



Speedy Disposition

Monetary Incentives
and Policy Reform
in Criminal Courts

Thomas W. Church
and Milton Heumann

Speedy Disposition Monetary Incentives And Policy Reform In Criminal Courts

Harvard Law Review



Speedy Disposition Monetary Incentives And Policy Reform In Criminal Courts:

Speedy Disposition Thomas W. Church, Milton Heumann, 1992-11-03 Monetary incentives are increasingly seen as attractive alternatives to strict regulatory approaches for achieving objectives This book examines one of the most ambitious attempts to use monetary incentives in the criminal justice system New York City's \$25 million Speedy Disposition Program SDP New York City officials introduced SDP as an incentive scheme to encourage the city's six District Attorneys to accelerate the disposition of those criminal cases that most contributed to the city's chronic jail overcrowding problem Substantial financial rewards would be given to those DA's offices that managed to dispose of their oldest felony cases those cases involving long term detainees The implementation of SDP in New York City and the responses of the city's district attorneys to it provides fascinating tales that teach much about innovation in criminal justice about new approaches to court reform and delay reduction and more generally about the uses of monetary incentives as policy tools Further the program provides a rich source for analysis of the considerations that should go into the design of incentive programs and into the contextual factors that argue for their applicability in other areas

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Hate Speech on Campus Milton Heumann, Thomas W. Church, David P. Redlawsk, 1997 A cogent objective and in depth exploration of the legal political and social complexities of the decision to ban hate speech

Delays in Youth Justice Jeffrey A. Butts, 2010-08 Contents 1 Introduction Time and Adolescence Policy and Practice 2 The History of Court Delay 3 The Causes and Effects of Delayed Justice 4 Controlling Court Delay Legal Professional Efforts Managerial Efforts 5 Controlling Juvenile Court Delay Constitutional Provisions Limiting Due Process for Juveniles Legislation and Rules in the Juvenile Court 6 Recent Trends in Delinquency Case Processing Time 7 Delay Reduction Efforts in Three Juvenile Courts 8 Conclusions 9 References Cases Cited 10 Appendices Charts and tables

Betrayal of Due Process Hedieh Nasheri, 1998 Betrayal of Due Process is a landmark study of the criminal justice systems of two common law nations the United States and

Canada By focusing on plea bargaining which is one of the most dominant practices in the criminal justice system of both countries Nasheri makes a historical comparison of guilty plea practices and ideologies She draws on historical criminological sociological and political perspectives to construct her argument Because plea bargaining is a crucial part of the criminal justice system yet has received little scholarly attention this much needed book fills a wide gap in legal scholarship

Experiencing Citizenship Richard M. Battistoni, William E. Hudson, 2023-07-03 This practical guide is intended for faculty and service learning directors combining the how to information and rigorous intellectual framework that teachers seek What distinguishes this volume is that the contributors are writing for their peers They discuss how service learning can be implemented within political science and what this discipline contributes to the pedagogy of service learning The book offers both theoretical background and practical pedagogical chapters which describe the design implementation and outcomes of political science service learning programs as well as annotated bibliographies program descriptions and course syllabi

Courts, Justice, and Efficiency Hector Fix-Fierro, 2004-01-06 This study explores the socio legal context of economic rationality in the legal and judicial systems It examines the meaning and relevance of the concept of efficiency for the operation of courts and court systems seeking to answer questions such as in what sense can we say that the adjudicative process works efficiently What are the relevant criteria for the measurement and assessment of court efficiency Should the courts try to operate efficiently and to what extent is this viable What is the proper relationship between efficiency and justice considerations in a judicial proceeding To answer these questions a conceptual framework is developed on the basis of empirical studies and surveys carried out mainly in the United States Western Europe and Latin America Two basic ideas emerge from it First economic rationality has penetrated the legal and judicial systems at all levels and dimensions from the level of society as a whole to the day to day operation of the courts from the institutional dimension of adjudication to the organizational context of judicial decisions Far from being an alien value in the judicial process efficiency has become an inseparable part of the structure of expectations we place on the legal system Second economic rationality is not the prevalent value in legal decision making as it is subject to all kinds of constraints local conditions and concrete negotiations with other values and interests

The Legal Studies Forum, 1995 **Cleaning Up the Mess** Thomas W. Church, Robert T. Nakamura, 2001-05-16 The federal Superfund program for cleaning up America's inactive toxic waste sites is noteworthy not only for its enormous cost 15.2 billion has been authorized thus far but also for its unique design The legislation that created Superfund provided the Environmental Protection Agency with a diverse set of policy tools Preeminent among them is a civil liability scheme that imposes responsibility for multimillion dollar cleanups on businesses and government units linked even tangentially to hazardous waste sites Armed with this potent policy implement the agency can order the parties who are legally responsible for the toxic substances at a site to clean it up with large fines and damages for failure to comply EPA can also offer conciliatory measures to bring about voluntary privately financed

cleanup or it can launch a cleanup initially paid for by Superfund and later force the responsible parties to reimburse the government In this book Thomas W Church and Robert T Nakamura provide the first in depth study of Superfund operations at hazardous waste sites They examine six Superfund cleanups including three regions and both hard and easy sites to ask what works Based on detailed case studies the book describes various strategies that have been applied by government regulators and lawyers and the responses to those different strategies by businesses and local government officials The authors characterize the implementation strategies used by the EPA as prosecution accommodation and public works They point out that the choice of strategy involves setting priorities among Superfund s competing objectives They conclude that the best implementation strategy is one that considers the context of each site and the particular priorities in each case Looking toward the reauthorization of Superfund they also offer recommendations for improvements in the organization of the program and discuss proposals for change in its **Taming Regulation** Robert T. Nakamura, Thomas W.

Church, 2003-10-27 Despite three decades of vigorous efforts at deregulation across the government regulation remains ubiquitous It also continues to be unpopular because it forces individuals and businesses to do things frequently costly and unpleasant things that they don t want to do If regulatory programs are to survive and remain effective the challenge posed by their endemic unpopularity and political vulnerability must be met Unlike much of the existing literature on regulation Taming Regulation begins with the assumption that the government s capacity to utilize regulation as a policy tool is vital The book examines the questions of how to make the inherently coercive aspects of regulation more politically acceptable in the present antiregulatory environment and how the legal and administrative challenges of reform in ongoing regulatory programs might best be approached The authors explore these issues through a case study of administrative reform in the Superfund program Chartered with an ambitious mission to clean up the nation s hazardous waste sites Superfund was from its inception a uniquely aggressive and unpopular program Yet despite the election in 1994 of a Republican Congress committed to fundamental changes in environmental regulation the Superfund program weathered the storm and remains intact today The authors credit this political and programmatic success to a series of artfully designed and orchestrated internal reforms that softened Superfund s implementation thus increasing its political support while retaining its potent coercive tools Taming Regulation provides a cautionary discussion of both the necessity and the difficulty of regulatory reform It is essential reading for students of regulation and environmental policy for practitioners contemplating reform of ongoing regulatory programs and for those interested in the checkered history of Superfund **Fundamentals of**

American Law New York University. School of Law, 1996 The American legal system today is the most significant in the world yet until the publication of Fundamentals of American Law there has been no book that provides both the basic rules on the theoretical understanding necessary to comprehend This book is not simply the work of a single author but a collection of especially written essays each by an expert in the field all of whom are on the faculty of New York University

School of Law which is recognized as one of the elite law schools in America and which offers this book as an element of its unique Global Law School Programme The book is written specifically for foreign lawyers and law students who have a need to deal with American Law generally but are not seeking to become specialists in any one area For them it is vital to understand the basic principles of a wide range of American legal fields so they can act as informed intermediaries between their public or private clients and their American counterparts The book not only provides the reader with a solid foundation in American law but will also serve as a basic reference book for the fundamentals even as some of the details change over the years Although initially conceived to fill a void for foreign lawyers the book is also ideally suited for others who have a significant need to understand the basic principles of American Law and to interact with American lawyers For this reason it will be an ideal course text for students of business accountancy political science or public administration where the enquiring student will constantly find intersections with the law The book is more than a compendium of legal principles Each chapter explains not only what the law is but why it is that way It sets forth the policy considerations in institutional factors that produce a particular law so the reader can make an independent judgement about its wisdom and perhaps its adaptability to other cultures

The Law & Society Reader Richard L. Abel, 1995-05 This book seeks to provide answers to everything you ever wanted to know about the law except what the rules are or ought to be This book seeks to provide answers to everything you ever wanted to know about the law except what the rules are or ought to be For centuries the law has been considered a neutral objective arena that sets societal standards and in which conflicting forces resolve disputes More recently however the interaction between law and society has been recognized as a two way street society clearly exerts a considerable influence on the practice and evolution of law Further the discrepancy between what the law mandates and what the social reality is has served as evidence of the chasm between theory and practice between the abstraction of law and its actual societal effects Examining such issues as the limits of legal change and the capacity of law to act as a revolutionary agent the essays in this book offer a well rounded introduction to the relationship between law and society By focusing on flashpoint issues in legal studies equality consciousness and ideology social control and making ample use of engaging case studies The Law and Society Review provides an invaluable resource for scholars and students alike

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