The Decision-Making Network
The Decision-Making Network
An Introduction to Criminal Justice

SECOND EDITION

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To Claudia, Virginia, Teddy, and all those who seek justice in or out of uniform.
Risdon N. Slate

To Family, Colleagues, and Students.
Patrick R. Anderson

To Karl, my family, and all those who strive to work for a fair and just system.
Lisa M. Carter
Contents

Table of Cases xxiii
Tables and Figures xxvii
Preface xxix
Acknowledgments xxxi

Chapter 1 · The Nature and Extent of Crime in the United States 3
   Seeking Justice: How Much Crime? 3
   About This Chapter 4
   The American System of Government 4
      Critical Thinking 1.1 The Case of Lobbying 5
   Crime Is What the Authorities Say It Is 6
      Critical Thinking 1.2 Creating and Eradicating Crime 6
   Law and Criminal Justice in a Democratic Society 13
      Field Practice 1.1 Crisis Driving Policy 13
   The Crime Rate: Up or Down? 14
      Types of Crime 17
   Common Law and Modern Crime 17
   Felonies and Misdemeanors 19
      Just the Facts . . . 21
   Elements of a Crime 21
   Measuring Crime 22
      Uniform Crime Reports 22
      The Crime Rate 24
      Weaknesses of the Uniform Crime Reports 25
      National Crime Victimization Survey 26
   Why Victims Do Not Report Crimes to the Police 27
   Self-Report Surveys 28
   Counting Criminals 29
   Cohort Measurement 30
   Implications for Criminal Justice 31
      The Need for Accurate Crime Data 31
      Obstacles to Collection of Accurate Crime Data 31
         Critical Thinking 1.3 Manipulating Crime Statistics 32
         Critical Thinking 1.4 A “Crime Wave” or Effective Law Enforcement? 33
   The Costs of Crime and Security in America 34
      The Fear of Crime 38
## CONTENTS

The Study of Criminal Justice 39
Summary 39

**Chapter 2 · The Ideological Framework of Crime Control and Explanations for Crime** 41

Seeking Justice 41
About This Chapter 43
Crime Control in a Democracy 44
Ideological Framework of Crime Control 45
   Due Process of Law 48
   Fundamental Fairness 48
   Propriety 49
   Freedom from Cruel and Unusual Punishment 49
   Equal Protection 50
   Rule of Law 50
   Presumption of Innocence 51
Models of Criminal Justice 51
   The Crime Control Model 52
   The Due Process Model 54
The Search for Justice and for Less Crime 56
Implications of Criminological Theory for Criminal Justice 57
Classical Criminology 58
   Cesare Beccaria (1739–1794) 60
   Critical Thinking 2.1 Would Laws Abolishing Abortion Be Obeyed? 60
Neoclassical School of Criminology 63
Positive Criminology 63
Biological Determinism 64
   Just the Facts: Cesare Lombroso (1835–1909) 64
Phrenology 65
Body Types 65
XYY Chromosomes 66
More Recent Biological Research 66
Psychological Explanations of Crime 67
   Intelligence 67
   Personality Disorders 68
Sociological Explanations of Crime 69
   The Chicago School and Social Disorganization 69
   Critical Thinking 2.2 Applying Criminological Theory to the Criminal Justice Process — You Be the Jury 71
   Differential Association 72
   Social Learning Theory 73
   Middle-Class Measuring Rod 74
   Lower-Class Focal Concerns 74
   Social Structure and Anomie 75
<table>
<thead>
<tr>
<th>CONTENTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Executive Authority</td>
</tr>
<tr>
<td>Appellate Court Authority</td>
</tr>
<tr>
<td>Power to Select Cases for Review</td>
</tr>
<tr>
<td>Agency Authority</td>
</tr>
<tr>
<td>Police Authority</td>
</tr>
<tr>
<td>Prosecutor’s Authority</td>
</tr>
<tr>
<td>Critical Thinking 3.1 Checking the Prosecutor’s Discretion</td>
</tr>
<tr>
<td>Trial Court as a Criminal Justice Agency</td>
</tr>
<tr>
<td>Relationships among Criminal Justice Agencies</td>
</tr>
<tr>
<td>Social Values Served by Variations in Criminal Justice Organization</td>
</tr>
<tr>
<td>Summary</td>
</tr>
</tbody>
</table>

**Chapter 4 · Policing in American Society**

Seeking Justice

- When Do Black Lives Matter? Statement from a Police Administrator 121

About This Chapter

- History of the Police 125
  - English Antecedents 125
  - The Beginnings of American Police 127

The Political Era 128

- Northern Cities 129
  - Critical Thinking 4.1 The Witness Protection Program 130
- Slavery and the South 130
- Attempts at Integration and Assimilation 131
- The Frontier 132
  - Fact 133
    - Critical Thinking 4.2 Why Do We Need Private Police? 133

The Reform Era 134

- Incident-Driven Policing 137
- Police Patrol 137
  - Field Practice 4.1 Police out of the Cruiser 138
  - Field Practice 4.2 Snapshots of Police Patrol 140
  - Patrolling Known “Hot Spots” of Criminal Activity 141
  - Aggressive Preventive Patrol 142
    - Critical Thinking 4.3 Does Aggressive Preventive Patrol Reduce Crime or Just Make People Mad? 142
- Detectives 144
  - The Rand Study 145
- Effectiveness of Incident-Driven Policing 146
  - Critical Thinking 4.4 What Are the Police Expected to Do? 148

A New Generation of Police: Community-Oriented Policing 149

- Field Practice 4.3 Foot Patrols — Walking the Beat 150
- Field Practice 4.4 Problem-Oriented Policing Examples 151

Summary 154
Chapter 5 · Police Decisions: Detection, Arrest, and In-Custody Investigation 155
Seeking Justice 155
About This Chapter 156
Identifying Crime 156
Initial Complaint 157
Police Observation 157
Searching Out Crime 157
Investigating Crime 158
Field Interrogation 158
Frisk 160
Search 162
Critical Thinking 5.1 Exigent Circumstances: The Case of the Bloody Glove 163
The Exclusionary Rule 164
Search of Motor Vehicles 168
Critical Thinking 5.2 Request to Search 168
Vehicle Stops 170
Roadblocks 170
Police Search Dogs 171
Computer Searches and Seizures 172
Wiretap and Electronic Surveillance 174
Cellular Phones 177
Undercover Operations 178
Critical Thinking 5.3 To Catch a Predator 181
Critical Thinking 5.4 The Objective and Subjective Test for Entrapment 183
Arrest 183
In-Custody Interrogation 184
Whatever Happened to Ernesto Miranda? 187
Critical Thinking 5.5 Scenario 1 and Scenario 2: The Functional Equivalent of Interrogation 188
Release from Police Custody 190
Field Practice 5.1 Worldview 190
Summary 191

Chapter 6 · Issues in Contemporary Policing 193
Seeking Justice: Milwaukee Police Decided Not to Arrest Dahmer 193
About This Chapter 195
Police Discretion 196
Evaluating the Police 196
The Myth of Full Enforcement of the Law 198
Discretion Not to Arrest 199
Field Practice 6.1 Police Discretion Not to Enforce the Law 199
Discretion to Make an Arrest 202
Field Practice 6.2 Police Discretion to Make an Arrest 202
CONTENTS

Field Practice 7.1 In Their Own Words — Larinda Slater, Jail Program Coordinator 247
Critical Thinking 7.1 249
Pretrial Release or Detention 251
Pretrial Release: Bail 255
Criminal Justice 7.1 Ethics: Controversies Related to Bail 255
Economic Discrimination and Bail 259
Release on Own Recognizance (ROR) 260
Field Practice 7.2 Release on Recognizance (ROR) 261
Pretrial Release, the Presumption of Innocence, and Community Safety 261
Critical Thinking 7.2 Point/Counterpoint 262
Right to Bail 263
Field Practice 7.3 Bail 263
The Bail Reform Act of 1984: Crisis Driving Policy 264
Release Pending Appeal 265
Key Court Decisions — Bail and Pretrial Release 265
Defense Lawyers 266
Key Court Decisions — Right to Free Attorney 266
The Role of the Defense Lawyer 267
Right to a Free Defense Lawyer: The Evolution of Law 268
Field Practice 7.4 Colin Ferguson Defends Himself 271
Who Defends the Poor? 271
Critical Thinking 7.3 “How Can You Defend Those People?” 272
Summary 274

Chapter 8 · The Prosecutor’s Decisions and Plea Bargaining 275
Seeking Justice: What Is the Role of the Prosecutor? 275
About This Chapter 276
The Prosecutor’s World 277
Field Practice 8.1 Who the Prosecutors Are 278
Field Practice 8.2 If This Were Baseball, That Is Not a Bad Average 279
The Prosecutor’s Discretion 279
Deciding Not to Charge 280
Field Practice 8.3 How Much Evidence Is Enough toProsecute? 280
Field Practice 8.4 Don’t Re-Victimize the Victim: The Debra Lafave Case 280
Field Practice 8.5 The Wall of Silence 283
Critical Thinking 8.1 Exploring Ethics: What Should Influence the Prosecutor’s Decision Whether or Not to Prosecute? 284
Applying the Probable Cause Standard 285
Determining the Initial Charge 285
Field Practice 8.6 The Prosecution of Casey Anthony 286
Bringing Formal Charges 287
The Preliminary Hearing 287
The Courtroom Setting

Arraignment: Entering a Plea

Field Practice 9.1 Accepting a Guilty Plea at Arraignment
Field Practice 9.2 Excerpts from Michael Vick’s Plea Agreement

Guilty Plea Procedures
Withdrawal of a Guilty Plea
Presentence Investigations and Sentencing

Pretrial Motions

Field Practice 9.3 Houston There Is a Problem: This Woman Is a Rocket Scientist

Pretrial Discovery
Reasonable Doubt and the Presumption of Innocence

The Criminal Trial

Bench Trials
Speedy Trial
Doggett v. United States (1992)
Statutes of Limitations
No Limits to Prosecuting Murder
Jury Selection
Voir Dire

Stages in the Criminal Trial

Appeals and Postconviction Remedies

Serving Justice: Prince or Pauper
Summary

Chapter 10 · Sentencing Criminals: Prison or Probation, Life or Death

Seeking Justice
About This Chapter
Goals of Criminal Sentences
To Control and Prevent Crime
To Punish Criminals
To Deter Criminals
To Protect the Community
To Correct or Rehabilitate Criminals
Restoring Justice via the Principles of Therapeutic Jurisprudence
Critical Thinking 10.1 Implementing Therapeutic Jurisprudence in Sentencing
Creation of an Ordered Society
Critical Thinking 10.2 Viewpoint on Sentencing

Imposition of Sentence
Probation
Incarceration of Misdemeanants
Judicial Variations in Sentencing
Potential and Real Factors in Sentencing
Extended-Term Sentences 352
Mandatory Sentences 353
Who Really Makes the Sentencing Decision? 354
A Muddy Reality 354
Fair and Certain Punishment 355
Sentencing Guidelines 355
Victim Impact Statements 358
Critical Thinking 10.3 Thinking Critically about Sentences 359
The Ultimate Punishment: The Death Penalty 360
Executions in the United States 360
The Movement to Abolish the Death Penalty 362
Cruel and Unusual Punishment 363
Capital Punishment after Furman 364
The Two-Stage Trial 364
Aggravating and Mitigating Circumstances 365
Field Practice 10.1 Reflections on the Death Penalty —
Warden Chuck Cepak 366
Capital Punishment in the United States Today 368
Race of Offenders and Their Victims 370
Females under Sentence of Death 371
The Demography of Death Row 372
The Appeals Process 372
Methods of Capital Punishment 373
Continuing Controversies about the Death Penalty 374
The Case for Capital Punishment 374
The Case against Capital Punishment 375
Summary 377

Chapter 11 · Community Corrections 379
Seeking Justice: Alternative Punishments in the Community 379
About This Chapter 381
Field Practice 11.1 The Influence of the Media on Crime Policy 382
Field Practice 11.2 In Their Own Words: Profile of Gina Enriquez,
United States Probation Officer, District of Arizona 383
History of Probation 386
History of Parole 388
Community Corrections: Offenders on Probation and Parole 390
The Case for Community-Based Corrections 390
Cost-Effectiveness 390
Harmful Effects of Incarceration 392
Community and Family Relationships 393
Success Rates 393
The Case against Community-Based Corrections 394
The Future of Community-Based Corrections 394
<table>
<thead>
<tr>
<th>CONTENTS</th>
<th>xvii</th>
</tr>
</thead>
<tbody>
<tr>
<td>Community-Based Correctional Programs</td>
<td>395</td>
</tr>
<tr>
<td>Probation and Parole Casework</td>
<td>395</td>
</tr>
<tr>
<td>Council of State Governments Recommendations Regarding</td>
<td>396</td>
</tr>
<tr>
<td>Supervision of Probationers and Parolees</td>
<td>396</td>
</tr>
<tr>
<td>Intensive Supervision Programs</td>
<td>397</td>
</tr>
<tr>
<td>Community Residential Programs</td>
<td>398</td>
</tr>
<tr>
<td>House Arrest</td>
<td>399</td>
</tr>
<tr>
<td>Electronic Control of Probationers and Parolees</td>
<td>400</td>
</tr>
<tr>
<td>Shock Incarceration and Boot Camp</td>
<td>401</td>
</tr>
<tr>
<td>Restitution and Community Service</td>
<td>401</td>
</tr>
<tr>
<td>Special Problems and Needs of Female Offenders</td>
<td>402</td>
</tr>
<tr>
<td>Rules and Conditions of Probation and Parole</td>
<td>403</td>
</tr>
<tr>
<td>Standard Rules and Conditions</td>
<td>403</td>
</tr>
<tr>
<td>Special Rules and Conditions</td>
<td>404</td>
</tr>
<tr>
<td>Field Practice 11.3 Special Conditions</td>
<td>404</td>
</tr>
<tr>
<td>Searching Probationers and Parolees</td>
<td>405</td>
</tr>
<tr>
<td>Criminal Justice 11.1 Ethics: Polygraph Surveillance</td>
<td>407</td>
</tr>
<tr>
<td>Model Conditions of Community Supervision</td>
<td>408</td>
</tr>
<tr>
<td>Conditions of . . . Probation</td>
<td>408</td>
</tr>
<tr>
<td>Revocation</td>
<td>409</td>
</tr>
<tr>
<td>Rules and Regulations of Parole and Supervised Release</td>
<td>409</td>
</tr>
<tr>
<td>Parole Revocation</td>
<td>410</td>
</tr>
<tr>
<td>Due Process at Revocation</td>
<td>410</td>
</tr>
<tr>
<td>Morrissey v. Brewer, 408 U.S. 471 (1972)</td>
<td>411</td>
</tr>
<tr>
<td>Field Practice 11.4 Crisis Driving Policy</td>
<td>412</td>
</tr>
<tr>
<td>Discharge from Sentence</td>
<td>413</td>
</tr>
<tr>
<td>Executive Clemency: Pardon, Commutation, and Reprieve</td>
<td>414</td>
</tr>
<tr>
<td>Field Practice 11.5 Serving Justice: Alternative Punishments in the Community</td>
<td>415</td>
</tr>
<tr>
<td>Summary</td>
<td>415</td>
</tr>
<tr>
<td>Chapter 12 · Punishments, Prisons, and Prisoners</td>
<td>417</td>
</tr>
<tr>
<td>Seeking Justice: Two Opinions about Correctional Institutions</td>
<td>417</td>
</tr>
<tr>
<td>About This Chapter</td>
<td>418</td>
</tr>
<tr>
<td>The History of Prisons and Correctional Institutions</td>
<td>418</td>
</tr>
<tr>
<td>Prisons in the United States</td>
<td>421</td>
</tr>
<tr>
<td>Modern Correctional Institutions and Prisons</td>
<td>424</td>
</tr>
<tr>
<td>Prisons and the Community</td>
<td>425</td>
</tr>
<tr>
<td>A Growth Industry</td>
<td>425</td>
</tr>
<tr>
<td>Private Prisons</td>
<td>425</td>
</tr>
<tr>
<td>Classification and Reception Centers</td>
<td>427</td>
</tr>
<tr>
<td>Classification and Institutional Security</td>
<td>428</td>
</tr>
<tr>
<td>Critical Thinking 12.1 What Classification Is Best? You Decide</td>
<td>429</td>
</tr>
<tr>
<td>Inmates and Animal Training Programs</td>
<td>431</td>
</tr>
</tbody>
</table>
CONTENTS

Trends in Delinquency 470
   The Uniform Crime Reports (UCR) 470
   Critical Thinking 13.2 Adolescent Development 470
   Field Practice 13.2 Disproportionate Minority Contact (DMC) 474
   Self-Report Data 475
Risk and Protective Factors 476
   Field Practice 13.3 A Case Study 477
History of Juvenile Justice 477
   Model of Family Government 478
   Houses of Refuge 478
   Placing Out 479
   Reform Schools 479
   Field Practice 13.4 The Child Savers 480
   Development of the Juvenile Court 481
Policing and Juveniles 482
   Critical Thinking 13.3 Moffitt’s Taxonomy of Youthful Offenders 482
   Juvenile Interrogation 484
   Field Practice 13.5 Helping Police Interrogate Juveniles Properly 486
   Curfew Laws 488
   Police in Schools 488
The Contemporary Juvenile Court 490
   The Juvenile Court Process 491
   Field Practice 13.6 Preventive Detention for Juveniles 491
   Critical Thinking 13.4 Diversion from the Juvenile Justice System 492
   Field Practice 13.6 Justice for Sale 494
   Juveniles and Due Process 495
   Confidentiality of Juvenile Proceedings 497
   Critical Thinking 13.5 Confidentiality of Juvenile Proceedings 497
   The Courts and Status Offenders 498
   Juvenile Waivers 499
   Field Practice 13.7 Adult Crime, Adult Time? 499
Juveniles and the Death Penalty 501
Juveniles and Life without Parole (LWOP) 501
Juvenile Corrections 502
   Out-of-Home Placement 502
   Group Homes 503
   State Training Schools 503
   Field Practice 13.8 Trauma-Informed Care: An Emerging Practice 505
   Boot Camps 505
   Field Practice 13.9 The Martin Lee Anderson Act 506
   Juveniles in Adult Prisons 507
Community-Based Programs 507
   Probation 508
   Intermediate Sanctions 508
CONTENTS

Notes .................................................. 575
About the Authors .................................. 667
Name Index .......................................... 669
Subject Index ........................................ 687
# Table of Cases

Argersinger v. Hamlin (1972), 267, 270  
Arizona v. Evans (1995), 42, 600  
Arizona v. Fulminante (1991), 605  
Arizona v. Gant (2009), 601  
Atkins v. Virginia (2002), 365  
Bandy v. U.S. (1960), 259, 265, 616, 617  
Barker v. Wingo (1972), 330  
Batson v. Kentucky (1986), 334  
Baxter v. Palmigiano (1976), 643  
Baze v. Rees (2008), 365  
Bell v. Cone (2002), 617, 656  
Berkemer v. McCarty (1984), 605  
Betts v. Brady (1942), 266  
Blanton v. North Las Vegas (1989), 328, 625  
Block v. Rutherford (1984), 644  
Board of Pardons v. Allen (1987), 644  
Booth v. Maryland (1987), 629  
Bounds v. Smith (1977), 644  
Bowring v. Godwin (1977), 452, 643  
Boyd v. U.S. (1886), 164  
Boykin v. Alabama (1969), 320  
Branch v. Texas (1972), 363  
Brewer v. Williams (1977), 188, 189, 605  
California v. Acevedo (1991), 169, 601  
California v. Carney (1985), 600  
Caperton v. A.T. Massey Coal Company (2009), 314  
Carroll v. U.S. (1925), 600, 632  
Chandler v. Florida (1981), 311  
Chicanos Por La Causa, Inc. v. Napolitano (2008), 659  
Chimel v. California (1969), 173, 600, 601  
City of California v. Quon (2010), 661  
Cleavinger v. Saxner (1985), 643  
Coker v. Georgia (1977), 364, 440, 631  
Coleman v. Alabama (1970), 288  
Colorado v. Connelly (1986), 605  
Commonwealth v. Fisher (1905), 481, 648  
Cooper v. Pate (1964), 442  
Coppedge v. U.S. (1962), 584  
County of Riverside v. McLaughlin (1991), 589, 606, 615  
Crawford v. Washington (2004), 284, 619  
Crowe v. County of San Diego (2010), 649  
Delaware v. Prouse (1979), 601  
District of Columbia v. Heller (2008), 555  
Douglas v. California (1963), 626  
Duckworth v. Eagan (1989), 605  
Elkins v. U.S. (1960), 164, 165, 600  
Escobedo v. Illinois (1964), 599  
Estelle v. Gamble (1987), 452, 549, 643  
Estelle v. Smith (1981), 644  
Estes v. Texas (1965), 311  
Eugene W. McWatters v. State of Florida, Supreme Court of Florida (2010), 622  
Ewing v. California (2003), 643  
Ex parte v. Crouse (1838), 478, 647  
Fare v. Michael C. (1979), 484  
Faretta v. California (1975), 270, 617  
Florida v. Harris (2012), 171  
Florida v. Jardines (2013), 172  
Ford v. Wainwright (1984), 365  
France v. U.S. (1897), 625  
Furman v. Georgia (1972), 363–365, 376, 414, 584, 630, 667  
Gaines v. Lane (1986), 644  
Georgia v. Randolph (2006), 166, 600  
Gernstein v. Pugh (1975), 288  
Gideon v. Wainwright (1963), 266
Graham v. Connor (1989), 228, 233, 234
Graham v. Florida (2010), 501
Greenholtz v. Nebraska Penal Inmates (1979), 644
Gregg v. Georgia (1976), 631
Griffin v. Illinois (1956), 626
Griffin v. Wisconsin (1987), 406, 637
Guajardo v. Estelle (1978), 644
Hamdi v. Rumsfeld (2004), 519
Hibbel v. Sixth Judicial District Court of Nevada, et al. (2004), 599
Holder v. Humanitarian Law Project (2010), 519
Holt v. Sarver (1969), 443
Holt v. Sarver II (1970), 443
Hooks v. Wainwright (1985), 644
Houchins v. KQED (1978), 644
Hudson v. McMillan (1992), 642, 644
Hudson v. Palmer (1984), 642
Hurtado v. California (1984), 289
Illinois v. Allen (1970), 617
Illinois v. Caballes (2005), 601
Illinois v. Gates (1983), 600
Illinois v. Lidster (2004), 601
Illinois v. Perkins (1990), 605
Illinois v. Rodriguez (1990), 600
In re Gault (1967), 495, 496
In re Winship (1970), 495, 496
Indianapolis v. Edmond (2000), 601
Jackson v. Georgia (1972), 630
Jackson v. Hobbs (2012), 502
Jago v. Van Curen (1981), 644
Johnson v. Avery (1969), 644
Jurek v. Texas (1976), 631
Kennedy v. Louisiana (2008), 631
Kent v. United States (1966), 495
Kirby v. Illinois (1972), 95
Kolender v. Lawson (1983), 599
Landman v. Royster (1974), 446, 643
Lee v. U.S. (1952), 602
Lee v. Washington (1968), 447
Lewis v. U.S. (1996), 328, 625
Lockhart v. Fretwell (1993), 617
Lockhart v. McCree (1986), 630
Mapp v. Ohio (1961), 165
Marbury v. Madison (1803), 5, 592
Maryland v. Garrison (1987), 600
Maryland v. Shatzer (2010), 605
Massachusetts v. Sheppard (1984), 600
Mayberry v. Pennsylvania (1971), 617
McCleskey v. Kemp (1987), 628
McCorkle v. Johnson (1989), 642
McDonald v. Chicago (2010), 555
McKeiver v. Pennsylvania (1971), 496, 652
McWatters v. State of Florida (2010), 622
Mempa v. Rhay (1967), 629
Michigan Department of State Police v. Sitz (1990), 601
Michigan v. Mosley (1975), 605
Mickens v. Taylor (2002), 617
Miller v. Alabama (2012), 502, 653
Minnesota v. Dickerson (1993), 599
Minnesota v. Murphy (1994), 407
Miranda v. Arizona (1966), 185, 187, 584, 599, 605
Montejo v. Louisiana (2009), 605
Montgomery v. Louisiana (2016), 502
Morgan v. Illinois (1992), 630
Morris v. Slappy (1983), 629
Morrisey v. Brewer (1972), 411, 638
Mullaney v. Wilbur (1975), 625
New York v. Quares (1984), 605
Nix v. Williams (1984), 189, 600, 605
Oliver v. U.S. (1984), 602
Olmstead v. U.S. (1928), 601
Panetti v. Dretke (2004), 618
Panetti v. Quarterman (2007), 618
Parker v. North Carolina (1970), 621
Patterson v. U.S. (1930), 625
Payne v. Tennessee (1991), 587, 629
Pell v. Procunier (1974), 644
Pennsylvania v. Muniz (1990), 605
<table>
<thead>
<tr>
<th>Case</th>
<th>Year</th>
<th>Citations</th>
</tr>
</thead>
<tbody>
<tr>
<td>People v. Reyes</td>
<td>1998</td>
<td>406</td>
</tr>
<tr>
<td>People v. Turner</td>
<td>1870</td>
<td>480</td>
</tr>
<tr>
<td>People ex rel O'Connell v. Turner</td>
<td>1870</td>
<td>648</td>
</tr>
<tr>
<td>Ponte v. Real</td>
<td>1985</td>
<td>447, 643</td>
</tr>
<tr>
<td>Powell v. Alabama</td>
<td>1932</td>
<td>266</td>
</tr>
<tr>
<td>Powers v. Ohio</td>
<td>1991</td>
<td>334</td>
</tr>
<tr>
<td>Procunier v. Martinez</td>
<td>1974</td>
<td>642</td>
</tr>
<tr>
<td>Profitt v. Florida</td>
<td>1976</td>
<td>364, 631</td>
</tr>
<tr>
<td>Rasul v. Bush</td>
<td>2004</td>
<td>519</td>
</tr>
<tr>
<td>Rhode Island v. Innis</td>
<td>1980</td>
<td>189, 605</td>
</tr>
<tr>
<td>Rhode v. Chapman</td>
<td>1981</td>
<td>450, 643</td>
</tr>
<tr>
<td>Riley v. California</td>
<td>2014</td>
<td>177</td>
</tr>
<tr>
<td>Ring v. Arizona</td>
<td>2002</td>
<td>362</td>
</tr>
<tr>
<td>Roberts v. Louisiana</td>
<td>1976</td>
<td>631</td>
</tr>
<tr>
<td>Rochin v. California</td>
<td>1952</td>
<td>584, 608</td>
</tr>
<tr>
<td>Roe v. Wade</td>
<td>1973</td>
<td>61</td>
</tr>
<tr>
<td>Roper v. Simmons</td>
<td>2005</td>
<td>501</td>
</tr>
<tr>
<td>Ruffin v. Commonwealth</td>
<td>1871</td>
<td>442</td>
</tr>
<tr>
<td>Samson v. California</td>
<td>2006</td>
<td>406</td>
</tr>
<tr>
<td>Santobello v. New York</td>
<td>1971</td>
<td>301</td>
</tr>
<tr>
<td>Schall v. Martin</td>
<td>1984</td>
<td>491</td>
</tr>
<tr>
<td>Schwarzenegger v. Plata</td>
<td>2011</td>
<td>541, 591</td>
</tr>
<tr>
<td>Scott v. Harris</td>
<td>2007</td>
<td>215, 216, 228</td>
</tr>
<tr>
<td>Scott v. Illinois</td>
<td>1979</td>
<td>267, 270</td>
</tr>
<tr>
<td>Segura v. U.S.</td>
<td>1984</td>
<td>600</td>
</tr>
<tr>
<td>Sheldon v. U.S.</td>
<td>1957</td>
<td>621</td>
</tr>
<tr>
<td>Sherman v. U.S.</td>
<td>1958</td>
<td>604</td>
</tr>
<tr>
<td>Singer v. U.S.</td>
<td>1965</td>
<td>625</td>
</tr>
<tr>
<td>Smith v. Daily Mail Publishing Co.</td>
<td>1979</td>
<td>497</td>
</tr>
<tr>
<td>Sorrells v. U.S.</td>
<td>1932</td>
<td>182, 604</td>
</tr>
<tr>
<td>Sostre v. Otis</td>
<td>1971</td>
<td>644</td>
</tr>
<tr>
<td>South Carolina v. Gaithers</td>
<td>1989</td>
<td>629</td>
</tr>
<tr>
<td>South Dakota v. Opperman</td>
<td>1976</td>
<td>601</td>
</tr>
<tr>
<td>Stack v. Boyle</td>
<td>1951</td>
<td>257, 258, 265</td>
</tr>
<tr>
<td>State of Florida v. Lisa Marie Nowak</td>
<td>2007</td>
<td>621, 624</td>
</tr>
<tr>
<td>State v. Ariegwe</td>
<td>2007</td>
<td>625</td>
</tr>
<tr>
<td>State v. Casey Anthony</td>
<td>2007</td>
<td>286</td>
</tr>
<tr>
<td>State v. Long</td>
<td>1987</td>
<td>604</td>
</tr>
<tr>
<td>State v. Powell</td>
<td>1986</td>
<td>604</td>
</tr>
<tr>
<td>Stoner v. California</td>
<td>1964</td>
<td>166, 600</td>
</tr>
<tr>
<td>Strickland v. Washington</td>
<td>1984</td>
<td>617</td>
</tr>
<tr>
<td>Sumner v. Schuman</td>
<td>1987</td>
<td>631</td>
</tr>
<tr>
<td>Swain v. Alabama</td>
<td>1965</td>
<td>334</td>
</tr>
<tr>
<td>Taylor v. Taintor</td>
<td>1872</td>
<td>256</td>
</tr>
<tr>
<td>Tennessee v. Garner</td>
<td>1985</td>
<td>228, 611</td>
</tr>
<tr>
<td>Terry v. Ohio</td>
<td>1968</td>
<td>160, 599, 607</td>
</tr>
<tr>
<td>Texas v. Brown</td>
<td>1983</td>
<td>601</td>
</tr>
<tr>
<td>Thompson v. Koehane</td>
<td>1995</td>
<td>649</td>
</tr>
<tr>
<td>Thompson v. Oklahoma</td>
<td>1988</td>
<td>501</td>
</tr>
<tr>
<td>Thornburg v. Abbott</td>
<td>1989</td>
<td>644</td>
</tr>
<tr>
<td>Turner v. Safely</td>
<td>1987</td>
<td>444</td>
</tr>
<tr>
<td>U.S. v. Ash</td>
<td>1973</td>
<td>624</td>
</tr>
<tr>
<td>U.S. v. Booker</td>
<td>2005</td>
<td>622</td>
</tr>
<tr>
<td>U.S. v. Brady</td>
<td>1990</td>
<td>629</td>
</tr>
<tr>
<td>U.S. v. Christian Sanchez</td>
<td>n.d.</td>
<td>571</td>
</tr>
<tr>
<td>U.S. v. Comstock</td>
<td>2010</td>
<td>353</td>
</tr>
<tr>
<td>U.S. v. Cowen</td>
<td>1975</td>
<td>619</td>
</tr>
<tr>
<td>U.S. v. Crews</td>
<td>1980</td>
<td>600</td>
</tr>
<tr>
<td>U.S. v. Cronic</td>
<td>1984</td>
<td>617</td>
</tr>
<tr>
<td>U.S. v. Davis</td>
<td>2015</td>
<td>603</td>
</tr>
<tr>
<td>U.S. v. Hensley</td>
<td>1985</td>
<td>599</td>
</tr>
<tr>
<td>U.S. v. Knights</td>
<td>2001</td>
<td>406</td>
</tr>
<tr>
<td>U.S. v. Leon</td>
<td>1984</td>
<td>600</td>
</tr>
<tr>
<td>U.S. v. Mandujano</td>
<td>1976</td>
<td>620</td>
</tr>
<tr>
<td>U.S. v. Martinez-Fuerte</td>
<td>1976</td>
<td>601</td>
</tr>
<tr>
<td>U.S. v. Matlock</td>
<td>1974</td>
<td>166, 600</td>
</tr>
<tr>
<td>U.S. v. McConney</td>
<td>1984</td>
<td>163, 600</td>
</tr>
<tr>
<td>U.S. v. Michael Vick</td>
<td>2007</td>
<td>623</td>
</tr>
<tr>
<td>U.S. v. Miller</td>
<td>1985</td>
<td>616</td>
</tr>
<tr>
<td>U.S. v. Place</td>
<td>1983</td>
<td>601</td>
</tr>
<tr>
<td>U.S. v. Robinson</td>
<td>1973</td>
<td>600</td>
</tr>
<tr>
<td>U.S. v. Ross</td>
<td>1982</td>
<td>168, 601</td>
</tr>
<tr>
<td>U.S. v. Russell</td>
<td>1973</td>
<td>604</td>
</tr>
<tr>
<td>U.S. v. Salerno</td>
<td>1987</td>
<td>257</td>
</tr>
<tr>
<td>U.S. v. Sokolow</td>
<td>1989</td>
<td>599</td>
</tr>
<tr>
<td>U.S. v. Wade</td>
<td>1967</td>
<td>624</td>
</tr>
<tr>
<td>U.S. v. White</td>
<td>1971</td>
<td>601</td>
</tr>
<tr>
<td>Wallace v. Kato</td>
<td>2007</td>
<td>604</td>
</tr>
<tr>
<td>Warshak v. U.S.</td>
<td>2007</td>
<td>601</td>
</tr>
<tr>
<td>Weeks v. U.S.</td>
<td>1914</td>
<td>164, 584, 600</td>
</tr>
<tr>
<td>Wiggins v. Smith</td>
<td>2003</td>
<td>617</td>
</tr>
<tr>
<td>Williams v. Florida</td>
<td>1970</td>
<td>331</td>
</tr>
<tr>
<td>Witherspoon v. Illinois</td>
<td>1968</td>
<td>630</td>
</tr>
<tr>
<td>Wolf v. Colorado</td>
<td>1949</td>
<td>164</td>
</tr>
<tr>
<td>Wolff v. McDonnell</td>
<td>1974</td>
<td>446</td>
</tr>
<tr>
<td>Wong Sung et al. v. U.S.</td>
<td>1963</td>
<td>600</td>
</tr>
<tr>
<td>Yarborough v. Gentry</td>
<td>2003</td>
<td>617</td>
</tr>
</tbody>
</table>
# Tables and Figures

## Tables

### Chapter 1 • The Nature and Extent of Crime in the United States
- **Table 1.1** Categories of Crime 18
- **Table 1.2** Estimated Number of Crimes Cleared by Arrest in United States, 2015 20
- **Table 1.3** Percent of Offenses Cleared by Arrest or Exceptional Means, 2015 24

### Chapter 2 • The Ideological Framework of Crime Control and Explanations for Crime
- **Table 2.1** The U.S. Constitution and Criminal Justice 46
- **Table 2.2** Crime Control versus Due Process Models of Criminal Justice 52
- **Table 2.3** Continuum on Responsibility 59
- **Table 2.4** Robert Merton's Five Modes of Adaptation 77

### Chapter 7 • Jail, Pretrial Release, and Defense Lawyers
- **Table 7.1** Persons under jail supervision, by confinement status and type of program, midyear 2000 and 2006–2014 243
- **Table 7.2** Number of confined inmates in local jails, by characteristics, midyear 2000, 2005, and 2010–2014; yearend 2015 245
- **Table 7.3** 2017 Jail Population Percentages by Selected Characteristics, Prison Policy Initiative 247
- **Table 7.4** Purposes of a Jail 248
- **Table 7.5** Defendants released pretrial for cases disposed in federal district courts, by offense type, FY 2008–2010 253

### Chapter 10 • Sentencing Criminals: Prison or Probation, Life or Death
- **Table 10.1** Types of Felony Sentences Imposed in State Courts, by Offense 349
- **Table 10.2** Federal Sentencing Guidelines 357
- **Table 10.3** Total Number of Death Row Inmates as of April 1, 2017 = 2,843 369
- **Table 10.4** Executions by Region since 1976 as of October 6, 2017 370
- **Table 10.5** Race of Those Executed since 1976, as of October 6, 2017 371
- **Table 10.6** Race of Victims in Death Penalty Cases since 1976, as of October 6, 2017 371

### Chapter 11 • Community Corrections
- **Table 11.1** States That Have Abolished Discretionary Parole 384
- **Table 11.2** Truth-in-Sentencing Requirements, by State 384
- **Table 11.3** Number of persons supervised by U.S. adult correctional systems, by correctional status, 2007 and 2015 385
- **Table 11.4** Characteristics of Adults on Probation, 2005, 2014, and 2015 389
Chapter 12 • Punishments, Prisons, and Prisoners
Table 12.1 Significant Changes in State and Federal Prison Counts from 2014–2015 434
Table 12.2 State Prison Rates per 100,000 Resident Population by Region, 2015 435

Figures
Chapter 1 • The Nature and Extent of Crime in the United States
Figure 1.1 2015 Crime Clock Statistics 23
Figure 1.2 Part I Index Crimes Cleared by Arrest in 2015 26
Figure 1.3 Criminal Justice Funnel 30

Chapter 2 • The Ideological Framework of Crime Control and Explanations for Crime
Figure 2.1 Zone Rates of Male Juvenile Delinquents, Chicago 1927–1933 70

Chapter 3 • The Criminal Justice Decision Network
Figure 3.1 The Criminal Justices System’s Authority 100

Chapter 4 • Policing in American Society
Figure 4.1 The Evolution of American Police 128

Chapter 8 • The Prosecutor’s Decisions and Plea Bargaining
Figure 8.1 The Prosecutor’s Decisions 277

Chapter 9 • Arraignment and Trial
Figure 9.1 The Adjudication Process 307
Figure 9.2 Typical Outcome of Felony Defendants 322

Chapter 13 • Juvenile Justice
Figure 13.1 Age-Crime Curve 471
Figure 13.2 Juvenile Proportion of Arrests 472
Figure 13.3 Arrest Rates of Juveniles for All Offenses 473
Figure 13.4 Arrest Rates by Gender 473
Figure 13.5 Arrest Rates by Race 474
Preface

This book attempts to explain the criminal justice decision-making network in America. Our approach is to examine the decisions that go into criminal justice. We examine how crimes are defined by the legislature and what importance is placed on various criminal acts. We describe the decisions made by police, prosecutors, defense attorneys, judges, correctional officials, and politicians ... all the decisions that affect the individual who is caught in the arms of the law.

Criminal justice decisions do not occur in a vacuum. The values in our democratic society underpin each decision. For example, our Founding Fathers could not have fathomed the technological advances seen within modern day society. Yet the Bill of Rights, over 200 years old, has essentially stood the test of time and guides criminal justice decision making today. We explain that context in light of the founding documents of our society, specifically the United States Constitution, and the applications of those documents made by the United States Supreme Court.

This is not a new approach. Donald J. Newman and Patrick R. Anderson have previously used it, separately and together. Most recently, Risdon N. Slate joined Anderson as a co-author; this volume, with the addition of Lisa Carter, adds a fresh perspective and reflects a further refinement of the decision-making network in keeping with the evolution of crime control in America.

In the past, issues of importance provided context for the book. Today the same is true, but many of the issues have changed. Criminal justice decision makers face the issues of terrorism, border security, legal status of immigrants, efforts to legalize marijuana, human trafficking, the criminalization of mental illness, various technological advances, the expanded use of DNA, a proliferation of guns, and workplace stress. Racial and ethnic divisions within society remain, and female crime is on the rise.

America has always faced issues of the day, but at different times one or the other becomes more pronounced. What remain constant, at least we would hope, are the underlying principles and values of our free society, but even those are altered by events. Interrogation techniques by criminal justice professionals were refined by the Supreme Court decision, Miranda v. Arizona, in the 1960s. But the “War on Terror” of the first decade in the 21st century brought about a number of measures to enhance public safety and constrain civil liberties and led to the establishment of our largest federal agency—The Department of Homeland Security. We continue the assessment of the evolution of this experiment called America and attempt to help students
understand how crises sometimes drive policy and how new challenges to our understanding of the Constitution affect the practices of justice.

This book assumes that other, more advanced, courses exist in a criminal justice curriculum. We do not attempt to provide an exhaustive description of all of the intricacies of criminal justice. Rather we attempt to provide the broad sweep of criminal justice decisions, to whet the appetite of the reader for more detailed information, while at the same time providing a good overall understanding of the decision-making network. Thank you for using our work.
Acknowledgments

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Current graduate student at Seattle University, Lauren Morgan, wrote an outstanding piece on Criminal Justice Theory for the book. We also consulted with some of our past students, now in the professional work of criminal justice, and we have included comments and essays from them in this text, such as those from Booker T. Hodges and Larinda Slater. In addition, prosecutor Will Jay made significant written contributions to the manuscript, as well as reviewed pertinent portions of the text.

We are also grateful to Gary Gross and Robin Tillett at the Lakeland Police Department for their assistance in providing photographs to us for use in the text, as well as Plant City Police Department, and Editor of the Lakeland Ledger newspaper—Lenore Devore. The Florida Department of Corrections assisted us as well.

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