

CONTENTS

<i>Preface and Acknowledgments</i>	xxi
------------------------------------	-----

PART I

Fundamentals of Criminal Justice	1
---	----------

CHAPTER 1

Criminal Justice: An Overview	3
--------------------------------------	----------

<i>Learning Objectives</i>	3
----------------------------	---

Introduction	4
--------------	---

Defining Criminal Justice	7
---------------------------	---

Legal Justice	7
---------------	---

Crime, Justice-System-Involved Persons, and Criminal Justice	8
--	---

Criminal Justice: The Search for Identity	10
---	----

Finding the Criminal Justice System	11
-------------------------------------	----

Criminal Justice: System or Process?	14
--------------------------------------	----

And Justice for All	16
---------------------	----

Constitutional Guidance	17
-------------------------	----

Branches of Government	17
------------------------	----

Levels of Government	17
----------------------	----

Jurisdictions and Justice	18
---------------------------	----

Juvenile Justice	19
------------------	----

The Criminal Justice System	19
-----------------------------	----

Laws and Legislatures	19
-----------------------	----

Agents of Law Enforcement: Policing in the United States	20
--	----

Judicial Responses to Crime and Justice-System-Involved	
---	--

Persons	21
---------	----

Punishing the Offender: Contemporary Corrections	22
--	----

Summary	23
---------	----

<i>Review Questions</i>	24
-------------------------	----

<i>Critical Thinking Questions</i>	24
------------------------------------	----

<i>Key Terms</i>	24
------------------	----

CHAPTER 2

Defining and Reporting Crime	27
-------------------------------------	-----------

<i>Learning Objectives</i>	27
----------------------------	----

Introduction	28
--------------	----

Defining Crime	29
Sociological Definitions	29
Legal Definitions	31
Uniform Crime Reporting Program	32
Summary Reporting System (1930-2019)	33
National Incident-Based Reporting System (2020-Present)	37
Crime in the United States	38
Violent Crime (1960-2024)	38
Crime Against Property (1960-2024)	39
Victimization Surveys	43
Reporting Victimizations in the United States	43
Violent Victimizations (1993-2024)	44
Property Victimization (1993-2024)	47
Future of the NCVS Program	49
Summary	50
<i>Review Questions</i>	50
<i>Critical Thinking Questions</i>	51
<i>Key Terms</i>	51
CHAPTER 3	
Criminal Law and the Legal Environment	53
<i>Learning Objectives</i>	53
Introduction	54
The History of Law	54
Prehistorical Era	54
Early Historical Period	55
Modern Era	56
Comparing Civil Law and Criminal Law	57
Examining the Differences	57
Features of Civil Law	58
Features of Criminal Law	59
Comparing Substantive Law and Procedural Law	61
Sources of Law	62
Common Law	62
Constitutional Law	63
Legislative or Statutory Law	63
Case Law	63
Administrative or Regulatory Law	64
Distinguishing Offenses	65
Felonies	65
Misdemeanors	66
Petty Misdemeanors	66

Elements of Crimes	67
<i>Mens rea</i>	67
<i>Actus reus</i>	67
Concurrence	68
Result	68
Inchoate Offenses	68
Conspiracies	69
Solicitations	69
Attempts	70
Defenses	70
Burden of Proof	70
Affirmative Defenses	70
Summary	75
<i>Review Questions</i>	76
<i>Critical Thinking Questions</i>	76
<i>Key Terms</i>	77

PART II

Responding to Crime and Processing Through the Criminal Justice System	79
---	----

CHAPTER 4

An Introduction to Policing	81
<i>Learning Objectives</i>	81
Introduction	82
The Origins of Policing	83
Social Order in Emerging City-States	83
Formal Control in Imperial Rome	84
Policing Medieval Europe	85
Policing Medieval Britain	86
History of American Policing	87
Policing a New Nation	88
Political Policing and Police Reform	89
Police Services in the Community Policing Era	93
Contemporary Police Work	99
Police Goals and Objectives	101
Police Structure and Organization	102
Police Activities	103
Summary	105
<i>Review Questions</i>	106
<i>Critical Thinking Questions</i>	106
<i>Key Terms</i>	106

CHAPTER 5

U.S. Law Enforcement Agencies	109
<i>Learning Objectives</i>	109
Introduction	110
Local, County, and State Law Enforcement	110
Local Police Agencies	111
County-Level Law Enforcement Agencies	115
State-Level Law Enforcement Agencies	116
Federal Law Enforcement	121
Department of Justice	123
Federal Bureau of Investigation	123
Drug Enforcement Administration	126
Marshals Service	127
Bureau of Alcohol, Tobacco, Firearms and Explosives	128
Department of Justice: The Agents	129
Department of Homeland Security	130
Customs and Border Protection	131
Immigration and Customs Enforcement	132
Coast Guard	132
Secret Service	132
Federal Protective Services	133
Department of Homeland Security: The Agents	134
Other Federal Law Enforcement Agencies	135
Summary	138
<i>Review Questions</i>	139
<i>Critical Thinking Questions</i>	139
<i>Key Terms</i>	140

CHAPTER 6

Issues in Law Enforcement	141
<i>Learning Objectives</i>	141
Introduction	142
Measuring and Tracking Police Misconduct	142
Professionalism	145
Elements of Modern Police Professionalism	147
Special Case: The Law Enforcement Training Academy	149
The Police Unionization Movement	150
Corruption	152
Nature of Corruption	153
Combatting Corruption	156
Special Case: Undercover Investigations, Law Breaking, and “Going Native”	157
Use of Force	158
Use of Force Continuum	159

Less Lethal Uses of Force	160
Police Use of Deadly Force	162
Special Case: People with Mental Illness or in Mental Health Crisis Killed by the Police	166
Body-Worn Cameras	168
Police and the Judiciary	169
Civil Liability	171
Challenges to Qualified Immunity	172
Special Case: The 1983 Suit	173
Summary	177
<i>Review Questions</i>	178
<i>Critical Thinking Questions</i>	178
<i>Key Terms</i>	179
 PART III	
Defining Justice	181
 CHAPTER 7	
Local, State, and Federal Courts	183
<i>Learning Objectives</i>	183
Introduction	184
Local Courts	184
State Courts	184
Creation of State Courts	185
State Trial Courts	186
Limited Jurisdiction Courts	187
General Trial Courts	191
Specialized State Courts	193
State Appellate Courts	194
Intermediate Courts of Appeals	194
Courts of Last Resort	194
Federal Courts	195
Federal Trial Courts	196
Structure of the Federal District Courts	197
Jurisdiction of the Federal District Courts	200
Workload of the Federal District Courts	201
Federal Appellate Courts	203
U.S. Courts of Appeals	203
The U.S. Supreme Court	204
Summary	207
<i>Review Questions</i>	208
<i>Critical Thinking Questions</i>	209
<i>Key Terms</i>	209

CHAPTER 8**Trials and Trial Procedures** 211*Learning Objectives* 211

Introduction 212

Pretrial Procedures 212

Arrest 212

Right to Counsel 213

Bail 213

Initial Appearance 215

Preliminary Hearing 215

Grand Jury 215

Arraignment 217

Plea Bargaining 218

Diversion 220

Trials 221

Jury Trials Versus Bench Trials 221

Assembling Jury Pools 222

Selecting Juries 223

The Opening Arguments 224

The Case in Chief 224

Questioning Witnesses 225

Jury Deliberations and Verdicts 226

Sentencing 228

Appeals 231

The Reasons for Appeals 231

The Numbers of Appeals 232

The Legal Mechanisms for Appeals 232

The Results of Appeals 233

Summary 234

Review Questions 235*Critical Thinking Questions* 235*Key Terms* 236**CHAPTER 9****Issues in the Judiciary** 237*Learning Objectives* 237

Introduction 238

Adequate Indigent Defense 238

Appointed Attorneys 239

Public Defenders 241

Contract Attorneys 243

Federal Defenders 243

Other Methods of Representation 244

Voucher Systems 244

Legal Aid Societies	245
Legal Clinics	245
Judicial Selection and Qualifications	245
Appointing Judges	245
Electing Judges	246
Partisan Elections	246
Nonpartisan Elections	247
Merit Selection	248
Judicial Qualifications	249
Lawyer or Nonlawyer Judges?	249
Degree Plus Experience?	250
Judicial Discipline and Sanctioning	251
Impeachment	251
Judicial Conduct Commissions	251
Scientific Evidence in the Courts	252
Wrongful Convictions	254
Eyewitness Mistakes	254
False Confessions	255
Jailhouse Snitches	255
Prosecutorial Misconduct	255
Ineffective Counsel	256
Sentencing Reforms	257
Determinate Sentences	257
Guided Sentences	259
Harsher Sentences	259
Efforts to Reduce Incarceration Rates	261
The Death Penalty	264
Summary	267
<i>Review Questions</i>	268
<i>Critical Thinking Questions</i>	269
<i>Key Terms</i>	269

PART IV

Punishment and Community Reentry	271
----------------------------------	-----

CHAPTER 10

Probation and Community Corrections	273
<i>Learning Objectives</i>	273
Introduction	274
How Probation Began	275
John Augustus	275
1950s Through 1990s: From Mental Health Services and Drug Treatment to the Tough-on-Crime Period	276

Why Use Community-Based Corrections?	278
Pre-Adjudication Probation	278
Post-Adjudication Probation	279
What Does a Person on Probation Have to Do?	281
Juvenile Probation in School Settings	282
Special Conditions and Community Corrections Programs	283
Community Corrections Programs That Financially	
Compensate	284
Restitution	284
Community Service	285
Fines	286
Community Corrections Programs for Intensive Supervision	287
Community Corrections Facilities	288
Electronic Monitoring and GPS	289
Community Corrections Programs for Intensive Treatment	290
Treating Drug Problems	291
Day Reporting Centers	292
Residential Drug Treatment Programs	292
Treating People with Assault Convictions	293
Leaving Probation and Community Corrections: Successful	
Versus Unsuccessful Outcomes	294
The Future of Community Corrections	295
Summary	297
<i>Review Questions</i>	298
<i>Critical Thinking Questions</i>	298
<i>Key Terms</i>	298
CHAPTER 11	
Institutional Corrections	299
<i>Learning Objectives</i>	299
Introduction	300
The History of Institutions of Punishment	301
Monastery Prisons in Medieval Europe	302
European Punishment in the 1700s	303
18th- and 19th-Century Correctional Punishments	
in the United States	305
Inventing the Penitentiary	305
The Pennsylvania System	305
The Auburn System	306
Post-Civil War Reformatories in the North	307
Post-Civil War Leasing in the South	307
Corrections in the 20th Century	309
Federal Bureau of Prisons	309
Criminal Behavior as More than Just Choice	310

Rehabilitation	310
“Get Tough” Era	311
Jails and Prisons Today	312
Jail Operations	313
Jail Classification	314
Security Versus Custody Levels	314
Jails as Maximum Security Buildings	315
Correctional Complexes	316
Supermax, or Secure, Housing Units	317
Juvenile Correctional Placements	318
Secure Placements	318
Juveniles in Adult Facilities	319
Private Prisons	321
Summary	324
<i>Review Questions</i>	325
<i>Critical Thinking Questions</i>	325
<i>Key Terms</i>	325
CHAPTER 12	
Living and Working in Prison	327
<i>Learning Objectives</i>	327
Introduction	328
Prison Subculture	328
Adjusting to Prison	330
Code of Conduct	331
Prison Slang	332
Race Relations and Riots	333
Rise of Prison Gangs	334
Gang Intelligence	335
Rights of the Incarcerated	336
Hands-Off Period	336
Judicial Activism	336
Internal Grievances	338
Prison Behavior	338
Interpersonal Violence	339
Group Disturbances	339
Inappropriate Sexual Behavior	340
Women’s Prisons Today	341
Peer Support Groups	343
Working in Prison	344
Security Staff: Correctional Officers	344
Treatment Staff	345
Medical Treatment	347
Substance Abuse Counselors	347

Spiritual Development	348
Summary	349
<i>Review Questions</i>	350
<i>Critical Thinking Questions</i>	350
<i>Key Terms</i>	351
CHAPTER 13	
Issues in Corrections	353
<i>Learning Objectives</i>	353
Introduction	354
Racial/Ethnic Disparities in Prison	354
Historical Factors for Adults	355
War on Drugs	356
Juveniles, Racial Stereotyping, and Cultural	
Insensitivity	357
Differential Involvement in Some Crimes of Violence	359
How Incarceration Affects the Community	359
Gender and Correctional Treatment	360
Why Do Women Commit Crime?	360
Correctional Treatment Programs for Women	361
Persons with Mental Illnesses in the Corrections System	364
What Is Mental Illness?	364
Criminal Justice Involvement	364
Correctional System Responses to Persons	
with Mental Illness	366
Leaving Prison and Reentering the Community	368
History of Parole	369
Parole in the United States	369
Change to Determinate Sentencing	371
Parole Rates Today	371
Parole Revocation	373
Does Incarceration Work?	374
Deterrence and Incapacitation	374
Recidivism	375
Summary	376
<i>Review Questions</i>	377
<i>Critical Thinking Questions</i>	377
<i>Key Terms</i>	378
 <i>References</i>	 379
<i>Table of Cases</i>	421
<i>Index</i>	423