

RESEARCH IN CRIMINOLOGY

Martha A. Myers
Susanne M. Talarico

The Social Contexts of Criminal Sentencing



Springer-Verlag

Social Contexts Of Criminal Sentencing

Cassia Spohn, Pauline Brennan



Social Contexts Of Criminal Sentencing:

The Social Contexts of Criminal Sentencing Martha A. Myers, Susette M. Talarico, 2012-12-06 Historically the announcement and invocation of criminal penalties were public spectacles Today fear of crime and disaffection with the criminal justice system guarantee that this public fascination with punishment continues In the past decade virtually every legislature in the country has undertaken sentencing reform in the hope that public concern with crime would be allayed and disparities in criminal sentences would be reduced if not eliminated Scholars have intensified their longstanding preoccupation with discrimination and the sources of disparate treatment during sentencing issues that continue to fuel contemporary reform efforts As documented in Chapter 1 empirical research on sentencing has concentrated much of its attention on the offender Only recently have attempts been made to imbed sentencing in its broader organizational and social contexts Our study extends these attempts by quantitatively analyzing the relationship between the offender and the social contexts in which he or she is sentenced We use data on felony sentencing in Georgia between 1976 and 1985 to ask three questions The first addresses an issue of perennial concern during sentencing how important are offender attributes both those of explicit legal relevance and traits whose legal relevance is questionable or nonexistent The second question directs attention to the social contexts of sentencing and asks whether they directly affect sentencing outcomes *The Social Contexts of Criminal Sentencing* Martha A Myers, Susette M Talarico, 1987-05-26

The Contexts of Juvenile Justice Decision Making Michael J. Leiber, 2012-02-01 An in depth examination of the contextual nature of decision making and the causes of disproportionate minority confinement in four relatively homogenous juvenile courts in Iowa this book explores the subjective social psychological processes of juvenile court officers and the factors that influence those processes Iowa although a state with a predominantly white population has one of the highest minority incarceration rates for juveniles Michael J Leiber focuses on the relationships between adherence to correctional orientations such as retribution and rehabilitation and decision makers views concerning race crime family and respect for authority with judgments and differential outcomes for youth Quantitative and qualitative methodologies are used to determine the extent to which correctional ideologies and decision makers stereotyping of minorities are fueled by a wide range of contingencies the impact of case processing and outcomes of whites African Americans and Native Americans and how it varies by jurisdiction

The Handbook of Crime & Punishment Michael H. Tonry, 2000 Consisting of 28 articles this comprehensive reference work on the study of crime examines its causes effects trends and institutions current philosophies of punishment and ways of controlling crime **Handbook on Sentencing Policies and Practices in the 21st Century** Cassia Spohn, Pauline Brennan, 2019-06-14 Sentencing Policies and Practices in the 21st Century focuses on the evolution and consequences of sentencing policies and practices with sentencing broadly defined to include plea bargaining judicial and juror decision making and alternatives to incarceration including participation in problem solving courts This collection of essays and

reports of original research explores how sentencing policies and practices both in the United States and internationally have evolved explores important issues raised by guideline and non guideline sentencing and provides an overview of recent research on plea bargaining in the United States Australia and the United Kingdom Other topics include the role of criminal history in sentencing the past and future of capital punishment strategies for reducing mass incarceration problem solving courts and restorative justice practices Each chapter summarizes what is known identifies the gaps in the research and discusses the theoretical empirical and policy implications of the research findings The volume is grounded in current knowledge about the specific topics but also presents new material that reflects the thinking of the leading minds in the field and that outlines a research agenda for the future This is Volume 4 of the American Society of Criminology's Division on Corrections and Sentencing handbook series Previous volumes focused on risk assessment disparities in punishment and the consequences of punishment decisions The handbooks provide a comprehensive overview of these topics for scholars students practitioners and policymakers

Sentencing and Society Cyrus Tata, Neil Hutton, 2017-03-02 Combining the latest work of leading sentencing and punishment scholars from twelve different countries this major new international volume answers key questions in the study of sentencing and society It presents not only a rigorous examination of the latest legal and empirical research from around the world but also reveals the workings of sentencing within society and as a social practice Traditionally work in the field of sentencing has been dominated by legal and philosophical approaches Distinctively this volume provides a more sociological approach to sentencing so allowing previously unanswered questions to be addressed and new questions to be opened This extensive collection is drawn from around one third of the papers presented at the First International Conference on Sentencing and Society Almost without exception the chapters have been revised cross referenced and updated The overall themes and findings of the international volume are set out by the opening Introduction and the closing Reflections chapters Research findings on particular penal policy questions are balanced with an analysis of fundamental conceptual issues making this international volume essential reading for sentencing and punishment scholars criminal justice policy makers and graduate students

Handbook on Punishment Decisions Jeffery T. Ulmer, Mindy S. Bradley, 2017-10-16 Handbook on Punishment Decisions Locations of Disparity provides a comprehensive assessment of the current knowledge on sites of disparity in punishment decision making This collection of essays and reports of original research defines disparity broadly to include the intersection of race ethnicity gender age citizenship immigration status and socioeconomic status and it examines dimensions such as how pretrial or guilty plea processes shape exposure to punishment how different types of sentencing decisions and or policy structures sentencing guidelines mandatory minimums risk assessment tools might shape and condition disparity and how post sentencing decisions involving probation and parole contribute to inequalities The sixteen contributions pull together what we know and what we don't about punishment decision making and plow new ground for further advances in the field The ASC Division on Corrections

Sentencing Handbook Series publishes volumes on topics ranging from violence risk assessment to specialty courts for drug users veterans or people with mental illness Each thematic volume focuses on a single topical issue that intersects with corrections and sentencing research

Sentencing Ralph Henham,2013-10-01 Sentencing is the process through which the legitimacy of punishment is declared and justified However it is increasingly portrayed as a social activity which should be more responsive to the pluralistic needs and values of individuals and communities in contemporary society It will therefore have to adapt to an array of different perceptions of what justice is and how it should be delivered as well as different sensitivities and emotional responses to sentencing processes and outcomes At a time when fundamental questions are being asked about the relevance of existing forms of punishment in contemporary society Sentencing argues for a profound normative understanding of the relationship between sentencing and its perception by citizens vital if we are to fully comprehend the nature and significance of punishment and the particular challenges it faces as a force for social cohesion Henham explores this theme by focusing on key areas of debate within the field the treatment of gender and race in sentencing the future role of sentencing in criminal justice governance the development of new criteria for evaluating sentencing within a more socially inclusive framework Henham suggests that a greater focus on the relationship between penal ideology and the impact of sentencing in the wider community is essential for effective future policy making in this area Sentencing will be useful for both undergraduate and postgraduate students of law criminology criminal justice and sociology as well as for academics and criminal justice policymakers

The SAGE Handbook of Criminological Research Methods David Gadd,Susanne Karstedt,Steven F Messner,2011-10-19 Conducting research into crime and criminal justice carries unique challenges This Handbook focuses on the application of methods to address the core substantive questions that currently motivate contemporary criminological research It maps a canon of methods that are more elaborated than in most other fields of social science and the intellectual terrain of research problems with which criminologists are routinely confronted Drawing on exemplary studies chapters in each section illustrate the techniques qualitative and quantitative that are commonly applied in empirical studies as well as the logic of criminological enquiry Organized into five sections each prefaced by an editorial introduction the Handbook covers Crime and Criminals Contextualizing Crimes in Space and Time Networks Communities and Culture Perceptual Dimensions of Crime Criminal Justice Systems Organizations and Institutions Preventing Crime and Improving Justice Edited by leaders in the field of criminological research and with contributions from internationally renowned experts The SAGE Handbook of Criminological Research Methods is set to become the definitive resource for postgraduates researchers and academics in criminology criminal justice policing law and sociology David Gadd is Professor of Criminology at Manchester University School of Law where he is also Director of the Centre for Criminology and Criminal Justice Susanne Karstedt has a Chair in Criminology and Criminological Justice at the University of Leeds Steven F Messner is Distinguished Teaching Professor of Sociology University at Albany State University of New York

Postmodernist and Post-Structuralist Theories of Crime Dragan Milovanovic, 2017-07-05 This volume presents the rich and provocative historical theoretical methodological and applied developments within affirmative postmodern and post structural criminology This includes the evolution of thought that embraces the linguistic turn in crime law justice and social change Previously published articles authored by key thinkers are included throughout the book s five substantive sections Collectively they represent important reflections on the current criminological landscape in which symbolic linguistic material and cultural realms of analyses are featured *Explaining Variation in Juvenile Punishment* Steven N. Zane, 2021-07-29 This research monograph provides a comparative analysis of juvenile court outcomes exploring the influence of contextual factors on juvenile punishment across systems and communities In doing so it investigates whether how and to what extent macro social context influences variation in juvenile punishment The contextual hypotheses under investigation evaluate three prominent macro social theoretical approaches the conflict oriented perspective of community threat the consensus oriented perspective of social disorganization and the organizational perspective of the political economy of the juvenile court Using multilevel modeling techniques the study investigates these macro social influences on juvenile justice outcomes across nearly 500 counties in seven states Alabama Connecticut Missouri Oregon South Carolina Texas and Utah Findings suggest that the contextual indicators under investigation did not explain variation in juvenile court punishment across communities and systems and the study proposes several implications for future research and policy This monograph is essential reading for scholars of juvenile justice system impact and reform as well as practitioners engaged in youth policy and juvenile justice work It is unique in taking a comparative perspective that acknowledges that there is no one juvenile justice system in the United States but many such systems The Oxford Handbook of Law and Politics Keith E. Whittington, R. Daniel Kelemen, Gregory A. Caldeira, 2010-06-10 The Oxford Handbooks of Political Science are the essential guide to the state of political science today With engaging contributions from major international scholars The Oxford Handbook of Law and Politics provides the key point of reference for anyone working on the interception between law and political science **Snapshots of Research** Richard D. Hartley, 2010-10-20 Immerse your students in contemporary and classic scholarly research and readings from the major branches of the criminal justice system This text reader is a comprehensive cutting edge overview of the main research methods used in the fields of criminology and criminal justice Snapshots of Research offers a wide range of modern research examples as well as several classic articles including a broad range of readings from the four major branches of the criminal justice system policing courts law juvenile justice and corrections that are relevant to career paths students may be interested in pursuing Sentencing Without Guidelines Rhys Hester, 2024-06-07 This book looks to the case of South Carolina to show how its attempt to achieve sentencing uniformity through guidelines reform was successfully resisted by South Carolina judges but how other mechanisms arose to ensure fair expectations in criminal sentencing there nonetheless The American Court System Marilyn McShane, 2020-10-28

Depending on whom one talks to today's criminal courts are either the savior or the demon of our social order. While everyone seems to have an answer about what needs to be done, the solutions are neither simple nor within our current allocation of resources. Media hype and political posturing emotionally dilute the reality of what motivates crime and what constitutes effective punishment. The essays and research in this anthology give the reader a realistic view of complex problems affecting our juvenile and adult courts and consequently the rest of the criminal justice system. Topics include sentencing disparity, sentencing reform, and wrongful convictions. Some traditionally controversial issues are covered, such as the insanity defense and the death penalty, as well as the more recent three strikes and you're out movement and mandatory minimums. This series will be of great utility to students, scholars, and others with interests in the literature of criminal justice and criminology.

Criminology and Public Policy Hugh Barlow, Scott H. Decker, 2010-01-25. Examines the links between criminological theory and criminal justice policy and practice. 21st Century Criminology: A Reference Handbook J. Mitchell Miller, 2009-08-06. Criminology has experienced tremendous growth over the last few decades, evident in part by the widespread popularity and increased enrollment in criminology and criminal justice departments at the undergraduate and graduate levels across the U.S. and internationally. Evolutionary paradigmatic shift has accompanied this surge in definitional, disciplinary, and pragmatic terms. Though long identified as a leading sociological specialty area, criminology has emerged as a stand-alone discipline in its own right, one that continues to grow and is clearly here to stay. Criminology today remains inherently theoretical but is also far more applied in focus and thus more connected to the academic and practitioner concerns of criminal justice and related professional service fields. Contemporary criminology is also increasingly interdisciplinary and thus features a broad variety of ideological orientations to and perspectives on the causes, effects, and responses to crime. 21st Century Criminology: A Reference Handbook provides straightforward and definitive overviews of 100 key topics comprising traditional criminology and its modern outgrowths. The individual chapters have been designed to serve as a first look reference source for most criminological inquiries. Both connected to the sociological origins of criminology, i.e., theory and research methods and the justice system's response to crime and related social problems, as well as coverage of major crime types, this two-volume set offers a comprehensive overview of the current state of criminology. From student term papers and masters theses to researchers commencing literature reviews, 21st Century Criminology is a ready source from which to quickly access authoritative knowledge on a range of key issues and topics central to contemporary criminology. This two-volume set in the SAGE 21st Century Reference Series is intended to provide undergraduate majors with an authoritative reference source that will serve their research needs with more detailed information than encyclopedia entries but not so much jargon, detail, or density as a journal article or research handbook chapter. 100 entries or mini-chapters highlight the most important topics, issues, questions, and debates any student obtaining a degree in this field ought to have mastered for effectiveness in the 21st century. Curricular-driven chapters provide students with initial footholds on

topics of interest in researching term papers in preparing for GREs in consulting to determine directions to take in pursuing a senior thesis graduate degree career etc Comprehensive in coverage major sections include The Discipline of Criminology Correlates of Crime Theories of Crime Justice Measurement Research Types of Crime and Crime the Justice System The contributor group is comprised of well known figures and emerging young scholars who provide authoritative overviews coupled with insightful discussion that will quickly familiarize researchers students and general readers alike with fundamental and detailed information for each topic Uniform chapter structure makes it easy for students to locate key information with most chapters following a format of Introduction Theory Methods Applications Comparison Future Directions Summary Bibliography Suggestions for Further Reading and Cross References Availability in print and electronic formats provides students with convenient easy access wherever they may be

Confronting Penal Excess David Hayes, 2019-11-14 This monograph considers the correlation between the relative success of retributive penal policies in English speaking liberal democracies since the 1970s and the practical evidence of increasingly excessive reliance on the penal State in those jurisdictions It sets out three key arguments First that increasingly excessive conditions in England and Wales over the last three decades represent a failure of retributive theory Second that the penal minimalist cause cannot do without retributive proportionality at least in comparison to the limiting principles espoused by rehabilitation restorative justice and penal abolitionism Third that another retributivism is therefore necessary if we are to confront penal excess The monograph offers a sketch of this new approach late retributivism as both a theory of punishment and of minimalist political action within a democratic society Centrally criminal punishment is approached as both a political act and a policy choice Consequently penal theorists must take account of contemporary political contexts in designing and advocating for their theories Although this inquiry focuses primarily on England and Wales its models of retributivism and of academic contribution to democratic penal policy making are relevant to other jurisdictions too

Sentencing and the Legitimacy of Trial Justice Ralph Henham, 2013-03-01 This book discusses the under researched relationship between sentencing and the legitimacy of punishment It argues that there is an increasing gap between what is perceived as legitimate punishment and the sentencing decisions of the criminal courts Drawing on a wide variety of empirical research evidence the book explores how sentencing could be developed within a more socially inclusive framework for the delivery of trial justice In the international context such developments are directly relevant to the future role of the International Criminal Court especially its ability to deliver more coherent and inclusive trial outcomes that contribute to social reconstruction Similarly in the national context these issues have a vital role to play in helping to re position trial justice as a credible cornerstone of criminal justice governance where social diversity persists In so doing the book should help policy makers in appreciating the likely implications for criminal trials of mainstreaming restorative forms of justice Sentencing and the Legitimacy of Trial Justice firmly ties the issue of legitimacy to the relevant context for delivering justice It suggests a need to develop the tools

and methods for achieving this and offers some novel solutions to this complex problem This book will be a valuable resource for graduate students academics practitioners and policy makers in the field of criminal justice as well as scholars interested in socio legal and cross disciplinary approaches to the analysis of criminal process and sentencing and the development of theory and comparative methodology in this area Race, Class, and the State in Contemporary Sociology Jack Niemonen, 2002 Situating Wilson s work on race and class in the overall contexts of sociology and radical politics this book considers the contribution of and the debate surrounding each of his major works including *The Declining Significance of Race* *The Truly Disadvantaged* and *When Work Disappears* The crucial place of segregation in the critiques of Wilson s theory is emphasized and the role of the state is considered Annotation copyrighted by Book News Inc Portland OR

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