Mass incarceration results from the systemic breakdown of criminal law procedure and broken communities. Using the principle of personalism, attention is drawn to those areas that directly contact the lives of offenders and determine their fate. Bradley explains how reform must be built from the person up, and once these areas are reformed our law enforcement culture will change for the better. Taking an innovative approach, Anthony B. Bradley explores what civic institutions need to do to prevent people from falling into the criminal justice system and recidivism for those released from prison.

Understanding the U.S. Supreme Court Kevin T. McGuire, 2002 A new and fresh approach to the study of the U.S. Supreme Court, this text breaks the mold by moving away from the standard overview approach that focuses on illustrations of institutions, policies, and individuals. Instead, *Understanding the U.S. Supreme Court* examines what often most

captivates students--the actual cases, issues, and personalities of the Court. Not meant to be a history or a legal analysis of the U.S. Supreme Court, but a political science text focused on the contemporary Court, the book piques students'™ interest by guiding them through a series of case studies that illustrate many of the most important research findings in the field of judicial politics. With detailed and lively narratives, the book shows students how the systematic research of political science sheds light on the practical politics of the Supreme Court.

The Role of the State Trial Judge in Criminal Cases Frank J. Remington, David Edward Schultz, 1995
Constitutional Rights and Liberties , 1986

People v. Reichenbach, 459 MICH 109 (1998) , 1998 109961

Uses and Consequences of a Criminal Conviction Margaret Fitzgerald O'Reilly, 2018-11-23 This book examines the increasing retention and use of previous criminal record information, within and beyond the criminal justice system. There remains a misconception that once an offender has served the penalty for an offence, his or her dealings with the law and legal system in relation to that offence is at an end. This book demonstrates that in fact the criminal record lingers and permeates facets of the person's life far beyond the de jure sentence. Criminal records are relied upon by key decision makers at all stages of the formal criminal process, from the police to the judiciary. Convictions can affect areas of policing, bail, trial procedure and sentencing, which the author discusses. Furthermore, with the increasing intensifying of surveillance techniques in the interests of security, ex-offenders are monitored more closely post release and these provisions are explored here. Even beyond the formal criminal justice system, individuals can continue to experience many collateral consequences of a conviction whereby access to employment, travel and licenses (among other areas of social activity) can be limited as a consequence of disclosure requirements. Overall, this book examines the perpetual nature of criminal convictions through the evolution of criminal record use, focussing on the Irish perspective, and also considers the impact from a broader international perspective.

Civil Liberties and the Constitution Lucius Jefferson Barker, Twiley Wendell Barker, 1990

American Constitutional Law Donald P. Kommers, John E. Finn, Gary J. Jacobsohn, 2004 Designed for an undergraduate course in US constitutional law, the casebook takes a liberal arts approach, tracing constitutional doctrine and policy back to their foundation in social, moral, and political theory, and prompting students to engage the great questions of political life addressed by the Constitution and its interpretation. Opinions of the US Supreme Court constitute the core of the documents. The first edition was published in 1998; the second adds and updates topics. Annotation : 2004 Book News, Inc., Portland, OR (booknews.com).

America's Courts & the Criminal Justice System David W. Neubauer, 1988 Open this book and step into America's court system! What's it like to be a judge? A prosecutor? A defense attorney? With Neubauer's best-selling book, you'll find

out! This fascinating and well-researched text gives you the sense of being in the courthouse-of what it is like to work in and be a part of the system. This concept of the courthouse players illustrates each person's important role in bringing a case through the court process. Throughout the text, Neubauer highlights not only the pivotal role of the criminal courts within the criminal justice system but also the court's importance and impact on society as a whole.

An Introduction to the Criminal Justice System and Process Alan Coffey,Edward Eldefonso,Walter Hartinger,1974

Introduction to Criminal Justice Joseph J. Senna,Larry J. Siegel,1996 This text presents criminal justice as a dynamic, ever-changing field, emphasizing how the concepts and processes of criminal justice are constantly evolving. It is ideal for those introductory criminal justice courses that emphasize a comprehensive and balanced approach to all three areas of criminal justice, as well as theory, research, and policy issues. This text is the ultimate tool for complete student preparation and provides all of the up-to-date coverage of structural and procedural changes in the criminal justice system that instructors require, ultimately helping students understand the critical issues in the field, and the impact they have on the system.

1988 Supplement to Constitutional Law William B. Lockhart,Yale Kamisar,Jesse H. Choper,1988

Annual Survey of American Law ,1998

Philosophical Problems in the Law ,2000 This excellent collection of topically organized articles with chapter introductions, cases for further reflection, and end of chapter glossaries provides an accessible yet philosophically honest and balanced introduction to the philosophy of law.

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Introduction

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