

**CRIMINAL JUSTICE PROCESSES AND INSTITUTIONS**  
**CRIMINAL JUSTICE 530**  
**FALL 2006**

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Office Hours by appointment

The criminal justice system is made up of three separate and independent components: the police, the courts, and corrections. While each of these components is independent, what each one does affects the others. Additionally, while each sector of the criminal justice system is independent, they rely on others, namely the executive and legislative branches of government, to set its budget and enact and enforce rules that limit their operational independence. In this course we will examine how each of these components and its individual actors operate and to form what we call the criminal justice system.

The structure of this course will be oriented around a traditional graduate seminar. As graduate students, you all have a serious responsibility to each other, and to the seminar, to read, analyze, integrate and critique the literature you are assigned. I expect full participation from each member of the seminar. Additionally, attendance is a must. By enrolling in the seminar you accept the responsibility of attending each seminar meeting. Absences will be reflected in a student's participation grade.

**Required Texts:**

- Bayley, D. (1997). What Works in Policing. Oxford University Press.
- Johnson, R. (1995). Hard Time Wadsworth
- Ohlin, L.E., and F.J. Remington (1993). Discretion in Criminal Justice: The Tension Between Individualization and Uniformity. State University of New York Press.
- Petersilia, J. (2003). When Prisoners Come Home. Oxford University Press.
- Skogan, W. (2004). Community Policing: Can it Work? Wadsworth
- Von Hirsch, A. (1976). Doing Justice: The Choice of Punishments. Hill and Wang

**Course Requirements**

Research paper	100 points (50%)
In class presentation	20 points (10%)
Short Writing Assignment	40 points (20%)
Participation	40 points (20%)

## SCHEDULE OF ASSIGNMENTS

**Aug 23 Introduction to Class**

**Aug 30 Criminal Justice: An Evolving System**

Discretion in Criminal Justice. Chapter 1

Blumstein, A. (1997). "Interaction of criminological research and public policy," Journal of Quantitative Criminology, 12: 349.

Hagan, J. (1989). "Why Is There So Little Criminal Justice Theory? Neglected Macro-And Micro-Level Links Between Organization And Power." Journal of Research in Crime and Delinquency 26:116-135.

Haggerty, K. (2004). "Displaced Expertise. Three Constraints on the Policy relevance of Criminological Thought," Theoretical Criminology, 8: 211

Bernard, T., E. Paoline and P. Pare (2005). General Systems Theory and Criminal Justice," Journal of Criminal Justice, 33:203.

**Sept 5 Police Personnel**

Discretion in Criminal Justice: Chapters 2 and 4

Van Mannen, J. (1974). "Working the Street: A developmental view of police behavior." In H. Jacob (Ed.), The Potential for Reform of Criminal Justice.

Cochran, J. & Bromely (2003). "The myth of the police subculture," Policing, 26: 88.

Zhao, J., Thurman, and He (1999). "Sources of job satisfaction among police officers: A test of demographic and work environment models," Justice Quarterly, 16: 153-174.

**Sept 12 Policing Tactics and Administration**

Bayley, D. (1997). What Works in Policing.

**Sept 19 Community Policing**

Skogan, W. (2004). Community Policing: Can it Work?

**Sept 26 Criminal Courts in Action**

Discretion in Criminal Justice: Chapter 3

Guidorizzi, D. (1998). "Should we really "ban" plea bargaining?: The core concerns of plea bargaining critics," Emory Law Journal 47: 753.

Miethe, T. 1987. "Charging and Plea Bargaining Practices under Determinate Sentencing: An Investigation of the Hydraulic Displacement of Discretion." The Journal of Criminal Law and Criminology. 78 (1): 155-176.

Spohn, C. (2002) How do Judges Decide? Chapter 4.

Duncan v. Louisiana, 391 U.S. 145 (1968).

Hans, V. (2002). "U.S. Jury Reform: The Active Jury and the Adversarial Ideal," Saint Louis University Public Law Review, 21:85.

**Oct 3 Criminal Court Actors**

Frohman, L. (1997). "Convictability and discordant locales: Reproducing race, class, and gender ideologies in prosecutorial decision making" Law & Society Review; 31:531-555

Flemming, R.B.(1990). "The political styles and organizational strategies of American prosecutors: Examples from nine court communities." Law & Policy 12:25.

Griffin, T and J. Woolredge (2001). "Judge's reactions to sentencing reform in Ohio", Crime and Delinquency, 47: 491.

Houlden, P. and S. Balkin (1985). "Quality and cost comparisons of private bar indigent defense systems: Contract vs. Ordered assigned counsel." Journal of Criminal Law and Criminology 76:176.

Best v. Grant County (Complaint and Consent Decree).

Huber, G.A. and S.C. Gordon (2004). "Accountability and Coercion: Is Justice Blind When It Runs for Office?" American Journal of Political Science, 48: 247.

## **Oct 10 Community and Alternative Courts**

Heward, M.E. (2007). "Problem-solving courts," in C. Hemmins (Ed.) Current Legal Issues in Criminal Justice, pp.101-116.

Alfieri, A.V. (2002). "Community Prosecutors," California Law Review, 90: 1465.

Gover, MacDonald and Alpert (2003). "Combating domestic violence: Findings from an evaluation of a local domestic violence court," Criminology and Public Policy, 3:109.

Gottfredson, D. and M. Exum (2002). "The Baltimore City Drug Treatment Court: One-year results from a randomized study," Journal of Research in Crime & Delinquency, 39:337

## **Oct 17 Principles of Punishment**

Von Hirsch, A. (1976). Doing Justice: The Choice of Punishments. xv-58

Andrews, D. A., I. Zinger, R. Hoge, J. Bonta, P. Gendreau and F. T. Cullen (1990). "Does Correctional Treatment Work? A Clinically Relevant and Psychologically Informed Meta-Analysis," Criminology 28: 369-404.

Kleck, G., B. Sever, S.Li, and M. Gertz (2005). "The Missing Link in General Deterrence Research." Criminology 43: 623-659.

Liedka, R.V., A. M. Piehl, and B. Useem (2006). "The Crime-Control Effect Of Incarceration: Does Scale Matter?," Criminology & Public Policy 5: 245.

## **Oct 24 Sentencing**

Von Hirsch, A. (1976). Doing Justice: The Choice of Punishments. 59-150.

Ulmer, J. T., & Kramer, J. H. (1996). Court communities under sentencing guidelines: Dilemmas of formal rationality. Criminology, 34, 383-408.

Nicholson-Crotty, S. (2004). "The impact of sentencing guidelines on state-level sanctions: An analysis over time," Crime and Delinquency, 50:395.

Ball, J.D. (2007). "Sentencing reforms and the Supreme Court: The implications of Appendi, Blakely, and Booker," in C. Hemmins (Ed.) Current Legal Issues in Criminal Justice, pp.117-128.

**Oct 31 Prisons**

Johnson, Hard Time

**Nov 7 Community Corrections**

Harris, P.M., Gingerich, R., and Whittaker, T.A. (2004). "The 'effectiveness' of differential supervision." Crime & Delinquency, 50: 235-271.

MacKenzie, D. and S. De Li (2002). "The impact of formal and informal social controls on the criminal activities of probationers." Journal of Research in Crime and Delinquency, 39: 243-276.

Minor, K.I., J. Wells, and C. Sims (2003). "Recidivism among federal probationers-predicting sentence violations," Federal Probation, 67: 31.

Discretion in Criminal Justice: Chapter 4

**Nov 14 Prisoner Reentry**

Petersilia, J. (2003). When Prisoners Come Home.

**Nov 28 Presentations**

**Dec 5 Presentations**

**Student with Disabilities**

Reasonable accommodations are available for students with a documented disability. Students seeking accommodation for disabilities should contact Joan Menzies, Director of Student Affairs prior to the beginning of the semester. Documentation of a disability is required. Joan Menzies may be reached at Academic Center Building, Suite 130, 358-7526, [jmenzies@wsu.edu](mailto:jmenzies@wsu.edu). Students with an approved accommodation form should present the form to instructors during the first week of class of accommodations needed for the course. Late notification may cause the requested accommodations to be delayed or unavailable.