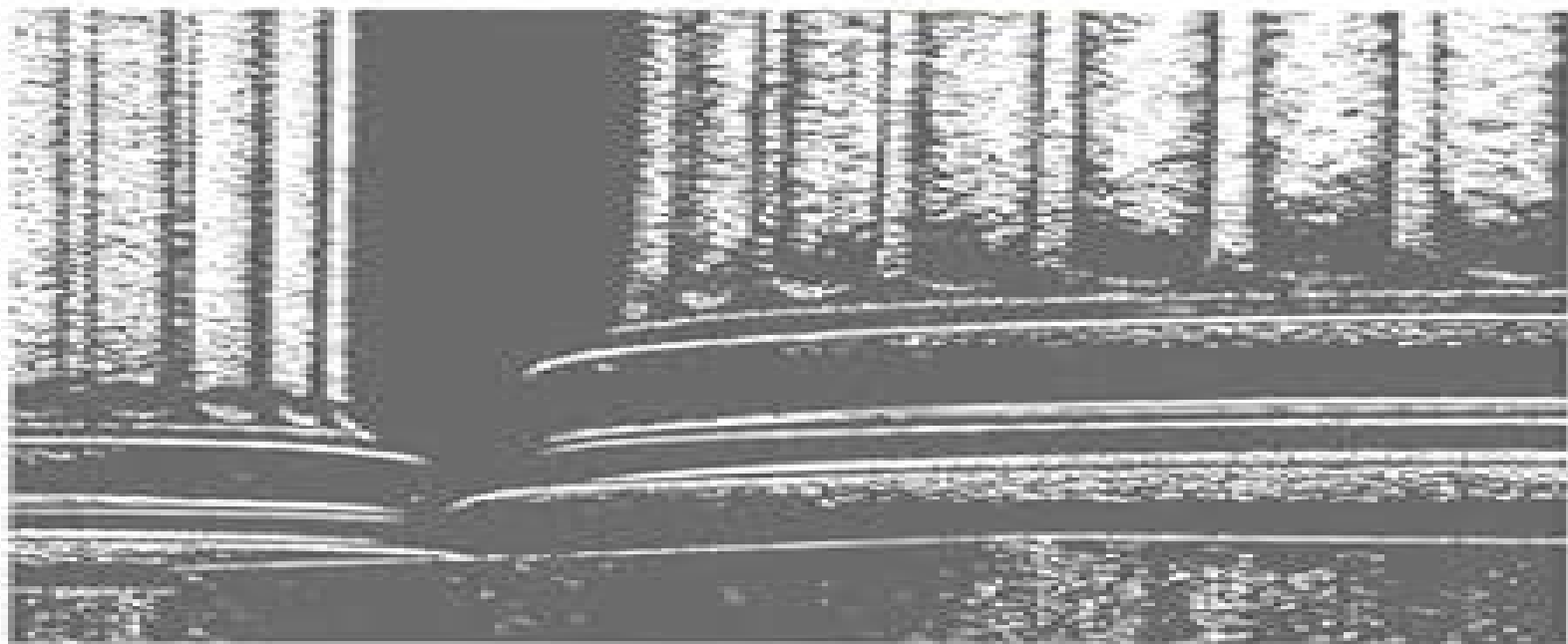


COURTS, CORRECTIONS, AND THE CONSTITUTION



The Impact of Judicial Intervention
on Prisons and Jails

John J. DiIulio, Jr.

Courts Corrections And The Constitution The Impact Of Judicial Intervention On Prisons And Jails

Roger A. Hanson, Henry W. K. Daley



Courts Corrections And The Constitution The Impact Of Judicial Intervention On Prisons And Jails:

Courts, Corrections, and the Constitution John J. DiIulio, John J. DiIulio (Jr.), 1990 By some definitions most American prisons and jails are overcrowded by any definition many penal facilities are filthy and violence ridden Over the last twenty years dozens of state and local corrections systems have come under court orders to reform What have been the causes and consequences of judicial involvement in this area and how in the future can judges act to improve the quality of life behind bars at a reasonable human and financial cost This volume by a diverse and distinguished group of contributors provides a much needed answer to this question It offers an introductory statement on enhancing judicial capacity a critical review of the relevant literatures original in depth analyses of selected state and local cases a statistical study of the likely effect of the Republicanization of the federal bench on judicial involvement and a provocative essay by a corrections practitioner with over three decades of litigation experience Under the heading What Judges Can Do to Improve Prisons and Jails the concluding chapter by DiIulio highlights key findings offers policy prescriptions and suggests an agenda for future research

Courts, Corrections, and the Constitution John J. DiIulio, Designed for students and practitioners of criminal justice and those involved in the management of American correctional institutions this study examines the consequences of the increasing involvement of federal judges in the management of state penal systems in the USA **Handbook of Criminal Justice Administration** M.A. DuPont-Morales, Michael K. Hooper, Judy H. Schmidt, 2000-09-21 This work addresses perspectives on the judicial correctional and law enforcement components of the criminal justice system including history ethics prevention intervention due process marginalized populations international consequences and demands for professionalism It also examines critical variations in the criminal justice systems of countries worldwide Challenging the Conditions of Prisons and Jails Roger A. Hanson, Henry W. K. Daley, 1995 Section 1983 of the U S Code permits prisoners to sue state correctional officials when the conditions of confinement fail to meet constitutional standards of physical security adequate medical treatment freedom of religious expression and so forth Section 1983 litigation is a major portion of the U S District Courts civil caseloads 10% of all civil lawsuits is a Section 1983 lawsuit This profile of Section 1983 lawsuits was developed from an examination of more than 2 700 cases disposed of in 1992 in 9 states Alabama California Florida Indiana Louisiana Missouri New York Pennsylvania and Texas Reform in the Making Ann Chih Lin, 2002-06-10 Is it time to give up on rehabilitating criminals Record numbers of Americans are going to prison and most of them will eventually return to society with a high chance of becoming repeat offenders But a decision to abandon rehabilitation programs now would be premature warns Ann Chih Lin who finds that little attention has been given to how these programs are actually implemented and why they tend to fail In Reform in the Making she not only supplies much needed information on the process of program implementation but she also considers its social context the daily realities faced by prison staff and inmates By offering an in depth look at common rehabilitation programs currently in operation education job training and drug treatment and

examining how they are used or misused Lin offers a practical approach to understanding their high failure rate and how the situation could be improved Based on extensive observation and over 350 interviews with staff and prisoners in five medium security male prisons the book contrasts successfully implemented programs with subverted abandoned or neglected programs those which staff reject or which do not teach prisoners anything useful Lin explains that staff and prisoners have little patience with programs aimed at long range goals when they must face the ongoing immediate challenge of surviving prison life Finding incentives to make both sides participate fully in rehabilitation is among the book s many contributions to improving prison policy Explaining U.S. Imprisonment Mary Bosworth,2010 Explaining U S Imprisonment builds on and extends some of the contemporary issues of women in prison minorities and the historical path to modern prisons as well as the social influences on prison reform *Debating Public Administration* Robert F. Durant,Jennifer R.S. Durant,2012-10-26 Dialog between practitioners and academics has increasingly become the exception rather than the rule in contemporary public administration circles Bridging the gap between theory and practice *Debating Public Administration Management Challenges Choices and Opportunities* tackles some of the major management challenges choices and opportunities of the twenty first century facing public managers across various subfields of public administration Informed by contemporary pressures on public managers to reconceptualize purpose redefine administrative rationality recapitalize human assets reengage resources and revitalize democratic constitutionalism the book offers students practitioners and researchers an opportunity to take stock and ponder the future of practice and research in public administration Organized by three sets of major management challenges facing the field *Rethinking Administrative Rationality in a Democratic Republic Recapitalizing Organizational Capacity and Reconceptualizing Institutions for New Policy Challenges* the book takes an uncommon approach to the study of these topics In it leading practitioners and academics comment on condensed versions of articles appearing in the Theory to Practice feature of *Public Administration Review* PAR from 2006 through 2011 The authors and commentators focus on some of the best current research draw lessons from that literature for practice and identify gaps in research that need to be addressed They expertly draw out themes issues problems and prospects providing bulleted lessons and practical takeaways This makes the book a unique one stop resource for cross disciplinary cross sectoral and cross professional exchanges on contemporary challenges *Al-Mughtaribūn* Kathleen M. Moore,1995-08-10 *Al Mughtaribun* explores the influence of American law on Muslim life in the United States It examines pluralism and religious toleration in America viewed from the vantage point offered by the experiences of Muslims in the United States a significant and growing part of an increasingly pluralistic society By tracing the historical shift in the consciousness of American Muslims precipitated by their interactions with the legal institutions of the dominant culture Moore demonstrates the transformative impact of law on a minority community seeking religious toleration She treats issues of immigration and naturalization civil rights Black Muslims and the prisoners rights movement municipal zoning and hate crimes legislation **Crafting Public**

Institutions Arjen Boin, 2001 Through case studies of two prison systems the U S Federal Bureau of Prisons and the Dutch prison system the book identifies the challenges and opportunities that confront public managers who want to reorient correctional policy and make prisons more effective The book describes how focused leadership or its absence can make a major difference in the character and performance of public organizations The author concludes that the ability of leaders to shape an organization's mission and motivate public servants in accordance with policy goals lies at the heart of making institutions work

Tall Walls and High Fences Bob Alexander, Richard K. Alvord, 2020-10-15 Texas has one of the world's largest prison systems in operation for more than 170 years and currently employing more than 28 000 people Hundreds of thousands of people have been involved in the prison business in Texas inmates correctional officers public officials private industry representatives and volunteers have all entered the secure facilities and experienced a different world Previous books on Texas prisons have focused either on records and data of the prisons personal memoirs by both inmates and correctional officers or accounts of prison breaks Tall Walls and High Fences is the first comprehensive history of Texas prisons written by a former law enforcement officer and an officer of the Texas prisons Bob Alexander and Richard K Alford chronicle the significant events and transformation of the Texas prison system from its earliest times to the present day paying special attention to the human side of the story Incarceration policy evolved from isolation to hard labor to rodeo and educational opportunities with reform measures becoming an ever evolving quest The complex job of the correctional officer has evolved as well they must ensure custody and control over the inmate population at all times in order to provide a proper environment conducive to safety and positive change Alexander and Alford focus especially on the men and women who work with diligence and dedication at their jobs inside the walls risking their lives and in too many instances giving their lives in a peculiar line of duty most would find unpalatable Within these pages are stories of prison breaks bloodhounds chasing escapees and gunfights Inside the walls are deadly confrontations human trafficking rape clandestine consensual trysts and tricks turned against correctional officers Famous people and episodes in Texas prison history receive their due from Texas Rangers apprehending and placing outlaws in prison to the famed gunfighter John Wesley Hardin's time in and out of prison Tall Walls and High Fences covers numerous convict escape attempts and successes including the 1974 prison siege at Huntsville and the 2007 prisoner gunfight and escape at the Wynne Unit Throughout this long history Alexander and Alford pay special tribute to the more than 75 correctional officers lawmen and civilians who lost their lives in the line of duty

Justice Under Pressure Sheldon Ekland-Olson, William R. Kelly, 2012-12-06 Justice Under Pressure analyzes the effects of prison crowding on the justice system The authors focus on dramatic changes in the administration of criminal justice in Texas during the 1980s and the influence of those changes on the three year survival rates among parolees released between 1984 and 1987 Setting out to identify differences in recidivism and the crime rate as a result of the changes instituted in Texas the authors report the findings of their comparative survival analysis of 4 successive cohorts of parolees plus a chapter

specifically directed at a comparative analysis of an emergency release cohort The final chapter compares prison construction policies and crime rate trends in Texas and California to highlight the major policy implications of the findings This book is of particular interest to criminologists forensic psychologists forensic psychiatrists and students in these fields

Criminal Justice 2000: Boundary changes in criminal justice organizations, 2000 **Constitutionalism of the Global South** Daniel Bonilla Maldonado, 2013-04-18 Addresses the jurisprudence of the major courts of the Global South on the topics of access to justice cultural diversity and socioeconomic rights Journal of Legal Studies , **Judicial Policy Making and the Modern State** Malcolm M. Feeley, Edward L. Rubin, 2000-03-28 Investigates the role of federal judges in prison reform and policy making in general Politics, Punishment, and Populism Lord Windlesham, 1998-07-23 The Violent Crime Control and Law Enforcement Act of 1994 was arguably the most important legislative achievement of President Clinton's first term In this detailed account Lord Windlesham a prominent legal scholar British legislator and Oxford College Principal brings his experience to bear in analyzing the forces inside and outside the 103rd Congress which shaped the final content of the Act Controversial issues discussed include racial justice three strikes and you're out and mandatory sentencing the Brady Act and the assault weapons ban the competing claims of prison building and prevention programs drug policies and restrictions on repeat sex offenders after release from prison The narrative of *Politics Punishment and Populism* continues with the Contract with America and the crime policies adopted after the Republicans won control of both the House and Senate in the elections for the 104th Congress The external pressures and the Congressional tactics deployed to facilitate passage of such measures as the Antiterrorism and Effective Death Penalty Act Megan's Law and the Prison Litigation Reform Act are examined in the second part of the book Subsequent challenges in the courts are also reviewed including some cases decided by the Supreme Court at the end of its 1996-97 term The focal point throughout is the impact of populist opinion as well as that of special interest groups upon elected representatives in the formation of public policy The role of one of the most politically potent of all lobbies the National Rifle Association is assessed in the context of the competition it faces from an increasingly activist gun control movement The book concludes by asking whether an end is in sight regarding America's isolated tolerance of lethal weapons **National Institute of Justice Reports** , 1991 *Lawful Order* Leo Carroll, 1998 First Published in 1999 Routledge is an imprint of Taylor Francis an informal company **Public Administration and Law** David H. Rosenbloom, Rosemary O'Leary, Joshua Chanin, 2010-06-23 Since the first edition of *Public Administration and Law* was published in 1983 it has retained its unique status of being the only book in the field of public administration that analyzes how constitutional law regulates and informs the way administrators interact with each other and the public Examining First Fourth Fifth Eighth and Fourteenth Amendment rights as they pertain to these encounters it explains how public administrators must do their jobs and how administrative systems must operate in order to comply with constitutional law Explores the conflicts between laws The book begins by presenting a historical account of the

way constitutional and administrative law have incrementally retrofitted public agencies into the nation's constitutional design. It examines the federal judiciary's impact on federal administration and the effect of the nation's myriad environmental laws on public administration. Next, it focuses on the role of the individual as a client and customer of public agencies. In a discussion of the Fourth Amendment, it examines street-level encounters between citizens and law enforcement agents. Responding to the rise of the new public management (NPM), it also adds for the first time in this edition a chapter that analyzes the rights of the individual not only as a government employee but also as a government contractor. Enhanced with numerous references, the final chapters of the book address issues concerning the rights of inmates in administrative institutions and balancing the need to protect individual rights with the ability of agencies to function effectively. Supplemented with case citations and lists of articles, books, and documents, this text is designed to facilitate further study in a constantly evolving area.

About the Authors: David H. Rosenbloom, Ph.D., is Distinguished Professor of Public Administration in the School of Public Affairs at American University in Washington, D.C., and Chair Professor of Public Management at City University of Hong Kong. Rosemary O'Leary, Ph.D., J.D., is Distinguished Professor of Public Administration and the Howard G. and S. Louise Phanstiel Chair in Strategic Management and Leadership at Syracuse University. Joshua M. Chanin, M.P.A., J.D., is a Ph.D. candidate in Public Administration and Justice Law and Society in the School of Public Affairs at American University in Washington, D.C.

Criminal Justice 2000, 2000

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