

Working
with
**Female
Offenders**

A GENDER-SENSITIVE
APPROACH



Katherine van Wormer

Working with Female Offenders

A Gender-Sensitive Approach

KATHERINE VAN WORMER



WILEY

John Wiley & Sons, Inc.

This book is printed on acid-free paper. ☺

Copyright © 2010 by John Wiley & Sons, Inc. All rights reserved.

Published by John Wiley & Sons, Inc., Hoboken, New Jersey.

Published simultaneously in Canada.

No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording, scanning, or otherwise, except as permitted under Section 107 or 108 of the 1976 United States Copyright Act, without either the prior written permission of the Publisher, or authorization through payment of the appropriate per-copy fee to the Copyright Clearance Center, Inc., 222 Rosewood Drive, Danvers, MA 01923, (978) 750-8400, fax (978) 646-8600, or on the web at www.copyright.com. Requests to the Publisher for permission should be addressed to the Permissions Department, John Wiley & Sons, Inc., 111 River Street, Hoboken, NJ 07030, (201) 748-6011, fax (201) 748-6008.

Limit of Liability/Disclaimer of Warranty: While the publisher and author have used their best efforts in preparing this book, they make no representations or warranties with respect to the accuracy or completeness of the contents of this book and specifically disclaim any implied warranties of merchantability or fitness for a particular purpose. No warranty may be created or extended by sales representatives or written sales materials. The advice and strategies contained herein may not be suitable for your situation. You should consult with a professional where appropriate. Neither the publisher nor author shall be liable for any loss of profit or any other commercial damages, including but not limited to special, incidental, consequential, or other damages.

This publication is designed to provide accurate and authoritative information in regard to the subject matter covered. It is sold with the understanding that the publisher is not engaged in rendering professional services. If legal, accounting, medical, psychological or any other expert assistance is required, the services of a competent professional person should be sought.

Designations used by companies to distinguish their products are often claimed as trademarks. In all instances where John Wiley & Sons, Inc. is aware of a claim, the product names appear in initial capital or all capital letters. Readers, however, should contact the appropriate companies for more complete information regarding trademarks and registration.

For general information on our other products and services please contact our Customer Care Department within the U.S. at (800) 762-2974, outside the United States at (317) 572-3993 or fax (317) 572-4002.

Wiley also publishes its books in a variety of electronic formats. Some content that appears in print may not be available in electronic books. For more information about Wiley products, visit our website at www.wiley.com.

Library of Congress Cataloging-in-Publication Data:

Van Wormer, Katherine S.

Working with female offenders : a gender-sensitive approach / Katherine van Wormer.

p. cm.

Includes bibliographical references and index.

ISBN 978-0-470-58153-7 (pbk. : acid-free paper)

1. Women prisoners—United States. 2. Women prisoners—Counseling of—United States. 3. Female offenders—United States. I. Title.

HV8738.V38 2010

365'.660820973—dc22

2009038774

Printed in the United States of America

10 9 8 7 6 5 4 3 2 1

Working with Female Offenders

PREFACE

In the summer of 1974 I was given free rein at Alabama's Julia Tutwiler Prison for Women to do research for my dissertation on gender role behavior within a unisexual environment. My primary aim was to study intimacy among women, the prison families they form, and masculine roles that some of the inmates adopt. My hidden agenda, though, unknown to the administrators or my dissertation committee, was to work toward prison reform. If conditions were sufficiently bad, my plan was to seize the opportunity to later make those conditions public.

I achieved the first goal at the Julia Tutwiler Prison—I learned about the close-knit relationships and gender role behavior in an all-female environment, but there was no need to pursue the second. The physical environment left much to be desired: 30 women were crammed into each cell and forced to endure the Alabama heat without much ventilation or air conditioning. Yet the social environment was, for the most part, as good as could be expected. The people who worked there, except the one male officer, were kind and attentive to the women's needs. The warden was innovative and nurturing toward her charges. The stories I heard from staff and inmates during those hot summer afternoons behind bars were alternately harrowing and moving; the most memorable were downright funny. The theme of the humor was getting one over on the authorities or some of the sexual antics taking place. But beyond the humor loomed the personal tragedies borne of poverty and abuse that had brought so many of the women to this wretched place. In the end, my dissertation was just another dull quantitative thesis. But the memory of my sojourn with the women of Julia Tutwiler Prison has stayed with me forever.

At the time of my prison research, some of the women who did well were being transferred into community residential centers. And progressive programs, such as university courses for credit, were offered to staff and inmates in the evening. Many of us—prison reformers and correctional staff—thought without voicing it that prison reform was right around the corner. Who among us then would have had even an inkling that in the next quarter century or so, after years of “zero tolerance” for drug use and crime, that conditions at

Julia Tutwiler (as elsewhere) would grow infinitely worse? Who would have believed that the population in the same old facility would triple in size? Or that a death row would be built there? Or that men would fill most of the staff positions? Who would have believed life sentences being handed down for conspiracy to sell drugs? Who would have thought that over 30 years later I would be writing the book that I did not feel I needed to write then?

That experience is only one incentive for writing this book. The other concerns a gap in the literature on innovative programming for female offenders. The material on correctional counseling is vast but not widely dispersed, while the material on correctional counseling with females is seriously limited. There is a need to synthesize and organize what is known about gender-specific programming from journal articles and workshops so that it is available in a readable form in one source. I experienced this need first as an instructor of criminal justice preparing students to enter the field of corrections and more recently as I taught counseling skills as a professor of social work. Now I have a chance to write the book to fill a gap in the literatures of both counseling and criminal justice.

From a gender-sensitive, feminist perspective, this book explores the special needs of girls and women within a system designed by men for male offenders. This book is timely in light of promising developments that are taking place at every level of the criminal justice system, the trend toward meaningful treatment and away from mandatory prison terms for drug offenders (see Greene and Pranis, 2006).

ORGANIZING FRAMEWORK AND RATIONALE

This volume is organized around this question: How can the criminal justice system be reshaped and reconceptualized to address the needs of offenders who are often themselves victims of abuse (early childhood and otherwise)? The focus of this book is on girls and women. In the belief that interventions that benefit women (e.g., parenting training and stress management) can also benefit men, I urge others to pursue the task of adapting the motivational techniques and restorative strategies presented in this book to the often-overlooked needs of boys and men who have gotten into trouble with the law.

An underlying assumption of this book is that the current male-oriented processes and predominant criminal thinking/behavioral therapies are flawed in themselves and not appropriate to the populations on which they are used. A related assumption with which few would disagree is that today's heavy reliance on incarceration takes a toll on the family and community and does little to promote rehabilitation. Relevant to female offenders, an alternative

approach is needed, one that corresponds to what we know about female growth and development and about the mental and substance use disorders so prevalent among members of this population.

This book is geared not for professional counselors alone but also for persons who work or plan to work in some capacity—as correctional officers, counselors, lawyers—with female offenders and who desire to learn about evidence-based, gentler approaches for work with girls and women in trouble with the law. Probation officers, who increasingly are expected to engage in case management, should find the treatment guidelines of some use as well. *Working with Female Offenders* thus can serve as a professional handbook, as a textbook, or as supplemental reading in a variety of college courses related to corrections and to women's issues. Criminal justice students can benefit by learning the hands-on skills—anger management, motivational interviewing, conflict resolution, listening skills, for example—and social work students can benefit from a familiarity with the setting and preparation for work with involuntary clients.

Working with Female Offenders has as its major purpose to offer a gender-based framework that incorporates elements of motivational enhancement from psychology, a strengths perspective from social work, and restorative justice from criminal justice, a framework that can be tailored to the study of women involved at various levels of the criminal justice system. These concepts are rapidly gaining momentum within the criminal justice circles (especially in probation and other community corrections work), but they are not articulated in an integrated fashion for a wider criminal justice audience. This book aims to fill the gap in the literature of both the helping professions and criminal justice. Although counseling and social work provide the direct skills and knowledge, criminal justice provides the field, the milieu, within which these methods are to be applied. To help prepare people for work in the field of corrections, chapters are devoted to the nature of female crime and to the institutional settings in which much of the female-specific programming is designed to take place.

Despite the fact that most people who seek counseling are female, there are practically no comprehensive guidebooks available to help mental health practitioners understand the unique physical, emotional, and sociocultural issues affecting women. This book joins the very few recent books in existence on counseling techniques designed especially for women, such as Kopala and Keitel's (2003) *Handbook of Counseling Women* and Sanville's (2003) *Therapies with Women in Transition*. If books on gender-specific therapy and treatment are rare, manuals on counseling female offenders are rarer still. *Counseling Women in Prison* by Jocelyn Pollock (1998) and *Assessment*

and Treatment of Women Offenders by Kelley Blanchette and Shelley Brown (2003) are notable exceptions and welcome additions to the literature. A major contribution to the literature is the publication offered by the National Institute of Corrections developed by Bloom, Owen, and Covington (2003), which describes the background characteristics of women offenders, presents the rationale for gender-responsive treatment, and offers specific guidelines for using gender-responsive strategies.

According to a recent report from the National Institute of Justice, today's criminal justice workers are expected to do much more than client referral; they are expected to utilize case management techniques to help their clients get integrated into the community (law-abiding community). Criminal justice practitioners and students, therefore, can benefit by gaining familiarity with basic counseling skills, such as anger management, conflict resolution, and listening skills, and practitioners trained in counseling and social work can benefit from gaining familiarity with the setting and preparation for work with involuntary clients.

A second major objective of this book is to critically examine relevant correctional policies and practices, including the treatment of girls in the juvenile justice system and the different treatment modalities that are being used today, the relevance of restorative justice to female crime victims, and the treatment of women in prison in the context of human rights issues.

A CAUTIOUS OPTIMISM

I write this book in a spirit of guarded optimism. My optimism stems largely from the conscious realization of the obvious: The pendulum has swung so far in one direction—to the punitive right—that there is no other way for it to go but downward toward the other side. Alternative interventions such as drug courts for first-time drug offenders are cropping up everywhere, bolstered by federal and state funding. At the same time, there is a new impetus toward treatment, especially for persons placed on probation. For parolees, there is considerable funding for reentry into society. In Iowa, for example, the numbers of persons under correctional supervision have risen far faster than the capacity to contain them. Offender substance abuse treatment is in big demand. Meanwhile, the victims' assistance movement continues to gain strength and momentum across the country, creating more opportunities for practitioners to work with victims and their families. Recent initiatives are taking place to promote healing of victims and their families through victim-offender conferencing.

FEATURES OF THE BOOK

Based on the knowledge provided in this book, readers should acquire an understanding of the dynamics of female gang delinquency and adult violent and nonviolent criminality, a global perspective on crime and punishment and treatment innovations, and an understanding of the pathways to crime across the life course. From a practice standpoint, readers of this volume will become familiar with innovative programs from across the United States, Canada, and Britain, such as those designed for new mothers and their infants in prison and effective gender-based programs for girls in detention.

This book offers these features:

- A detailed rationale for the use of a gender-sensitive framework for counseling female offenders on matters specific to their gender, such as sexual trauma and battering
- Practical guidelines for case management interventions, teaching skills of communication, assertiveness, and anger and stress management for female offender populations
- A focus on the pathway to addiction problems among girls and treatment to help them reduce the harm to themselves and others
- Illustrations from firsthand narratives by women who have been there
- Attention to international human rights issues and inclusion of documentation from international organizations such as Human Rights Watch
- Boxed readings on such topics as mothers who have killed their children, prison homosexuality, drug smuggling, and AIDS in prison
- Up-to-date statistics on criminal activity and imprisonment from such sources as the Bureau of Justice Statistics and Statistics Canada

Unique to this book compared to others in the field is:

- The inclusion of a chapter on the theoretical foundation for a gender-specific approach
- A biopsychosocial approach to female crime and delinquency
- Linking the antifeminist backlash in society to punishment of women in trouble with the law
- Inclusion of the latest scientific information on biological factors (e.g., brain research) in criminal behavior
- A critique of the criminal thinking/behavioral model that is widely used in criminal justice and substance abuse treatment circles in comparison with a gendered, strengths-based approach
- Outlining the techniques of motivational enhancement for female offenders

Because there is much we can learn from other countries, we explore innovative victim/offender programs in Canada, New Zealand, Britain, as well as the United States; become familiar with victim/assistance programs; survey the techniques of the strengths/empowerment approach for work with women clients in many capacities; and study the rudiments of substance abuse counseling for helping female offenders with addiction problems. Statistical documentation is provided whenever possible concerning the nature of female crime and victimization and the effectiveness of programs geared toward offender/victim populations.

ORGANIZATION OF THE BOOK

Working with Female Offenders is divided into four sections of one to four chapters each.

The journey we will be taking in the book follows Carol Gilligan's scheme for personal growth and development; the progression is from pathways to delinquency and crime, to work on issues of relationship and self-concept, to the healing that is integral to restorative justice strategies.

After an overview, Part I focuses on the principles of gender-sensitive counseling. Chapter 1 makes the case for gendered female offender treatment. Informed by the theoretical framework of Gilligan's relational theory, the chapter makes the case for a gender-specific approach for meeting the needs of female offenders. Arguments for a gender-specific approach are based on biological and developmental research that pinpoints male-female differences. The second part of the chapter introduces relevant concepts that will serve to guide the remaining chapters of the book.

Part II has as its major concern pathways to crime for juvenile and adult female offenders. Chapters 2 and 3 are concerned with the nature of girls' offending and women's involvement in crime. The pathways to crime (e.g., via addiction, criminal connections often through their partner) are described, as are gender-sensitive programs for girls, including restorative justice innovations.

Part III takes us into the parameters of the women's prison with attention to challenges of working in a total institutional setting. In order to provide empirical documentation of the unique needs of women inmates, I conducted a mail survey of 82 federal and state prison facilities in the United States that incarcerate women. The results are presented in Chapter 4. Other topics discussed in this chapter are boundary issues between staff and inmate, mental health care needs, and inmate-to-inmate relationships. Human rights standards are discussed in terms of professional treatment and pitfalls.

The two chapters of Part IV are devoted to specific skills for empowerment and addiction counseling. Chapter 6 develops a five-stage gender-sensitive empowerment model to address the needs of women on probation, parole, and in detention. The focus is on establishing a working relationship with involuntary clients, developing a language of strengths, and enhancing motivation for treatment. Chapter 7 concludes the book with a detailed discussion of feeling work with an emphasis on recovery from past victimization and trauma. That there is no clear dichotomy between victim and offender is a major underlying assumption of this chapter and this book. Over half of the women in prison are victims of early childhood sexual and/or physical abuse. The link to crime might have come via substance abuse or self-destructive relationships with abusive criminal men. Healing is a major theme. Because of the incredibly heavy occurrence of substance abuse in female involvement in crime and victimization, addictions treatment content is integrated throughout the text. Counseling approaches directed toward helping victims reclaim their lives as survivors are provided. My knowledge and special interest in the healing powers of restorative justice strategies inform these two treatment chapters as well as discussions of work with juvenile offenders. *Working with Female Offenders* offers these features:

- Presentation of a strengths/empowerment/restorative framework for counseling women in crisis
- Attention to the impact of the feminist movement and antifeminist backlash with regard to legal issues of special relevance to women as women
- Delineation of the basic precepts of restorative justice for holding offenders directly accountable to their victims
- The offering of practical guidelines for teaching skills of anger management, communication, and stress management from a gender-specific perspective
- The sharing of narratives from personal interviews with female offenders and correctional counselors
- Documentation of the claim that the war on drugs is a war on women of color
- Special attention to such controversial topics as prison homosexuality, AIDS in prison, girls in the gang, and women on death row
- Up-to-date statistics on crime and punishment from government resources such as the Bureau of Justice Statistics, the Office of Juvenile Justice and Delinquency Prevention, and Statistics Canada
- Infusion of content on strengths-based, motivational enhancement, and attention to evidence-based research on treatment intervention protocols

Central to *Working with Female Offenders* is the argument that on both the policy and practice levels, the time is ripe for change, for a radical restructuring of our court and correctional systems, for a focus more on accountability of the offender to the community and victim, and for a deemphasis on punishment and revenge in favor of helping people turn their lives around. The need for restructuring is evidenced in high recidivism rates within the system that are perhaps related to the denial of the salience of gender roles, power imbalances, and other social constructs that are at the root of many problems affecting women's criminal behavior. Women face unique challenges and have needs that call for counseling strategies tailored to fit gender-specific challenges. With regard to gender-sensitive treatment, we should never underestimate the power of an approach based on strengths and possibility rather than on the probability of failure. A philosophy based on hope and optimism may not change all or even most people. But, in the final analysis, it is the only thing that will effect change. The belief that people can and do change is a guiding theme of this work. The challenge to embark on such a change effort is a big one.

So let us begin . . .

ACKNOWLEDGMENTS

I want to extend appreciation to the women in prison and administrators of correctional institutions who contributed personal statements and narratives for this book. Special gratitude is owed to Rachel Livsey, Senior Editor for social work and counseling, for believing in this project from the start and who guided it through fruition. I also want to recognize the contributions of my MSW graduate assistants, Renée Barbu, who provided not only clerical assistance but also took the initiative to obtain personal comments and interviews from across the correctional system, and Margaret Martinez, whose help in the final stage of the proofreading was invaluable. The University of Northern Iowa deserves thanks for providing me with a Graduate College Summer Grant that helped provide a block of time for the pursuit of this project.

ABOUT THE AUTHOR

Katherine Stuart van Wormer is a native of New Orleans. She was active in two civil rights movements: one in Chapel Hill, North Carolina, and the other in Belfast, Northern Ireland. After teaching English for three years in Northern Ireland, van Wormer got a PhD in sociology from the University of Georgia; her dissertation was on the gender role behavior at the women's prison in Alabama. In 1983, van Wormer returned to graduate school to get an MSSW from the University of Tennessee-Nashville. Van Wormer worked as a substance abuse counselor in Washington State and Norway for four years. The author of 14 books, van Wormer most recently has authored or coauthored *Woman and the Criminal Justice System* (Allyn & Bacon); *Death by Domestic Violence: Preventing the Murders and the Murder-Suicides* (Praeger); *Human Behavior and the Social Environment, Micro Level and Macro Level* (two-volume set, Oxford University Press); *Addiction Treatment: A Strengths Perspective* (Cengage); and *Restorative Justice Across the East and the West* (Casa Verde), all published from 2007 to 2009. Katherine van Wormer has taught extensively in academic departments of sociology, criminal justice, and social work. The framework adapted for the current book is at the intersection of these three fields.

CONTENTS

<i>Preface</i>	vi
<i>Acknowledgments</i>	xiv
<i>About the Author</i>	xv
Part I: Gender-Sensitive versus Gender-Neutral	1
Chapter 1: A Gendered Approach	3
Part II: Pathways to Crime	23
Chapter 2: Traditional and Gender-Sensitive Treatment for Delinquent Girls	25
Chapter 3: The Nature of Women's Crime	63
Part III: Working in Correctional Institutions	97
Chapter 4: Women in Prison	99
Chapter 5: Gender-Sensitive Programming within Institutional Settings	139
Part IV: Skills for Correctional Counselors	185
Chapter 6: Counseling the Female Offender	187
Chapter 7: Teaching Life Skills and Promoting Healing	219
<i>Epilogue</i>	257
<i>References</i>	263
<i>Index</i>	291

Part I

**GENDER-SENSITIVE
VERSUS
GENDER-NEUTRAL**

