

THIRD EDITION

# CRIMINAL JUSTICE

*A Brief Introduction*



FRANK SCHMALLEGER

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*A Brief Introduction*

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T H I R D   E D I T I O N

Frank Schmalleger, Ph.D.

The Justice Research Association

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*For*  
**NICOLE “ARIEL” SCHMALLEGER,**  
*who has always been the apple of her father's eye*





# Preface

Criminal justice is a dynamic and fluid field of study. Ever changing crime statistics, newsworthy events involving American law enforcement, precedent-setting U.S. Supreme Court decisions, and rapidly breaking innovations in correctional practice all challenge professors and students alike to keep pace with a field undergoing constant modification.

As the floodgates to the twenty-first century open and accelerated change engulfs American society, it is appropriate that a streamlined and up-to-date book such as this should be in the hands of students. The “information age” is here, and the quick dissemination of information has become a vital part of contemporary life. *Criminal Justice: A Brief Introduction* results from the realization that today’s justice students need to have the latest information available to them in a concise and affordable source. The paperback format of this book has made it possible to quickly translate the latest happenings in the justice field into a pragmatic textbook that is both inexpensive and easy to read.

No doubt new technologies will facilitate even faster information transfer in the near future. Many of them—including online data retrieval, electronic updates, computer publishing, and the Internet’s World Wide Web—are already at work behind the scenes in the molding of *Criminal Justice: A Brief Introduction*. Appropriately, this book is also supported by a dedicated World Wide Web site of its own, which provides students and instructors with the latest breaking news in the justice field and with links to other in-depth learning resources. The site can be accessed at <http://www.prenhall.com/cjcentral>.

*Criminal Justice: A Brief Introduction* focuses directly on the crime picture in America and the three traditional elements of the criminal justice system: police, courts, and corrections. The text is enhanced by the addition of career boxes that can assist today’s pragmatically minded students in making appropriate career choices. Photographs, charts, graphs, and other visual aids help keep student attention and add variety to the text. “Twenty-First Century” boxes, which are placed strategically throughout the book, draw attention to the many exciting possibilities facing the justice system as it enters the new millennium.

As the author of numerous texts on the criminal justice system, I have often been amazed at how the end result of the justice process is sometimes barely recognizable to anyone involved in the process as “justice” in any practical sense of the word. It is my sincere hope that the technological and publishing revolutions now upon us will combine with a growing social awareness to facilitate needed changes in our system—supplanting what have at times appeared as self-serving, system-perpetuated injustices with new standards of equity, compassion, understanding, fairness, and heartfelt justice for all.

FRANK SCHMALLEGER, PH.D.  
THE JUSTICE RESEARCH ASSOCIATION  
JUNE 1998



# Instructions for Accessing the *Criminal Justice: A Brief Introduction* World Wide Web Site

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Anyone using this book is encouraged to visit the award-winning *Criminal Justice: A Brief Introduction* site on the World Wide Web that supports it. The site provides a broad range of materials of relevance to the study of criminal justice and has links to many other criminal justice-related sites. If you have a personal computer, a modem, an Internet account, and Web browser software, you can easily access the *Criminal Justice: A Brief Introduction* home page. Point your Web browser at <http://www.prenhall.com/cjcentral> and get ready for a cyberspace excursion through the halls of *Criminal Justice* online!



# Acknowledgments

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Many thanks go to all who assisted in so many different ways in the development of this textbook. Manuscript reviewers, Taylor Davis at Georgia Southern University, Joan Luxenburg at the University of Central Oklahoma, Gary J. Prawel at Monroe Community College, Carl E. Russell at Scottsdale Community College, and Kevin M. Thompson at North Dakota State University, should know how grateful I am to them for their helpful comments and valuable insights. I appreciate the many valuable comments made by Kevin Barret, Derald D. Hunt, Rick Michaelson, Lance Parr, Morgan Peterson, and Jim Smith. The efforts of production liaison Adele Kupchik, copy editor Virginia Carroll, and editorial assistant Jean Auman, are all recognized and appreciated. Special thanks go to Neil Marquardt, who is that perfect combination of editor and friend, and to marketing manager Frank “Krazy Elvis” Mortimer—who lives up to his nickname. Thank you also to my beautiful wife Harmonie Star-Schmallegger, for the personal support she has so lovingly and consistently offered, and to my daughter, Nicole, to whom this book is dedicated, for encouragement as writing progressed.

FRANK SCHMALLEGER, PH.D.  
THE JUSTICE RESEARCH ASSOCIATION



# About the Author

Frank Schmallegger, Ph.D., is director of the Justice Research Association, a private consulting firm and think tank focusing on issues of crime and justice. The Justice Research Association, which is based in Hilton Head Island, South Carolina, serves the needs of the nation's civil and criminal justice planners and administrators through workshops, conferences, and grant-writing and program evaluation support. JRA also sponsors the Criminal Justice Distance Learning Consortium (CJDLC). CJDLC resides on the Web at <http://cjcentral.com/cjdlc>.



Dr. Schmallegger holds degrees from the University of Notre Dame and Ohio State University, having earned both a master's (1970) and a doctorate in sociology (1974) from Ohio State University with a special emphasis in criminology. From 1976 to 1994, he taught criminal justice courses at the University of North Carolina at Pembroke. For the last 16 of those years, he chaired the university's Department of Sociology, Social Work, and Criminal Justice. As an adjunct professor with Webster University in St. Louis, Missouri, Schmallegger helped develop the university's graduate program in security administration and loss prevention. He taught courses in that curriculum for more than a decade. Schmallegger has also taught in the online graduate program of the New School for Social Research, helping to build the world's first electronic classrooms in support of distance learning through computer telecommunications. An avid Web surfer, Schmallegger is also the creator of a number of award-winning World Wide Web sites, including one that supports this textbook (<http://www.prenhall.com/cjcentral>).

Frank Schmallegger is the author of numerous articles and many books, including the widely used *Criminology Today* (Prentice Hall, 1999); *Criminal Justice Today* (Prentice Hall, 1999); *Criminal Law Today* (Prentice Hall, 1999); *Crime and the Justice System in America: An Encyclopedia* (Greenwood Publishing Group, 1997); *Trial of the Century: People of the State of California vs. Orenthal James Simpson* (Prentice Hall, 1996); *Computers in Criminal Justice* (Wyndham Hall Press, 1991); *Career Paths: A Guide to Jobs in Federal Law Enforcement* (Regents/Prentice Hall, 1994); *Criminal Justice Ethics* (Greenwood Press, 1991); *Finding Criminal Justice in the Library* (Wyndham Hall Press, 1991); *Ethics in Criminal Justice* (Wyndham Hall Press, 1990); *A History of Corrections* (Foundations Press of Notre Dame, 1983); and *The Social Basis of Criminal Justice* (University Press of America, 1981).

Schmallegger is also founding editor of the journal, *The Justice Professional*. He serves as editor for the Prentice Hall series *Criminal Justice in the Twenty-First Century*, and as Imprint Advisor for Greenwood Publishing Group's criminal justice reference series.

Schmallegger's philosophy of both teaching and writing can be summed up in these words: "In order to communicate knowledge we must first catch, then hold, a person's interest—be it student, colleague, or policymaker. Our writing, our speaking, and our teaching must be relevant to the problems facing people today, and they must—in some way—help solve those problems."





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# CRIMINAL JUSTICE

*A Brief Introduction*

*Injustice anywhere is a threat to justice everywhere.*

—MARTIN LUTHER KING, JR.

*The freedom to die before you're a teenager is not the freedom Martin Luther King lived and died for. We have to make our people whole again.*

—PRESIDENT CLINTON

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