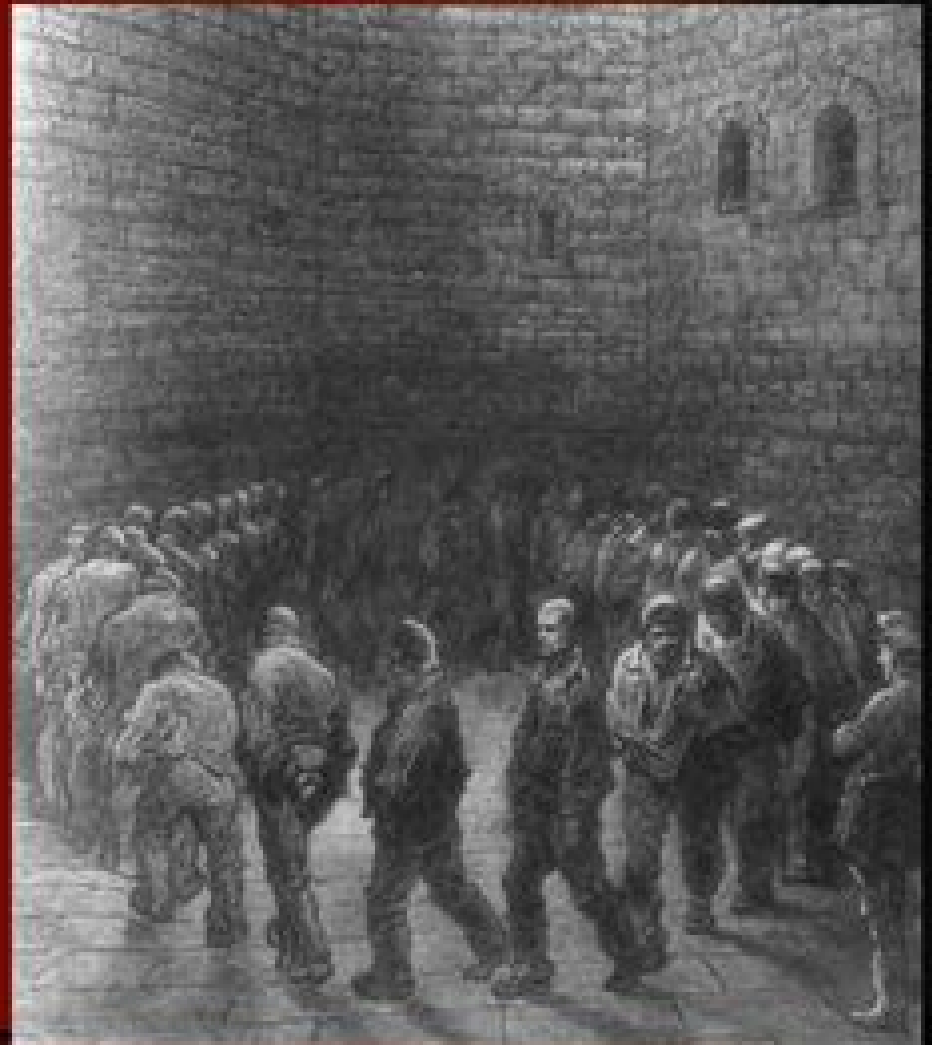


# Prison reform

- Inmates were not separated by offense and prisons included the violent & mentally ill
- Idea of rehabilitation rather than punishment began to take hold
- States began to build modern prisons (penitentiaries) to house long-term prisoners



# Punishment Prisons And Patriarchy Penal Reform In Early America

**Mark E. Kann**



## **Punishment Prisons And Patriarchy Penal Reform In Early America:**

*Punishment, Prisons, and Patriarchy* Mark E. Kann, 2005-08 *Punishment Prisons and Patriarchy* tells the story of how first generation Americans coupled their legacy of liberty with a penal philosophy that promoted patriarchy especially for marginal Americans American patriots fought a revolution in the name of liberty Their victory celebrations barely ended before leaders expressed fears that immigrants African Americans women and the lower classes were prone to vice disorder and crime This spurred a generation of penal reformers to promote successfully the most systematic institution ever devised for stripping people of liberty the penitentiary Today Americans laud liberty but few citizens contest the legitimacy of federal state and local government authority to incarcerate 2 million people and subject another 4 7 million probationers and parolees to scrutiny surveillance and supervision How did classical liberalism aid in the development of such expansive penal practices in the wake of the War of Independence **The Western Codification of Criminal Law** Aniceto

Masferrer, 2018-03-09 This volume addresses an important historiographical gap by assessing the respective contributions of tradition and foreign influences to the 19th century codification of criminal law More specifically it focuses on the extent of French influence among others in European and American civil law jurisdictions In this regard the book seeks to dispel a number of myths concerning the French model s actual influence on European and Latin American criminal codes The impact of the Napoleonic criminal code on other jurisdictions was real but the scope and extent of its influence were significantly less than has sometimes been claimed The overemphasis on French influence on other civil law jurisdictions is partly due to a fundamental assumption that modern criminal codes constituted a break with the past The question as to whether they truly broke with the past or were merely a degree of reform touches on a difficult issue namely the dichotomy between tradition and foreign influences in the codification of criminal law Scholarship has unfairly ignored this important subject an oversight that this book remedies Law's Imagined Republic Steven Wilf, 2010-04-19

*Law's Imagined Republic* shows how the American Revolution was marked by the rapid proliferation of law talk across the colonies This legal language was both elite and popular spanned different forms of expression from words to rituals and included simultaneously real and imagined law Since it was employed to mobilize resistance against England the proliferation of revolutionary legal language became intimately intertwined with politics Drawing on a wealth of material from criminal cases Steven Wilf reconstructs the intertextual ways Americans from the 1760s through the 1790s read law reading one case against another and often self consciously comparing transatlantic legal systems as they thought about how they might construct their own legal system in a new republic What transformed extraordinary tales of crime into a political forum How did different ways of reading or speaking about law shape our legal origins And ultimately how might excavating innovative approaches to law in this formative period which were constructed in the street as well as in the courtroom alter our usual understanding of contemporary American legal institutions *Law's Imagined Republic* tells the story of the untidy beginnings of American law

**Encyclopedia of Prisons and Correctional Facilities** Mary Bosworth, 2005 Are included Annotation 2004 Book News Inc Portland OR booknews com

**The Business of Incarceration** Justin Bronson Barringer, Sarah Frances Farmer, James McCarty, 2025-04-29 There has been perhaps no political issue in contemporary America able to garner as widespread agreement as the need to end our system of mass incarceration Racial justice advocates fiscal conservatives prison abolitionists and more believe that America incarcerates far too many of its people This book provides tools for Christians seeking to understand this massive social injustice its theological and historical origins and faithful ways of resisting and ending this system The Business of Incarceration places the political economic system that is the prison industrial complex at the center of the story it tells the analysis it provides and the engagement it recommends The second volume in The Business of Modern Life series this book extends the groundbreaking theo ethical analysis in The Business of War Theological and Ethical Reflections on the Military Industrial Complex to another social sphere that is supposedly oriented to the common good but is now dominated by logics of market and profit making

**Encyclopedia of Educational Reform and Dissent** Thomas C. Hunt, James C. Carper, Thomas J. Lasley, II, C. Daniel Raisch, 2010-01-12 Educational reform and to a lesser extent educational dissent occupy a prominent place in the annals of U S education Whether based on religious cultural social philosophical or pedagogical grounds they are ever present in our educational history Although some reforms have been presented as a remedy for society's ills most programs were aimed toward practical transformation of the existing system to ensure that each child will have a better opportunity to succeed in U S society Educational reform is a topic rich with ideas rife with controversy and vital in its outcome for school patrons educators and the nation as a whole With nearly 450 entries these two volumes comprise the first reference work to bring together the strands of reform and reformers and dissent and dissenters in one place as a resource for parents policymakers scholars teachers and those studying to enter the teaching profession Key Features Opens with a historical overview of educational reform and dissent and a timeline of key reforms legislation publications and more Examines the reform or dissent related to education found in theories concepts ideas writings research and practice Addresses how reformers and dissenters become significant culture shaping people and change the way we conduct our lives Key Themes Accountability Biographies Concepts and Theories Curriculum and Instruction Diversity Finances and Economics Government Organizations Advisory Organizations Business and Foundations Organizations Curriculum Organizations Government Organizations Professional Organizations Think Tanks Public Policy Religion and Religious Education Reports School Types Special Needs Technology This authoritative work fills a void in the literature in the vast areas of educational reform and dissent making it a must have resource for any academic library Availability in print and electronic formats provides students with convenient easy access wherever they may be

*Prisons in the United States* Cyndi Banks, 2017-03-27 Offering perspectives from a range of experts both academic and nonacademic this reference book examines the development of prisons in the United States and addresses the principal contemporary

issues and controversies of our prisons and prison systems Prisons were initially created as a means of reforming offenders but over time the objective of rehabilitation gave way to a strategy of mass imprisonment a system that has resulted in correctional facilities dealing with serious problems such as overcrowding prison gangs pervasive violence and a significant incidence of mental illness among inmates Prisons in the United States A Reference Handbook examines the history of corrections in America detailing how well intentioned policies intended to get tough on crime sanctioned the dismantling of parole systems and resulted in laws that imposed mandatory minimum sentences These changes contributed to the United States now having the biggest incarcerated population worldwide and the highest rate of incarceration The book offers an accessible history of the development of the prison system in the United States and analyzes the various problems and controversies associated with prisons in the present day The coverage includes key related issues including those of race and gender and enables readers to understand how past developments continue to affect public and official perceptions of the prison experience for example how the practice of keeping inmates in solitary confinement for lengthy periods has been reinvented and represents a return to a historically discredited practice Accounts of former inmates and of correctional officers are integrated into the text adding context and offering rarely heard perspectives on difficult issues affecting prisons

*Buried Lives* Michele Lise Tarter, Richard Bell, 2012 *Buried Lives* offers the first critical examination of the experience of imprisonment in early America These interdisciplinary essays investigate several carceral institutions to show how confinement shaped identity politics and the social imaginary both in the colonies and in the new nation The historians and literary scholars included in this volume offer a complement and corrective to conventional understandings of incarceration that privilege the intentions of those in power over the experiences of prisoners Considering such varied settings as jails penitentiaries almshouses workhouses floating prison ships and plantations the contributors reconstruct the struggles of people imprisoned in locations from Antigua to Boston The essays draw upon a rich array of archival sources from the seventeenth century to the eve of the Civil War including warden logs petitions execution sermons physicians clinical notes private letters newspaper articles runaway slave advertisements and legal documents Through the voices bodies and texts of the incarcerated *Buried Lives* reveals the largely ignored experiences of inmates who contested their subjection to regimes of power

*The Oxford Handbook of Sentencing and Corrections* Joan Petersilia, Kevin R. Reitz, 2015 This handbook surveys American sentencing and corrections from global and historical views from theoretical and policy perspectives and with attention to a number of problem specific issues

**America, History and Life**, 2007 Article abstracts and citations of reviews and dissertations covering the United States and Canada

**The Origins of the Criminal Justice System** Omi Hodwitz, 2025-02-18 *The Origins of the Criminal Justice System* Historical Explorations by the Justice Involved provides an introduction to the historical roots of modern day Western systems of justice The text addresses different aspects of criminal justice including chapters on police courts corrections and trends in crime and punishment as well as chapters that examine

the relationship between justice practices and select communities defined by gender age class and race Each chapter begins in Ancient Antiquity before progressing to the Middle Ages the Renaissance and Age of Enlightenment and concluding in the Modern Era Readers are introduced to the social and political factors evident at the time the structure and function of each era specific system and the execution and consequences of early policies and procedures The book provides an important and detailed examination of the evolution of justice practices tying these temporal threads to modern systems and offers the readership the opportunity to observe institutions across the millennia Whether it is jury trials in Ancient Greece or ordeals in the Dark Ages the reader is invited to traverse the world of criminal justice practices replete with eras of inspiration as well as intolerance and cruelty

*Liberty's Prisoners* Jen Manion, 2015-10-29 *Liberty's Prisoners* examines how changing attitudes about work freedom property and family shaped the creation of the penitentiary system in the United States The first penitentiary was founded in Philadelphia in 1790 a period of great optimism and turmoil in the Revolution's wake Those who were previously dependents with no legal standing women enslaved people and indentured servants increasingly claimed their own right to life liberty and happiness A diverse cast of women and men including immigrants African Americans and the Irish and Anglo American poor struggled to make a living Vagrancy laws were used to crack down on those who visibly challenged longstanding social hierarchies while criminal convictions carried severe sentences for even the most trivial property crimes The penitentiary was designed to reestablish order both behind its walls and in society at large but the promise of reformatory incarceration failed from its earliest years Within this system women served a vital function and *Liberty's Prisoners* is the first book to bring to life the experience of African American immigrant and poor white women imprisoned in early America Always a minority of prisoners women provided domestic labor within the institution and served as model inmates more likely to submit to the authority of guards inspectors and reformers White men the primary targets of reformatory incarceration challenged authorities at every turn while African American men were increasingly segregated and denied access to reform *Liberty's Prisoners* chronicles how the penitentiary though initially designed as an alternative to corporal punishment for the most egregious of offenders quickly became a repository for those who attempted to lay claim to the new nation's promise of liberty

**An Organ of Murder** Courtney E. Thompson, 2021-02-12 Finalist for the 2022 Cheiron Book Prize *An Organ of Murder* explores the origins of both popular and elite theories of criminality in the nineteenth century United States focusing in particular on the influence of phrenology In the United States phrenology shaped the production of medico legal knowledge around crime the treatment of the criminal within prisons and in public discourse and sociocultural expectations about the causes of crime The criminal was phrenology's ideal research and demonstration subject and the courtroom and the prison were essential spaces for the staging of scientific expertise In particular phrenology constructed ways of looking as well as a language for identifying understanding and analyzing criminals and their actions This work traces the long lasting influence of phrenological visual culture and language in

American culture law and medicine as well as the practical uses of phrenology in courts prisons and daily life

***Incarcerated Women*** Erica Rhodes Hayden,Theresa R. Jach,2017-02-06 The story of the rise of prisons and development of prison systems in the United States has been studied extensively in scholarship but the experiences of female inmates in these institutions have not received the same attention Historically women incarcerated in prison jails and reformatories accounted for a small number of inmates across the United States Early on they were often held in prisons alongside men and faced neglect exploitation and poor living conditions Various attempts to reform them ranging from moral instruction and education to domestic training faced opposition at times from state officials prison employees and even male prison reformers Due to the consistent small populations and relative neglect the women often faced their experiences in prison have been understudied This collection of essays seeks to recapture the perspective on women s prison experience from a range of viewpoints This edited collection will explore the challenges women faced as inmates their efforts to exert agency or control over their lives and bodies how issues of race and social class influenced experiences and how their experiences differed from that of male inmates Contributions extend from the early nineteenth century into the twenty first century to provide an opportunity to examine change over time with regards to female imprisonment Furthermore the chapters examine numerous geographic regions allowing for readers to analyze how place and environment shapes the inmate experience

***Standard-Bearers of Equality*** Paul J. Polgar,2019-11-07 Paul Polgar recovers the racially inclusive vision of America s first abolition movement In showcasing the activities of the Pennsylvania Abolition Society the New York Manumission Society and their African American allies during the post Revolutionary and early national eras he unearths this coalition s comprehensive agenda for black freedom and equality By guarding and expanding the rights of people of African descent and demonstrating that black Americans could become virtuous citizens of the new Republic these activists whom Polgar names first movement abolitionists sought to end white prejudice and eliminate racial inequality Beginning in the 1820s however colonization threatened to eclipse this racially inclusive movement Colonizationists claimed that what they saw as permanent black inferiority and unconquerable white prejudice meant that slavery could end only if those freed were exiled from the United States In pulling many reformers into their orbit this radically different antislavery movement marginalized the activism of America s first abolitionists and obscured the racially progressive origins of American abolitionism that Polgar now recaptures By reinterpreting the early history of American antislavery Polgar illustrates that the late eighteenth and early nineteenth centuries are as integral to histories of race rights and reform in the United States as the mid nineteenth century

***Punishment and Power in the Making of Modern Japan*** Daniel V. Botsman,2007-05-13 The kinds of punishment used in a society have long been considered an important criterion in judging whether a society is civilized or barbaric advanced or backward modern or premodern Focusing on Japan and the dramatic revolution in punishments that occurred after the Meiji Restoration Daniel Botsman asks how such distinctions have affected our understanding of the past

and contributed in turn to the proliferation of new kinds of barbarity in the modern world While there is no denying the ferocity of many of the penal practices in use during the Tokugawa period 1600-1868 this book begins by showing that these formed part of a sophisticated system of order that did have its limits Botsman then demonstrates that although significant innovations occurred later in the period they did not fit smoothly into the modernization process Instead he argues the Western powers forced a break with the past by using the specter of Oriental barbarism to justify their own aggressive expansion into East Asia The ensuing changes were not simply imposed from outside however The Meiji regime soon realized that the modern prison could serve not only as a symbol of Japan's international progress but also as a powerful domestic tool The first English language study of the history of punishment in Japan the book concludes by examining how modern ideas about progress and civilization shaped penal practices in Japan's own colonial empire *The Deviant Prison* Ashley T. Rubin, 2021-02-04 Early nineteenth century American prisons followed one of two dominant models the Auburn system in which prisoners performed factory style labor by day and were placed in solitary confinement at night and the Pennsylvania system where prisoners faced 24 hour solitary confinement for the duration of their sentences By the close of the Civil War the majority of prisons in the United States had adopted the Auburn system the only exception was Philadelphia's Eastern State Penitentiary making it the subject of much criticism and a fascinating outlier Using the Eastern State Penitentiary as a case study *The Deviant Prison* brings to light anxieties and other challenges of nineteenth century prison administration that helped embed our prison system as we know it today Drawing on organizational theory and providing a rich account of prison life the institution and key actors Ashley T. Rubin examines why Eastern's administrators clung to what was increasingly viewed as an outdated and inhuman model of prison and what their commitment tells us about penal reform in an era when prisons were still new and carefully scrutinized *Taming Passion for the Public Good* Mark E. Kann, 2013-04-01 Kann's latest tour de force explores the ambivalence during the founding of our nation about whether political freedom should augur sexual freedom Tracing the roots of patriarchal sexual repression back to revolutionary America Kann asks highly contemporary questions about the boundaries between public and private life suggesting provocatively that political and sexual freedom should go hand in hand This is a must read for those interested in the intertwining of politics public life and sexuality Ben Agger University of Texas at Arlington The American Revolution was fought in the name of liberty In popular imagination the Revolution stands for the triumph of populism and the death of patriarchal elites But this is not the case argues Mark E. Kann Rather in the aftermath of the Revolution America developed a society and system of laws that kept patriarchal authority alive and well especially when it came to the sex lives of citizens In *Taming Passion for the Public Good* Kann contends that that despite the rhetoric of classical liberalism the founding generation did not trust ordinary citizens with extensive liberty Through the policing of sex elites sought to maintain control of individuals private lives ensuring that citizens would be productive moral and orderly in the new nation New American elites applauded traditional marriages in



which men were the public face of the family and women managed the home They frowned on interracial and interclass sexual unions They saw masturbation as evidence of a lack of self control over one s passions and they considered prostitution the result of aggressive female sexuality Both were punishable offenses By seeking to police sex elites were able to keep alive what Kann calls a resilient patriarchy Under the guise of paternalism they were able simultaneously to retain social control while espousing liberal principles with the goal of ultimately molding the country into the new American ideal a moral and orderly citizenry that voluntarily did what was best for the public good

**The Furnace of Affliction** Jennifer Graber, 2011 Focused on the intersection of Christianity and politics in the American penitentiary system Jennifer Graber explores evangelical Protestants efforts to make religion central to emerging practices and philosophies of prison discipline from the 1790s thr

*American Penology* Thomas G. Blomberg, 2017-07-12 The purpose of *American Penology* is to provide a story of punishment s past present and likely future The story begins in the 1600s in the setting of colonial America and ends in the present As the story evolves through various historical and contemporary settings America s efforts to understand and control crime unfold The context ideas practices and consequences of various reforms in the ways crime is punished are described and examined Though the book s broader scope and purpose can be distinguished from prior efforts it necessarily incorporates many contributions from this rich literature While this enlarged second edition incorporates select descriptions and contingencies in relation to particular eras and punishment ideas and practices it does not limit itself to individual histories of these eras Instead it uses history to frame and help explain particular punishment ideas and practices in relation to the period and context from which they evolved The authors focus upon selected demographic economic political religious and intellectual contingencies that are associated with historical and contemporary eras to show how these contingencies shaped America s punishment ideals and practices In offering a new understanding of received notions of crime control in this edition Blomberg and Lucken not only provide insights into the future of punishment but also show how the larger culture of control extends beyond the field of criminology to have an impact on declining levels of democracy freedom and privacy

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