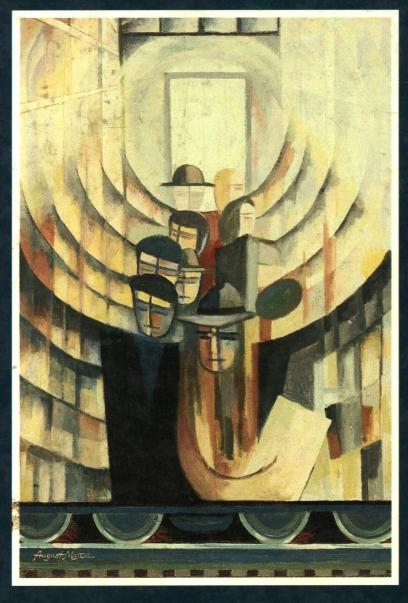
CRIME & CRIMOLOGY



Jay Livingston

Crime and Criminology

JAY LIVINGSTON

Montclair State College



Prentice Hall Englewood Cliffs, New Jersey 07632 Livingston, Jay.
Crime and criminology / Jay Livingston.
p. cm.
Includes bibliographical references and index.
ISBN 0-13-192782-5
1. Criminology. 2. Crime--United States. I. Title.
HV6025.L537 1992
364--dc20
91-27015
CIP

Acquisitions editor: Nancy Roberts Editor-in-chief: Charlyce Jones Owen

Cover art: Straphangers 5 Lex, 1949, by August Mosca. Courtesy of Grand Central Art Galleries.

Marketing manager: Roland Hernandez

Editorial/production supervision: Mary Kathryn L. Bsales

Copy editor: Eleanor Ode Walter Designer: Levavi & Levavi/Amy Rosen

Cover design: Circa 86 Prepress buyer: Kelly Behr

Manufacturing buyer: Mary Ann Gloriande Supplements editor: Sharon Chambliss Editorial assistant: Pat Naturale

Credits—Photos: ONE: The Bettmann Archives; TWO: Laimute E. Druskis; THREE: United Nations; FOUR: Teri Leigh Stratford; FIVE: Weston Kemp; SIX: AP/Wide World Photos; SEVEN: Pitkin/Baker; EIGHT: AP/Wide World Photos; NINE: N.Y. Convention and Visitors Bureau; TEN: National Library of Medicine; ELEVEN: Eugene Gordon; TWELVE: UPI/Bettmann Newsphotos; THIRTEEN: Eugene Gordon; FOURTEEN: Stan Wakefield; FIFTEEN: Laimute E. Druskis; SIX-TEEN: Charles Gatewood; SEVENTEEN: Laimute E. Druskis: p. 448—RESPECT Words & Music by Otis Redding, Copyright © 1965 East Memphis Music & Time Music. Copyright assigned to Irving Music, Inc. (BWI) 1982. All rights reserved. International Copyright Secured.



© 1992 by Prentice-Hall, Inc. A Simon & Schuster Company Englewood Cliffs, New Jersey 07632

All rights reserved. No part of this book may be reproduced, in any form or by any means, without permission in writing from the publisher.

Printed in the United States of America
10 9 8 7 6 5 4 3 2 1

75BN 0-13-192782-5

Prentice-Hall International (UK) Limited, London
Prentice-Hall of Australia Pty. Limited, Sydney
Prentice-Hall Canada Inc., Toronto
Prentice-Hall Hispanoamericana, S.A., Mexico
Prentice-Hall of India Private Limited, New Delhi
Prentice-Hall of Japan, Inc., Tokyo
Simon & Schuster Asia Pte. Ltd., Singapore
Editora Prentice-Hall do Brasil, Ltda., Rio de Janeiro

Preface

ANOTHER CRIMINOLOGY TEXT?

"So why don't you write one?"

Some colleagues and I were sitting around a hotel room in Baltimore one evening at a sociology convention. I was running through my usual list of complaints about criminology textbooks, for several years of teaching the subject had sharpened my ability to point out what was wrong in these books. I had assigned one or two that I thought dealt with the subject in a serious way, presenting research findings as they related to each topic. But my students had consistently found these books frustratingly dull and inconclusive. I had to admit, the writing often sounded like a social science "review of literature"—e.g., "Schav (1977) found this, but Kugel and Cholent (1981) found that, while Knaidlach (1982) using a different measure found something else." I also have looked at books that might have appealed to the students but which I rejected as oversimplifying complicated issues. Too many of them gave scant attention to some central but difficult issues like race and social class. Books that did devote more than two pages to these topics tended to be ideologically one-sided and tendentious. What was a teacher to do?

Some of the others in the room added their own complaints about text-books in the courses they taught. But someone finally asked me: "So why don't you write one?" The question wasn't meant as a challenge but rather as a suggestion, even as encouragement.

Several years later, you are now holding the results. During those years, I learned something about crime and criminology and about writing textbooks. I have also changed in my sympathy and respect for the authors of other textbooks. Every book, certainly this one, has its flaws—its errors and omissions. The errors are the result of the author's own limitations and perhaps the limitations of criminology itself. The omissions are the result of the necessity of making choices, choices about what to include and what to leave out. One criminologist who read earlier drafts of this book suggested that the introduction include an explanation of hypothesis-testing and mathematical modeling. Another wanted more thorough treatment of certain sociological theories. Still another suggested cutting back the material on the criminal justice system. And there were others. Some of these suggestions I incorporated, others I did not. In these decisions, I am grateful for the advice of my editors, who said on more than one occasion, "It's your book."

Throughout the writing of this book, I tried to keep three main goals in mind: first, to treat the various topics seriously, trying to answer the kinds of questions that students might ask; second, to address these questions with systematic evidence from actual research; and third, to present this material in a way that kept it interesting.

AN OVERVIEW OF THE BOOK

Part One. In the introductory chapter I try to make the case for evidence-based thinking about crime, for criminology differs from everyday talk about crime not so much in its ideas but in its use of evidence to test those ideas. Chapter Two asks the question, "Why is crime a problem?" and looks at crime as a political issue during the last quarter century. Chapter Three describes some of the difficulties of counting crime as well as the results of different methods of counting. It also gives some data on long-range trends in crime (mostly in the United States)—especially the puzzling decline in urban crime in the late 19th century—and it offers two competing explanations of those trends. Chapter Four presents evidence on the relation of crime to four demographic variables—age, race, sex, and social class—and tries to show why different sources of information (self-reports and arrests) give different answers.

Part Two. The first three chapters of this section examine in more detail the crimes usually known as "Index crimes" (though aggravated assault appears mostly in the category of family violence). Evidence from descriptive research—quotations from interviews with typical criminals—gives something of the flavor of ordinary street crime. The quantitative evidence should help in evaluating different explanations of these crimes. The next two chap-

ters take a similar approach to organized crime and white-collar crime, two topics where, unfortunately, criminology must usually make do with case studies rather than quantitative data.

Part Three. Criminological theory is the topic that, from the student's perspective, carries the greatest potential for drugery. I have done my best here to present the classic statements on crime in a way that makes them as vital to students as they have been to criminologists. The order of presentation for both the biological/psychological and the sociological theories is for the most part chronological. In an earlier draft, I tried to place these ideas into categories (structural/cultural/process), but too many of the theories crossed these boundaries.

Part Four. Doing something about crime is usually the specific province of the criminal justice system—the police, the courts, and the prisons. In each of these sections, I try to focus on the effect these institutions have on crime. Of course, some side issues were too interesting or too important to leave out. Chapter Thirteen, therefore, besides discussing the police as crime-fighters, also has some historical material on the police as well as a discussion of police misconduct. Chapter Fourteen outlines the reasons for our adversarial court systems and for some of the due-process protections (those notorious "technicalities") that derive from the Constitution. The final three chapters are about prison, though they contain almost nothing about the internal dynamics, the sociology and psychology, of prison life. Instead, I focus on the question of how (if at all) prisons serve as an antidote to crime. To what extent and at what cost does the criminal justice system rehabilitate, deter, or incapacitate criminals?

ACKNOWLEDGMENTS

I came by most of the ideas and information in this book in the course of years of teaching criminology. To all those people—students, colleagues, friends—who asked questions, offered ideas, or just listened as I tried to sort my thoughts; to them, though they are far too numerous to list here, I owe the largest debt of gratitude. I have also benefited from the advice of the reviewers who read earlier drafts of the manuscript: Mitchell Chamlin, University of Oklahoma; Richard J. Lundman, Ohio State University; Sarah L. Boggs, University of Missouri-St. Louis; Richard Vandiver, University of Montana; Lawrence Rosen, Temple University; and Russell Craig, Ashland University. Comments on various sections of the manuscript and discussion of specific issues came from colleagues, friends, and others in the field: Candace Clark, David Dodd, Sylvia J. Ginnot, Jennifer Hunt, Roger Lane, S. A. Livingston, Peter Reuter, Wesley Skogan, and Amy Srebnick.

xvi PREFACE

Thanks also to Bill Webber and Nancy Roberts, editors at Prentice Hall, for their encouragement, to Katy Bsales and the rest of the Prentice Hall production staff, and to the Word Perfect Corporation, without whose software I probably could never have completed this manuscript.

Finally, a very special thanks to my wife, Joan Tedeschi, for her love and support throughout the entire project.

J. L.

Contents

PREFACE xiii
Acknowledgments xv

1 INTRODUCTION

1

ON SCIENTIFIC THINKING AND OTHER MATTERS, OR WHAT DO I KNOW THAT A 16-YEAR-OLD DOESN'T KNOW? 2

· 是这一一次数十二个概要,不是是一个可能的一个逻辑的,多数数据的数据数据,不能被引入的数据,不是要引入的数据的对象数据的,可能能够不够的数据的,不能能够不断的

一個的一個個的 100個的 1

Evidence 2
Logic and Common Sense 3
The Fire Sermon 3
Evidence—Systematic and Anecdotal 4
Death by Water 5
Variables 6
Defining and Measuring Variables 6
Social Science Generalizations 8
WHAT YOU WILL NOT FIND IN THIS BOOK 8

PART ONE WHAT WE KNOW AND HOW WE KNOW IT

2 THE CRIME PROBLEM

10

FEAR OF CRIME 11

How Important Is Fear of Crime? 13
Fear of Crime and the Urban Problem 15
Who's Afraid? 16
Fear and Familiarity 20
Reading the "Signs of Crime" 21
Crime, Fear, and Community 25

Anti-Crime Design 27 THE MEDIA AND FEAR OF CRIME 29 Images and Realities 30 Crime Waves—In the Streets and in the Media 31 Making Waves 32 Prime Time Crime 35 CRIME, RACE, AND POLITICS 37 What "Crime" Means 39 Liberal and Conservative 40 Fear of Crime, Concern with Crime 41	
Images and Realities 30 Crime Waves—In the Streets and in the Media 31 Making Waves 32 Prime Time Crime 35 CRIME, RACE, AND POLITICS 37 What "Crime" Means 39 Liberal and Conservative 40	
Crime Waves—In the Streets and in the Media 31 Making Waves 32 Prime Time Crime 35 CRIME, RACE, AND POLITICS 37 What "Crime" Means 39 Liberal and Conservative 40	
Making Waves 32 Prime Time Crime 35 CRIME, RACE, AND POLITICS 37 What "Crime" Means 39 Liberal and Conservative 40	
Prime Time Crime 35 CRIME, RACE, AND POLITICS 37 What "Crime" Means 39 Liberal and Conservative 40	
CRIME, RACE, AND POLITICS 37 What "Crime" Means 39 Liberal and Conservative 40	
What "Crime" Means 39 Liberal and Conservative 40	
Liberal and Conservative 40	
rear of Crime, Concern with Crime 41	
SUMMARY AND CONCLUSION 43 NOTES 45	
3 THE NUMBERS GAME: COUNTING CRIME	49
SO MUCH CRIME 50	
CONSTRUCTING A CRIME INDEX 52	
Making Crime Reporting Uniform 52	
The FBI's Index Crimes 54	
Computing Crime Rates 55	
Crime: What to Count? 56	
Population: Who—or What—to Count? 57	
What Crime Rates Mean—and What They Don't Mean 60 THE UCR IN THE REAL WORLD 61	
Unreported Crime—The Dark Figure 61	
Other Sources of Crime Statistics 62	
Off the Record—the Police and Crime Statistics 65	
How Accurate Are Victimization Surveys? 67	
Official Data and Survey Data—A Comparison 68	
Rereading the Headlines 70 COMPARED WITH WHAT? 70	
U.S.A.—We're Number One 72	
DON'T KNOW MUCH ABOUT HISTORY? 73	
CRIME IN U.S. HISTORY 76	
How Wild Was the West? 78	
Meanwhile, Back in the East 80	
Explaining the Past—The Triumph of Morality? 85	
Explaining the Past—The Impact of the Industrial City 87	
That Was Then; This Is Now 89	
SUMMARY AND CONCLUSION 90	
NOTES 92	
4 WHO COMMITS CRIMES?	95
CRIME AND SEX 97	
It's a Man's World 97	
Information about Criminals—Official Sources 97 Other Measures of Crime—Victimization Surveys 99 Self-Report Studies 99	

Self-Reports and Arrests—Explaining the Differences 100 Arrests as a "Carnival Mirror" 100 Arrests as a "Coarse Net" 101 Seriousness and Self-Reports 102 Serious Crime: Self-Reports and Victimizations 103 Feminism and the New Female Criminal 103 A New Female Criminal? 104 "She Could Steal, But She Could Not Rob" 105 Summing Up 106 SOCIAL CLASS 107 Ideology, Facts, and Policies 108 Who Is Right?—Why There Is No Simple Answer 108 Defining Terms—Social Class 109 Separating the Men from the Boys 111 Measuring Crime: Arrests 111 Other Measures of Crime—Victimization Surveys 113 Self-Reports 115 Class and Underclass 118 Individual and Neighborhood 118 Whose Status? 119 Summing Up 120 **RACE** 121 Race and Biology 121 Race and Ethnicity 123 Race and Crime in America 124 Explaining Black Crime 126 Cultural Explanations 127 The Family Reconsidered 128 White Racism, Black Crime 129 Summing Up and a Personal Note 132 **AGE** 133 Explaining the High-Crime Years 135 Birth Rates and Crime Rates 136 Crime and the Baby Boom—Explanations 138 Deterrence—The View from the Right 139 Demographic Overload—Barbarians at the Gate 140 Big Cohorts, Small Prospects 140 SUMMARY AND CONCLUSION 142 NOTES 143

PART TWO CRIMES AND CRIMINALS

5 VIOLENT CRIMES, PART I: HEAVY DUDES 148

MURDER 149 PRIMARY HOMICIDE 149

> The Interactionist Perspective: The Murder Scenario 152 The Cultural Perspective: Attitudes and Actions 154

The Structuralist Perspective: Murder and Inequality 158 "Guns Don't Kill People"—Or Do They? 160 **FELONY MURDERS** 161 Robbery Murder 162 In Cold Blood: Planned Murder 163 Mass Murder 164 Summing Up 167 What, If Anything, Is to Be Done? 168 ROBBERY 168 What Is Robbery? 169 Types of Robbery, Types of Robber 170 Mugging—The Crime in the Streets 173 Money 174 Violence 175 Violence: Expressive and Instrumental 176 Violence: Psychological Trait or Acquired Taste? 179 **ROBBERY AND SOCIETY** 182 The Decline and Rise of Bank Robbery 182 Highway Robbery 185 SUMMARY AND CONCLUSION 186 NOTES 187 6 **VIOLENT CRIMES, PART II:** WOMEN AND CHILDREN **RAPE** 193 How Much Rape? 193 The Social Distribution of Rape 195 Race and Rape 195 Explaining Rape 197 The "Normality" of Rape 199 Rape and Inequality 199 Rape Culture and Rape Myths 201 Rape and Pornography 202 Rape and the Legal System 205

192

Summing Up and Conclusion 208 **DOMESTIC VIOLENCE** 208

Is Domestic Violence a Crime? 209

Victims, Police, and Attorneys 206

WIFE BEATING 210

Changes in Attitudes 210 Changes in Knowledge 210 Who Abuses? 211 Explanations 212

Why Do They Stay? 213

Changes in Policy 214
CHILD ABUSE 216

How Much Child Abuse? 218
Who Commits Child Abuse? 218
Why Child Abuse? 219

Sexual Child Abuse 220 The Difficulty of Prosecution 221 LOOSE ENDS AND A FINAL WORD 222 NOTES 224	
7 PROPERTY CRIME	<i>230</i>
Residential Burglaries 232 Easy Come—The Opportunists 233 The "Good" Burglar 234 A Little Help from Their Friends 235 Career Paths in Burglary 236 Commercial Burglaries 237 Preventing Burglary 239 LARCENY 241 Explaining Larceny—Supply and Demand 242 Snitches and Boosters 244 Good Fences 246 Staying Free 248 The Sting 250 MOTOR VEHICLE THEFT 251 Counting Vehicle Thefts 252 Joyriding 252 From Joyriding to Professional Theft 254 The Marketplace: Demand and Supply 255 Chop Shops 256 Other Vehicles 257 Insurance Fraud 258 SUMMARY AND CONCLUSION 259 NOTES 260	
8 ORGANIZED CRIME	264
MAFIA OR MYTH? 267 A BIT OF HISTORY 269 Criminal Gangs 270 The Mafia in Italy and America 271 Prohibition and the Roaring Twenties 273 The Mafia in the Age of Television 275 HOW IS ORGANIZED CRIME ORGANIZED? 277 UNORGANIZED CRIME 279 Bookmaking 279 The Numbers 282 Loansharks 284 Drugs 288 OTHER CRIMES, OTHER RACKETS 290 Crime, Business, and Labor 290 "A Government for Wiseguys" 294 SUMMARY AND CONCLUSION 296 NOTES 297	

	9 WHITE-COLLAR CRIME	<i>301</i>
	DEFINING WHITE-COLLAR CRIME 304 HOW MUCH WHITE-COLLAR CRIME IS THERE? 306 EXPLAINING WHITE-COLLAR CRIME 308 External Forces—The Market 309	
	Internal Forces—Corporate Culture 310 CONTROLLING WHITE-COLLAR CRIME 312	
	The Pinto 312 Prosecution and Its Alternatives 313 Criminal Laws and Corporate Crimes 314 Prosecuting Corporate Crime 315 Prosecution or Regulation? 317	
	Deterrence or Compliance? 318 SUMMARY AND CONCLUSION 321 NOTES 322	
PART	THREE THEORIES OF CRIME	
	10 BODY AND SOUL: BIOLOGICAL AND PSYCHOLOGICAL THEORIES	<i>325</i>
	THEORIES OF CRIME—AN INTRODUCTION 326	
	Beccaria and Classical Theory 327	
	BIOLOGICAL AND PSYCHOLOGICAL THEORIES OF CRIME 329	
	Lombroso Discovers the Born Criminal 330	
	Positivism 332	
	The Lombroso Legacy 333	
	Mind and Body in America 334 Policy and Ideology 334	
	Body Types 335	
	Chromosome Abnormalities 336	
	All in the Family 337	
	Twins—Fraternal and Identical 338	
	Fathers and Sons 339	
	Biological Explanations of Crime: Methods, Usefulness,	
	and Ideology 340	
	FROM BIOLOGY TO PSYCHOLOGY 341	
	Conscience and Conditioning 342	
	Physiology and Conditioning 343	
	Responsiveness and Sweaty Palms 343 Beyond Behaviorism 344	
	Beyond Behaviorism 344 The Freudian Perspective 345	
	Conscience à la Freud 345	
		2.46
	Psychopathy and Sociopathy—The Born Criminal Revisited	346 l 346
	Discovering Pathology 347	1 340
	Crime as a Disease 348	

Minnesota, Hats Off to Thee 350 The Criminal Personality 352 Mind and Brain 354 CRITICISMS AND CONCLUSIONS 356 NOTES 359 11 TALKING HEADS: SOCIOLOGICAL THEORIES, 361 PART I THE SOCIOLOGICAL PERSPECTIVE 362 Rates and Cases 363 Evil Effects, Evil Causes? 364 MERTON AND ANOMIE 366 Means and Ends 366 Conditions for the Class-Crime Connection 367 Relative Deprivation and Social Structure 368 Adaptations to Anomie 370 Criticisms of Merton 371 CRIME AND CULTURE 373 Social Pathology, Social Disorganization 373 Social Ecology and Natural Zones 374 Sutherland and Differential Association Theory Learning and Meaning 378 Evaluating Differential Association Theory 379 Noble Experiments 381 **CLASS AND CULTURE** 383 The Delinquent Subculture 383 Middle-Class and Lower-Class Culture 384 Adaptations 385 Walter Miller and Lower-Class Culture 386 Focal Concerns 386 Covert Commitment 387 Lower-Class Institutions 388 Subcultures and Opportunities 390 Opportunity—Legitimate and Illegitimate 391 WHERE DO WE GO FROM HERE? 395 **NOTES** 396 12 SOCIOLOGICAL THEORIES, PART II 398 **CRIME AND CULTURE RECONSIDERED** 399 "Drift" and "Neutralizations" 399 Two Kinds of Norms 401

Norms and Enforcement 402

Labeling Theory 402
CONFLICT AND CONSENSUS 405
The Marxist Legacy 406
A Touch of Class 407

What About Street Crime? 409
Criticisms of Radical Theory 411
CONTROL THEORY 413
Travis Hirschi's Control Theory 414
Attachment to Parents 415
Attachment to Peers 416
Attachment to School 417
Commitment 418
Involvement 419
Belief 419
The Last Word 420
NOTES 424

PART FOUR THE CRIMINAL JUSTICE SYSTEM

13 SOMETHING BLUE: THE POLICE

427

WHY POLICE? 428

Enforcing—and Not Enforcing—the Law 428

WHAT THE POLICE DO 429

Police Discretion 430

Police—A Definition 431

Preventing Crime 432

Catching Criminals 434

Criminals Without Police 435 Arrests: Who Solves the Crime? 436

Other Crimes, Other Methods 438

KEEPING THE PEACE 439

The New Police—London 440

The Police in America 443

The Police and the Politics of Order 444

POLICE MISCONDUCT—GUARDING THE GUARDS 445

Brutality and the Use of Force 446

R-E-S-P-E-C-T. Find Out What It Means To Me 448

Police Corruption 450

Explaining Police Misconduct—Personality and Opportunity 452

"Working Personality" and Police Culture 453

VARIETIES OF POLICING 455

The Dilemma of Professionalism 457

Community Relations—Or Everything Old Is New Again 460

Community Policing—The Beat Goes On 460

Community Relations—Mickey Mouse or Karl Marx? 461

SUMMARY AND CONCLUSION 462

NOTES 463

14	COURTS AND RIGHTS	468
	Y IN COURT 469	
THE A	ADVERSARIAL SYSTEM 470	
	The Rules of the Game 472	
	The Bill of Rights and Due Process 472	
BAIL	Crime Control and Due Process 473 474	
	Bail: Origins and Uses 475	
	Preventive Detention 476	
SEAR	The Question of Money 479 CH AND SEIZURE 481	
	The Writs of Assistance and the Fourth Amendment	481
	The Effects of Mapp v. Ohio 485	
	Beyond Mapp: Other Issues in Search and Seizure 49	0
	Police Misconduct—Other Remedies 491	
MOR	E RIGHTS 492	
	Gideon and the Right to Counsel 493	
	The Sixth Amendment (and Gideon) Vindicated 495	
	Discretion: The Better Part of Prosecution 497	
	"Normal Crimes" and the Courtroom Work Group 500	l
	The Going Rate 503	
	Private Attorneys: Perry Mason as Con Man 503	
	The Miranda Decision—"You Have the Right to Remain	n Silent"
	Confessions and the Court 506 The Effects of Miranda 508	
	A Final Word: Justice For All? 508	
	S 511	
<i>15</i>	REHABILITATION	
	HEI II I I I I I I I I I I I I I I I I I	<i>515</i>
PUNI	SHING CRIMINALS 516	515
	SHING CRIMINALS 516	
	SHING CRIMINALS 516 Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517	
	SHING CRIMINALS 516 Practical Matters—Rehabilitation, Deterrence, Incapaci	
REHA	SHING CRIMINALS 516 Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517	
REHA	SHING CRIMINALS 516 Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522	
REHA	SHING CRIMINALS 516 Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523	
REHA	SHING CRIMINALS 516 Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524	tation 516
REHA	SHING CRIMINALS 516 Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524 Rehabilitation, Round Two—The Indeterminate Senten	tation 516
REHA	SHING CRIMINALS 516 Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524 Rehabilitation, Round Two—The Indeterminate Senten Rehabilitation—One More Time 528	tation 516
REHA	Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524 Rehabilitation, Round Two—The Indeterminate Senten Rehabilitation—One More Time 528 Rehabilitation Programs—"What Works?" 529	tation 516
REHA	Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524 Rehabilitation, Round Two—The Indeterminate Senten Rehabilitation—One More Time 528 Rehabilitation Programs—"What Works?" 529 Why Rehabilitation Fails 531	tation 516
REHA	Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524 Rehabilitation, Round Two—The Indeterminate Senten Rehabilitation—One More Time 528 Rehabilitation Programs—"What Works?" 529 Why Rehabilitation Fails 531 Cures and Causes 532	tation 516
REHA	Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524 Rehabilitation, Round Two—The Indeterminate Senten Rehabilitation—One More Time 528 Rehabilitation Programs—"What Works?" 529 Why Rehabilitation Fails 531 Cures and Causes 532 It Ain't What You Do, It's the Way That You Do It 532	tation 516
REHA	Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524 Rehabilitation, Round Two—The Indeterminate Senten Rehabilitation—One More Time 528 Rehabilitation Programs—"What Works?" 529 Why Rehabilitation Fails 531 Cures and Causes 532	tation 516
REHA PARO	Practical Matters—Rehabilitation, Deterrence, Incapaci Justice—The Moral Dimension 517 BILITATION: THE EVOLUTION OF AN IDEAL 519 Different Societies, Different Punishments 521 Punishment and Patriotism 522 Reforming the Criminal 523 Prisons—Ideology and Architecture 524 Rehabilitation, Round Two—The Indeterminate Senten Rehabilitation—One More Time 528 Rehabilitation Programs—"What Works?" 529 Why Rehabilitation Fails 531 Cures and Causes 532 It Ain't What You Do, It's the Way That You Do It 532 Different Strokes—Programs and Prisoners 533	tation 516

NOTES 539 16 DETERRENCE	542
Prison as a Specific Deterrent 546 GENERAL DETERRENCE 548 Capital Punishment as a General Deterrent 549 The Death Penalty—Severity or Certainty 552 General Deterrence and Other Crimes 555 The Police as a Deterrent 556 Kansas City Streets, New York Subways 556 The Economics of Deterrents 557 Explaining the Weakness of Police Deterrence 558 Arrest Rates and Crime Rates 558 Simultaneity 559 The Police and Crime—A Summary 561 Conviction and Imprisonment as Deterrents 562 Deterring Gun Crimes 563 Why Deterrence Is Hard to Find 564 Deterrence, Knowledge, and Perception 565 Scared Straight? 567 Systematic Evidence vs. TV 568 Modifying Deterrence Theory 570 NOTES 571	
17 INCAPACITATION	<i>574</i>
COLLECTIVE INCAPACITATION—LOCK 'EM ALL UP 575 SELECTIVE INCAPACITATION—LOCK SOME OF 'EM UP 580 Selecting Career Criminals—the RAND Study 580 Beware of False Positives 582 Selective Incapacitation vs. Due Process 584 WHY INCAPACITATION FAILS 585 Incapacitation vs. Supply and Demand 586 Incapacitation vs. Supply and Demand 586 Incapacitation and Predatory Crime 588 Age and Sentencing 589 SUMMARY AND CONCLUSION 591 NOTES 591	
INDEX 593	
NAME INDEX 593 SUBJECT INDEX 597	