

# REASONS FOR RACIAL DISPARITIES IN CRIMINAL JUSTICE

Racial disparities may occur in various practices, including those in the criminal justice system. These disparities are rooted in:



Negative stereotypes



Inequitable policies  
and practices



Systemic disadvantages

# Racial Issues In Criminal Justice

**Beth M. Huebner, Timothy S. Bynum**



## **Racial Issues In Criminal Justice:**

**Racial Issues in Criminal Justice** Marvin D. Free, 2003-09-30 Almost a third of all African American men in their twenties in the United States are in jail or prison or on probation or parole African Americans who comprise approximately 13% of the general population make up about half of the prison population Between 1980 and 2000 38 states added more African American men to their prison systems than were added to their respective systems of higher education However these statistics fail to tell the entire story To understand how the dynamics of disproportionate minority confinement came to exist one must examine the historical and cultural antecedents that affected and continue to affect this group Examining proposed solutions and providing alternative perspectives this volume addresses the overrepresentation of African Americans in the criminal justice system by critically examining the significance of race in American society and criminal justice responses to crime and African Americans Offering a critical examination of the issues this collection begins with a discussion of the marginalization of African Americans in the academic discipline of criminal justice and in the larger society an assessment of the impact of the legacy of slavery on private prisons and mass imprisonment and an empirical examination of the depiction of African Americans in prime time television crime programs Part II looks at racial profiling the underrepresentation of African Americans in hate crime victimization research the impact of race on presentencing the trend toward trying juveniles in adult court and the discriminatory treatment of African Americans in capital eligible cases Finally Part III discusses the impact of African American police officers on the profession analyzes black juror nullification proposes an increase in the presence of African American jurors and assesses the potential ameliorative impact of restorative justice on the current racial imbalance in the criminal justice system Police Brutality, Racial Profiling, and Discrimination in the Criminal Justice System Egharevba, Stephen, 2016-11-17 In order to protect and defend citizens the foundational concepts of fairness and equality must be adhered to within any criminal justice system When this is not the case accountability of authorities should be pursued to maintain the integrity and pursuit of justice Police Brutality Racial Profiling and Discrimination in the Criminal Justice System is an authoritative reference source for the latest scholarly material on social problems involving victimization of minorities and police accountability Presenting relevant perspectives on a global and cross cultural scale this book is ideally designed for researchers professionals upper level students and practitioners involved in the fields of criminal justice and corrections The Myth of a Racist Criminal Justice System William Wilbanks, 1987

Racial Issues in Criminal Justice Marvin D. Free, 2003-09-30 Almost a third of all African American men in their twenties in the United States are in jail or prison or on probation or parole African Americans who comprise approximately 13% of the general population make up about half of the prison population Between 1980 and 2000 38 states added more African American men to their prison systems than were added to their respective systems of higher education However these statistics fail to tell the entire story To understand how the dynamics of disproportionate minority confinement came to exist

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*Racial Disparities in the Criminal Justice System* Joan Petersilia, Rand Corporation, 1983 This 2 year study compared the treatment of white and minority offenders at key decision points in the criminal justice processing of approximately 1 400 male prison inmates in California Michigan and Texas Study data came from the California Offender Based Transaction Statistics which tracks offender processing from arrest to sentencing and the Rand Inmate Survey which yielded data from self reports of approximately 1 400 male prison inmates in California Michigan and Texas Prior research on discrimination in the criminal justice system produced controversial and contradictory findings Section II discusses the problems with this research and briefly describes the data and methodology Section III describes the workings of the criminal justice system and identifies racial differences in case processing revealed in some of the data Section IV analyzes more of the data for racial differences in crime commission rates and the probability of being arrested Section V looks at racial differences following the imposition of a court sentence Section VI explores racial differences in offender characteristics specifically crime motivation weapon use and prison violence Section VII summarizes the findings and presents the conclusions of the study Although the case processing system generally treated offenders similarly there were racial differences at two key points Minority suspects were more likely than whites to be released after arrest however after a felony conviction minority offenders were more likely than whites to be given longer sentences and to be put in prison instead of jail There were no statistically significant differences that implied discrimination against minorities in corrections

Racial Discrimination and Criminal Justice Marty Gitlin, 2021-07-15 The Black Lives Matter movement has shined a light on the frequently unequal treatment of African Americans by the U S justice system This has led to some adverse reactions including the protest slogans All Lives Matter and Blue Lives Matter The viewpoints in this volume examine the truths regarding the justice system and people of color in the United States Do the police have a problem when it comes to racial

discrimination Is the court system biased against people of color Can gang violence be curbed without racial profiling Experts from the field offer very different perspectives on this important topic      **Bias in the Law** Joseph Avery,Joel Cooper,2020-02-12 Racial bias in the U S criminal justice system is much debated and discussed but until now no single volume has covered the full expanse of the issue In *Bias in the Law* sixteen outstanding experts address the impact of racial bias in the full roster of criminal justice actors They examine the role of legislators crafting criminal justice legislation community enforcers and police as well as prosecutors criminal defense attorneys judges and jurors Understanding when and why bias arises as well as how it impacts defendants requires a clear understanding how each of these actors operate Contributions touch on other crucial topics racialized drug stigma legal technology and interventions that are vital for understanding how the United States has reached this moment of stark racial disparity in incarceration The result is an important entry into understanding the pervasiveness of racial bias how such bias impacts legal outcomes and why such impact matters This is an issue that is as relevant today as it was fifty or even one hundred fifty years ago and collection editors Joseph Avery and Joel Cooper provide a glimpse at how to proceed      *Handbook of Issues in Criminal Justice Reform in the United States* Elizabeth Jeglic,Cynthia Calkins,2021-12-04 This handbook provides a holistic and comprehensive examination of issues related to criminal justice reform in the United States from a multidisciplinary perspective Divided into five key domains of reform in the criminal justice system it analyzes Policing Policy and sentencing Reentry Treatment Alternatives to incarceration Each section provides a history and overview of the domain within the criminal justice system followed by chapters discussing issues integral to reform The volume emphasizes decreasing incarceration and minimizing racial ethnic and economic inequalities Each section ends with tangible recommendations based on evidence based approaches for reform Of interest to researchers scholars activists and policy makers this unique volume offers a pathway for the future of criminal justice reform in the United States      **Criminal Injustice** Robynne Neugebauer,2000-01-01 This volume examines racism within the process of criminal justice In every society criminal justice plays a key role establishing social control and maintaining the hegemony of the dominant economic classes The contributors to this anthology argue that the differential treatment of people of colour and First Nations peoples is due to systemic racism within all levels of the criminal justice system which serves these dominant classes Ideological and cultural changes are preconditions for the success of anti racist policies and practices within the criminal justice system and within other state institutions Recommendations for transformations in justice policy and practice are provided      Key Contested Issues in Criminology and Criminal Justice Anthony Walsh,2025-09-24 *Key Contested Issues in Criminology and Criminal Justice* addresses the key issues within criminology and criminal justice that are strongly contested among scholars in the field Covering 18 different themes the book identifies the ways in which different issues are contested and demonstrates how biopsychosocial concepts and methods can inform most of them It is divided into four broad sections The first section examines philosophical issues

such as the value of philosophy in criminology criminal justice the role of ideology in our disciplines and the issues of human nature and free will versus determinism The second section explains the biopsychosocial perspective that provides the framework used in exploring the various issues It explores the possibility of integrating the natural sciences with criminology behavioral and molecular genetics evolutionary theory and neuroscience It also considers issues related to child maltreatment brain development and the role of rationality vis vis emotion in decision making The third section examines crime causation and contains chapters on social learning versus control theories radical critical theories the relationship between intelligence and criminal behavior issues of socioeconomic status SES poverty and crime and whether religion is a barrier or bridge to antisocial behavior The final section looks at four issues in criminal justice the police abolition movement the nature of punishment and its justifications by the criminal justice system and issues in sentencing and the death penalty Key Contested Issues in Criminology and Criminal Justice will be of value to students and scholars in criminology and criminal justice as well as to criminal justice practitioners

*Race and Crime* Elizabeth Brown, George Barganier, 2018-10-02 Criminal justice practices such as policing and imprisonment are integral to the creation of racialized experiences in U S society Race as an important category of difference however did not arise here with the criminal justice system but rather with the advent of European colonial conquest and the birth of the U S racial state *Race and Crime* examines how race became a defining feature of the system and why mass incarceration emerged as a new racial management strategy This book reviews the history of race and criminology and explores the impact of racist colonial legacies on the organization of criminal justice institutions Using a macrostructural perspective students will learn to contextualize issues of race crime and criminal justice Topics include How coloniality explains the practices that reproduce racial hierarchies The birth of social science and social programs from the legacies of racial science The defining role of geography and geographical conquest in the continuation of mass incarceration The emergence of the logics of crime control the War on Drugs the redefinition of federal law enforcement and the reallocation of state resources toward prison building policing and incarceration How policing courts and punishment perpetuate the colonial order through their institutional structures and policies *Race and Crime* will help students understand how everyday practices of punishment and surveillance are employed in and through the police courts and community to create and shape the geographies of injustice in the United States today

**Race and Ethnicity in the Juvenile and Criminal Justice Systems** Jennifer Peck, 2018-11-07 Over the last few decades the racial and ethnic composition of the United States has changed dramatically This seismic transformation has important implications for theory research policy and public opinion perhaps most crucially around the topic of race ethnicity and our justice systems Recent national events from Ferguson to ferocious public debate about racism to media depictions of police violence have reawakened the tense question of race relations in the 21st century This edited collection of research aims to highlight contemporary issues surrounding the overrepresentation of racial and ethnic minorities throughout both the juvenile and

adult criminal justice systems Our contributors cover both formal sources of social control e g police courts correction facilities and perceptions and public opinions of the relationship between race ethnicity and offending behaviors As the intellectual sphere ignites with fresh debate old questions redefined and new ones asked this publication provides innovative insight into how race and ethnicity interconnect with all aspects of criminology and criminal justice Furthermore it helps encourage directions for future research practice and public policy This book was originally published as a special issue of the Journal of Crime and Justice

**Bias in the Law** Joseph Avery, Joel Cooper, 2020-02-12 Racial bias in the U S criminal justice system is much debated and discussed but until now no single volume has covered the full expanse of the issue In *Bias in the Law* sixteen outstanding experts address the impact of racial bias in the full roster of criminal justice actors They examine the role of legislators crafting criminal justice legislation community enforcers and police as well as prosecutors criminal defense attorneys judges and jurors Understanding when and why bias arises as well as how it impacts defendants requires a clear understanding how each of these actors operate Contributions touch on other crucial topics racialized drug stigma legal technology and interventions that are vital for understanding how the United States has reached this moment of stark racial disparity in incarceration The result is an important entry into understanding the pervasiveness of racial bias how such bias impacts legal outcomes and why such impact matters This is an issue that is as relevant today as it was fifty or even one hundred fifty years ago and collection editors Joseph Avery and Joel Cooper provide a glimpse at how to proceed

*The Political Roots of Racial Tracking in American Criminal Justice* Nina M. Moore, 2015-01-26 The race problem in the American criminal justice system persists because we enable it The tendency of liberals to point a finger at law enforcement racial conservatives the War on Drugs is misguided Black as well as white voters Democrat as much as Republican lawmakers President Obama as much as Reagan both Congress and the Supreme Court alike all are implicated We all are The Man Whether the problem is defined in terms of blacks overrepresentation in prisons or in terms of the disproportional use of deadly police force against blacks not enough of us demand that something be done *The Political Roots of Racial Tracking in American Criminal Justice* is the story of how the race problem in criminal justice is continually enabled in the national crime policy process and why

**Race, Ethnicity, Crime, and Justice** Akwasi Owusu-Bempah, Shaun Gabbidon, 2020-09-24 *Race Ethnicity Crime and Justice* An International Dilemma Second Edition takes a unique comparative approach to the exploration of race and ethnicity related justice issues in five countries around the world Using the colonial model as a theoretical lens Owusu Bempah and Gabbidon analyse data from Great Britain the United States Canada Australia and South Africa These international case studies help students contextualize race and justice issues within and across nations Concise historical framing illuminates today s racial dynamics in these diverse justice systems and accessible theory grounds the comparison of crime and justice data from the early 21st century with current statistics A new concluding chapter revisits the question of where these nations fit in the global context of state and non state actors and of ethnic and

racial justice issues This new edition is suitable for use as a core or supplemental text for advanced undergraduates and early graduate courses on race and crime minorities and criminal justice diversity in criminal justice and comparative justice systems It is also appropriate for use in sociology and ethnic studies courses that focus on race and crime

**The Color of Justice** Samuel Walker, Cassia Spohn, Miriam DeLone, 2004 Comprehensive and balanced THE COLOR OF JUSTICE is the definitive book on current research and theories of racial ethnic and gender discrimination within America's criminal justice system The authors synthesize the best and the most recent research on patterns of criminal behavior and victimization police practices court processing and sentencing the death penalty and correctional programs giving your students the facts and theoretical foundation they need to make their own informed decisions about discrimination in the system Uniquely unbiased THE COLOR OF JUSTICE makes every effort to incorporate discussion of all major race groups found in the United States

**The Handbook of Measurement Issues in Criminology and Criminal Justice** Beth M. Huebner, Timothy S. Bynum, 2016-04-28 This volume of the series was designed to provide a comprehensive primer on the existing best practices and emerging developments in the study and design research on crime and criminology The work as a whole includes chapters on the measurement of criminal typologies the offenders offending and victimization criminal justice organizations and specialized measurement techniques Each chapter is written by experts in the field and they provide an excellent survey of the literature in the relevant area More importantly each chapter provides a description of the various methodological and substantive challenges presented in conducting research on these issues and denotes possible solutions to these dilemmas An emphasis was placed on research that has been conducted outside of the United States and was designed to give the reader a broader more global understanding of the social context of research The goal of this volume is to provide a definitive reference for professionals in the field researchers and students This volume in the Handbooks in Criminology and Criminal Justice series identifies the principal topical areas of research in this field and summarizes the various methodological and substantive challenges presented in conducting research on these issues In each chapter authors provide a summary of the prominent data collection efforts in the topical area provide an overview of the current methodological work discuss the challenges in the measurement of central concepts in the subject area and identify new horizons emerging in data collection and measurement We encouraged authors to discuss work conducted in an international context and to incorporate discussion of qualitative methodologies when appropriate

**Race, Recognition and Retribution in Contemporary Youth Justice** Esmorie Miller, 2021-12-30 Race Recognition and Retribution in Contemporary Youth Justice provides a cross national sociohistorical investigation of the legacy of racial discrimination which informs contemporary youth justice practice in Canada and England The book links racial disparities in youth justice especially exclusion from ideologies of care and notions of future citizenship with historical practices of exclusion Despite the logic of care found in both rehabilitative and retributive forms of youth justice Black inner city youth remain excluded from lenience and social welfare considerations This



exclusion reflects a historical legacy of racial discrimination apparent in the harsher sanctions levied against Black innercity youth In exploring race s role in this arrangement the book asks To what extent were Black youth excluded from historic considerations of the lenience and social care built into the logic of youth justice in England and Canada To what extent are the disproportionately high incarceration rates for Black inner city youth in the contemporary system a reflection of a historic exclusion from considerations of lenience and social care How might contemporary justice efforts be reoriented to explicitly prioritize considerations of lenience and social care ahead of penalty for Black inner city youth Examining the entrenched structural continuities of racial discrimination the book draws on archival and interview data with interviewees including professionals who work with inner city youth In concert with the archival and interview data the book offers the intractability malleability I M thesis an integrated social theoretical logic with the capacity to expand the customary analytical scope for understanding the contemporary entrenched normalization of racialized youth as punishable The aim is to advance a historicized account exploring youth s positioning as constitutive of a continuity of racialized peoples in general and youth s in particular historic exclusion from the benefits of modern rights including lenience and care The I M logic takes its analytical currency from a combined critical race theory CRT and recognition theory The book argues that a truly progressive era of youth justice necessitates cultivating policy and practice which explicitly prioritizes considerations of lenience and social care ahead of reliance on penalty This multidisciplinary book is valuable reading for academics and students researching criminology sociology politics anthropology critical race studies and history It will also appeal to practitioners in the field of youth justice policymakers and third sector organizations

#### **African Americans and Criminal Justice**

Delores D. Jones-Brown, Beverly D. Frazier, Marvie Brooks, 2014-07-15 Does justice exist for Blacks in America This comprehensive compilation of essays documents the historical and contemporary impact of the law and criminal justice system on people of African ancestry in the United States African Americans and Criminal Justice An Encyclopedia comprises descriptive essays documenting the ways in which people of African descent have been victimized by oppressive laws enacted by local state and federal authorities in the United States The entries also describe how Blacks became disproportionately represented in national crime statistics largely through their efforts to resist legalized oppression in early American history and present biographies of famous and infamous Black criminal suspects and victims throughout early American history and in contemporary times Providing coverage of law and criminal justice practices from the precolonial period including the introduction of African slaves up to practices in modern day America this encyclopedia presents a frank and comprehensive view of how Americans of African descent have come to be viewed as synonymous with criminality This book represents an essential learning resource for all American citizens regardless of race or age

#### **A Theory of African American**

**Offending** James D. Unnever, Shaun L. Gabbidon, 2011-03-01 A little more than a century ago the famous social scientist W E B Du Bois asserted that a true understanding of African American offending must be grounded in the real conditions of what

it means to be black living in a racial stratified society Today and according to official statistics African American men about six percent of the population of the United States account for nearly sixty percent of the robbery arrests in the United States To the authors of this book this and many other glaring racial disparities in offending centered on African Americans is clearly related to their unique history and to their past and present racial subordination Inexplicably however no criminological theory exists that fully articulates the nuances of the African American experience and how they relate to their offending In readable fashion for undergraduate students the general public and criminologists alike this book for the first time presents the foundations for the development of an African American theory of offending

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