

MORAL RESPONSIBILITY AND THE MENTALLY ILL OFFENDER

Rules Of Insanity Moral Responsibility And The Mentally Ill Offender

Bert Musschenga, Anton van Harskamp



Rules Of Insanity Moral Responsibility And The Mentally Ill Offender:

The Rules of Insanity Carl Elliott, 1996-07-03 In *The Rules of Insanity* Carl Elliott draws on philosophy and psychiatry to develop a conceptual framework for judging the moral responsibility of mentally ill offenders. Arguing that there is little useful that can be said about the responsibility of mentally ill offenders in general, Elliott looks at specific mental illnesses in detail among them schizophrenia, manic depressive disorders, psychosexual disorders such as exhibitionism and voyeurism, personality disorders and impulse control disorders such as kleptomania and pyromania. He takes a particularly hard look at the psychopath or sociopath who many have argued is incapable of understanding morality. Making extensive use of psychiatric case histories, Elliott explores the various ways in which mental illness can affect a person's intentions and thus excuse him or her from moral responsibility.

Legal Insanity: Explorations in Psychiatry, Law, and Ethics Gerben Meynen, 2016-11-08 This book examines core issues related to legal insanity, integrating perspectives from psychiatry, law, and ethics. Various criteria for insanity are analyzed and recommendations for forensic psychiatric and legal practice are offered. Many legal systems have an insanity defense in one form or another. Still, it remains unclear exactly when and why mental disorders affect a person's moral or criminal responsibility. Questions addressed in this book include: Why should insanity be a component of our legal system? What should be the criteria for an insanity defense? What would be the reasons for abolishing it? Who should bear the burden of proof? Furthermore, the book discusses the impact neurosciences may have on psychiatric and psychological evaluations of defendants as well as on legal decisions about insanity.

The International Handbook on Psychopathic Disorders and the Law Alan Felthous, Henning Sass, 2012-05-14 Reflecting the work of an international panel of experts, the *International Handbook on Psychopathic Disorders and the Law* offers an in-depth and multidisciplinary look at key aspects of the development and etiology of psychopathic disorders, current methods of intervention, treatment, and management, and how these disorders impact decision making in civil and criminal law.

The Insanity Defense Załuski, Wojciech, 2021-11-05 This unique book provides a versatile exploration of the philosophical foundations of the insanity defense. It examines the connections between numerous philosophical, anthropological, and legal views and analyses different methods for regulating the criminal responsibility of the mentally ill. Placing its philosophical analysis firmly in the context of science, it draws on the fields of cognitive psychology, evolutionary theory, and criminology. In this thought-provoking book, Wojciech Załuski argues that the way in which we resolve the problem of the criminal responsibility of the mentally ill depends on two factors: the assumed conception of responsibility and the account of mental illness.

The Wiley International Handbook on Psychopathic Disorders and the Law Alan Felthous, Henning Saß, 2020-11-24 The economic impact of society's attempts to rehabilitate and contain psychopathically disordered individuals can be enormous. Understanding the nature of these disorders, developing accurate and valid assessment methods, and providing effective treatment and safe management cannot be underestimated. Including contributions from an international panel of experts from Europe, North America, and

Asia this two volume set offers an in depth multidisciplinary look at key aspects of the development and etiology of psychopathic disorders current methods of intervention treatment and management and how these disorders impact decision making in civil and criminal law The most comprehensive major reference work available on psychopathy and the law The Wiley International Handbook on Psychopathic Disorders and the Law 2nd Edition Covers the full history and conceptual development of psychopathic disorders Provides unique and enlightening perspectives on the subject from some of the world's most well renowned professionals in the field Looks at the etiology and pathogenesis of psychopathic disorders Examines current methods for the intervention treatment and management of ADHD antisocial behavior and impulsive aggression Provides in depth discussions of civil and criminal law issues The Wiley International Handbook on Psychopathic Disorders and the Law 2nd Edition is a must have reference for practitioners and academics in clinical psychology forensic psychology psychiatry probation law law enforcement and social work Clinical Handbook of Psychiatry & the Law Paul S. Appelbaum, Thomas G. Gutheil, 2007 Thoroughly updated for its Fourth Edition this award winning handbook gives mental health professionals authoritative guidance on how the law affects their clinical practice Each chapter presents case examples of legal issues that arise in practice clearly explains the governing legal rules their rationale and their clinical impact and offers concrete action guides to navigating clinico legal dilemmas This edition addresses crucial recent developments including new federal rules protecting patients privacy regulations minimizing use of seclusion and restraint liability risks associated with newer psychiatric medications malpractice risks in forensic psychiatry and new structured assessment tools for violence risk suicidality and decisional capacity **Criminal Psychology** Jacqueline B. Helfgott, 2013-04-01 This comprehensive four volume reference set on the subject of criminal psychology includes contributions from top scholars and practitioners in the field explaining new and emerging theory and research in the study of the criminal mind and criminal behavior Unfortunately criminal behavior surrounds us in our society from petty theft and vandalism to multimillion dollar white collar crime to shocking terrorism attempts and school killings Invariably one of the first questions is Why did they do it Criminal psychology seeks to solve this complex puzzle In this four volume reference work a unparalleled team of leading experts offer an exhaustive look at the history developments emerging and classic research issues controversies and victories in the expanding field of criminal psychology The first volume examines the general theories in the study of criminal psychology The second volume focuses more specifically on research of criminal behavior and crime types while the last two volumes delve into criminal justice and forensic applications The comprehensive content allows readers to better understand criminal behavior and appreciate the specific criminal justice and forensic settings in which this theory and research is applied such as criminal profiling forensic assessment of danger and correctional rehabilitation and offender reentry What Makes Us Moral? On the capacities and conditions for being moral Bert Musschenga, Anton van Harskamp, 2013-06-13 This book addresses the question of what it means to be moral and which

capacities one needs to be moral. It questions whether empathy is a cognitive or an affective capacity or perhaps both. As most moral beings behave immorally from time to time, the authors ask which factors cause or motivate people to translate their moral beliefs into action. Specially addressed is the question of what is the role of internal factors such as willpower, commitment, character, and what is the role of external situational and structural factors. The questions are considered from various disciplinary perspectives.

Principles of Health Care Ethics Richard Edmund Ashcroft, Angus Dawson, Heather Draper, John McMillan, 2015-08-12. Edited by four leading members of the new generation of medical and healthcare ethicists working in the UK, respected worldwide for their work in medical ethics. *Principles of Health Care Ethics* Second Edition is a standard resource for students, professionals, and academics wishing to understand current and future issues in healthcare ethics. With a distinguished international panel of contributors working at the leading edge of academia, this volume presents a comprehensive guide to the field with state-of-the-art introductions to the wide range of topics in modern healthcare ethics, from consent to human rights, from utilitarianism to feminism, from the doctor-patient relationship to xenotransplantation. This volume is the Second Edition of the highly successful work edited by Professor Raanan Gillon, Emeritus Professor of Medical Ethics at Imperial College London and former editor of the *Journal of Medical Ethics*, the leading journal in this field. Developments from the First Edition include: The focus on Four Principles Method is relaxed to cover more different methods in health care ethics. More material on new medical technologies is included. The coverage of issues on the doctor-patient relationship is expanded, and material on ethics and public health is brought together into a new section.

The Psychology of Arson Rebekah Doley, Geoffrey Dickens, Theresa Gannon, 2015-08-14. *The Psychology of Arson* is the first book in its field to focus specifically on contemporary topics relevant to practitioners and professionals working with adolescent and adult deliberate firesetters. Rebekah Doley, Geoffrey Dickens, and Theresa Gannon have integrated the very latest information regarding prevalence, theory, research, and practice in one accessible resource and provide practical advice, strategies, and techniques in a context of evidence-based research, which will be invaluable for all treatment providers who work in the field of deliberate fire setting. Unique features of this book include chapters considering community awareness strategies, survivors of arson, filicide, and suicide by fire, as well as a new treatment model developed on the basis of the latest research in the field. It is divided into four parts: Theories and typologies of firesetting; Legal, investigative, and preventative issues; Assessment and risk assessment of deliberate firesetters; Treatment needs and management of deliberate firesetters. *The Psychology of Arson* provides the first scientist-practitioner model for the treatment of arson offenders. It will be an essential resource for forensic psychiatrists, clinical psychologists, and other professionals working with this client group.

The Methods of Neuroethics Luca Malatesti, John McMillan, 2024-02-08. This Element offers a framework for exploring the methodological challenges of neuroethics. The aim is to provide a roadmap for the methodological assumptions and related pitfalls involved in the interdisciplinary investigation of the ethical and legal implications of neuroscientific research and

technology It illustrates these points via the debate about the ethical and legal responsibility of psychopaths Argument and the conceptual analysis of normative concepts such as personhood or human agency is central to neuroethics This Element discusses different approaches to establishing norms and principles that regulate the practices addressed by neuroethics and that involve the use of such concepts How to characterize the psychological features central to neuroethics such as autonomy consent moral understanding moral motivation and control is a methodological challenge In addition there are epistemic challenges when determining the validity of neuroscientific evidence

Sexual Deviance D. Richard Laws, William T. O'Donohue, 2008-01-07 Now in a fully revised and updated second edition this important work provides authoritative scientific and applied perspectives on the full range of paraphilias and other sexual behavior problems For each major clinical syndrome a chapter on psychopathology and theory is followed by a chapter on assessment and treatment Challenges in working with sex offenders are considered in depth Thoroughly rewritten to reflect a decade of advances in the field the second edition features many new chapters and new authors New topics include an integrated etiological model sexual deviance across the lifespan Internet offenders multiple paraphilias neurobiological processes the clinician as expert witness and public health approaches

The Philosophy of Psychiatry Jennifer Radden, 2004-06-10 This is a comprehensive resource of original essays by leading thinkers exploring the newly emerging inter disciplinary field of the philosophy of psychiatry The contributors aim to define this exciting field and to highlight the philosophical assumptions and issues that underlie psychiatric theory and practice the category of mental disorder and rationales for its social clinical and legal treatment As a branch of medicine and a healing practice psychiatry relies on presuppositions that are deeply and unavoidably philosophical Conceptions of rationality personhood and autonomy frame our understanding and treatment of mental disorder Philosophical questions of evidence reality truth science and values give meaning to each of the social institutions and practices concerned with mental health care The psyche the mind and its relation to the body subjectivity and consciousness personal identity and character thought will memory and emotions are equally the stuff of traditional philosophical inquiry and of the psychiatric enterprise A new research field the philosophy of psychiatry began to form during the last two decades of the twentieth century Prompted by a growing recognition that philosophical ideas underlie many aspects of clinical practice psychiatric theorizing and research mental health policy and the economics and politics of mental health care academic philosophers practitioners and philosophically trained psychiatrists have begun a series of vital cross disciplinary exchanges This volume provides a sampling of the research yield of those exchanges Leading thinkers in this area including clinicians philosophers psychologists and interdisciplinary teams provide original discussions that are not only expository and critical but also a reflection of their authors distinctive and often powerful and imaginative viewpoints and theories All the discussions break new theoretical ground As befits such an interdisciplinary effort they are methodologically eclectic and varied and divergent in their assumptions and conclusions together they comprise a significant

new exploration definition and mapping of the philosophical aspects of psychiatric theory and practice A Philosophical Disease Carl Elliott, 2014-04-23 Drawing on the work of Ludwig Wittgenstein and novelists such as Walker Percy Paul Auster and Graham Greene A Philosophical Disease brings to the bioethical discussion larger philosophical questions about the sense and significance of human life Carl Elliott moves beyond the standard menu of bioethical issues to explore the relationship of illness to identity and of mental illness to spiritual illness He also examines the treatment of children born with ambiguous genitalia the claims of Deaf culture and the morality of self sacrifice This book focuses on a different sensibility in bioethics how we use concepts and how they relate to our own particular social institutions **Deontic Morality and Control** Ishtiyaque Haji, 2002-07-18 This book addresses a dilemma concerning freedom and moral obligation obligation right and wrong If determinism is true then no one has control over one's actions If indeterminism is true then no one has control over their actions But it is morally obligatory right or wrong for one to perform some action only if one has control over it Hence no one ever performs an action that is morally obligatory right or wrong The author defends the view that this dilemma can be evaded but not in a way traditional compatibilists about freedom and moral responsibility will find congenial For moral obligation is indeed incompatible with determinism but not with indeterminism He concludes with an argument to the effect that if determinism is true and no action is morally obligatory right or wrong then our world would be considerably morally impoverished as several sorts of moral appraisal would be unjustified **Law, Mind and Brain** Michael Freeman, Oliver R. Goodenough, 2017-05-15 Over the past 20 years cognitive neuroscience has revolutionized our ability to understand the nature of human thought Working with the understandings of traditional psychology the new brain science is transforming many disciplines from economics to literary theory These developments are now affecting the law and there is an upsurge of interest in the potential of neuroscience to contribute to our understanding of criminal and civil law and our system of justice in general The international and interdisciplinary chapters in this volume are written by experts in criminal behaviour civil law and jurisprudence They concentrate on the potential of neuroscience to increase our understanding of blame and responsibility in such areas as juveniles and the death penalty evidence and procedure neurological enhancement and treatment property end of life choices contracting and the effects of words and pictures in law This collection suggests that legal scholarship and practice will be increasingly enriched by an interdisciplinary study of law mind and brain and is a valuable addition to the emerging field of neurolaw Monstrous Crimes and the Failure of Forensic Psychiatry John Douard, Pamela D. Schultz, 2012-11-13 The metaphor of the monster or predator usually a sexual predator drug dealer in areas frequented by children or psychopathic murderer is a powerful framing device in public discourse about how the criminal justice system should respond to serious violent crimes The cultural history of the monster reveals significant features of the metaphor that raise questions about the extent to which justice can be achieved in both the punishment of what are regarded as monstrous crimes and the treatment of those who commit such crimes This book is the

first to address the connections between the history of the monster metaphor the 19th century idea of the criminal as monster and the 20th century conception of the psychopath the new monster The book addresses in particular the ways in which the metaphor is used to scapegoat certain categories of crimes and criminals for anxieties about our own potential for deviant and indeed dangerous interests These interests have long been found to be associated with the fascination people have for monsters in most cultures including the West The book outlines an alternative public health approach to sex offending and crime in general that can incorporate what we know about illness prevention while protecting the rights and humanity of offenders The book concludes with an analysis of the role of forensic psychiatrists and psychologists in representing criminal defendants as psychopaths or persons with certain personality disorders As psychiatry and psychology have transformed bad behavior into mad behavior these institutions have taken on the legal role of helping to sort out the most dangerous among us for preventive treatment rather than carceral punishment *Free Will and the Brain* Walter Glannon, 2015-09-18 Examines how neuroscience can inform the concept of free will and associated practices of moral and criminal responsibility **Contemporary Psychiatry** Fritz Henn, Norman Sartorius, Hanfried Helmchen, Hans Lauter, 2013-11-11 Contemporary Psychiatry is an international textbook developed on the basis of the experience with its first three German editions making it a work with long and distinguished tradition It combines the German tradition of phenomenology and diagnosis going back to Kraepelin with the Anglo American tradition and the DSM IV diagnostic system In doing so Contemporary Psychiatry becomes a unique source among psychiatric texts offering a truly international approach to state of the art knowledge and future perspectives of psychiatry The four internationally renowned editors were able to acquire the leading specialists as contributors No less than 120 authors from 10 different countries ensure an extremely high standard and guarantee the consideration of cross cultural aspects A special feature of Contemporary Psychiatry is that it includes chapters on psychiatric disorders caused by extreme circumstances such as for example migration torture rape violence and natural and man made disasters *Advance Directives in Mental Health* Jacqueline Atkinson, 2007-07-15 Advance directive AD is a way of making a person's views known if he or she should become mentally incapable of giving consent or making informed choices about treatment in the future This book advises users on their choices about treatment in the event of future episodes of mental illness covering all legal and medical aspects of AD

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Table of Contents Rules Of Insanity Moral Responsibility And The Mentally Ill Offender

1. Understanding the eBook Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - The Rise of Digital Reading Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - Advantages of eBooks Over Traditional Books
2. Identifying Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - User-Friendly Interface
4. Exploring eBook Recommendations from Rules Of Insanity Moral Responsibility And The Mentally Ill Offender

- Personalized Recommendations
 - Rules Of Insanity Moral Responsibility And The Mentally Ill Offender User Reviews and Ratings
 - Rules Of Insanity Moral Responsibility And The Mentally Ill Offender and Bestseller Lists
5. Accessing Rules Of Insanity Moral Responsibility And The Mentally Ill Offender Free and Paid eBooks
 - Rules Of Insanity Moral Responsibility And The Mentally Ill Offender Public Domain eBooks
 - Rules Of Insanity Moral Responsibility And The Mentally Ill Offender eBook Subscription Services
 - Rules Of Insanity Moral Responsibility And The Mentally Ill Offender Budget-Friendly Options
 6. Navigating Rules Of Insanity Moral Responsibility And The Mentally Ill Offender eBook Formats
 - ePub, PDF, MOBI, and More
 - Rules Of Insanity Moral Responsibility And The Mentally Ill Offender Compatibility with Devices
 - Rules Of Insanity Moral Responsibility And The Mentally Ill Offender Enhanced eBook Features
 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - Highlighting and Note-Taking Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - Interactive Elements Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 8. Staying Engaged with Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 9. Balancing eBooks and Physical Books Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
 11. Cultivating a Reading Routine Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - Setting Reading Goals Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
 - Carving Out Dedicated Reading Time
 12. Sourcing Reliable Information of Rules Of Insanity Moral Responsibility And The Mentally Ill Offender

- Fact-Checking eBook Content of Rules Of Insanity Moral Responsibility And The Mentally Ill Offender
- Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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