



REFORM AND REGRET

*The Story of Federal
Judicial Involvement
in the Alabama
Prison System*

LARRY W. YACKLE

Reform And Regret The Story Of Federal Judicial Involvement In The Alabama Prison System

Malcolm M. Feeley, Edward L. Rubin



Reform And Regret The Story Of Federal Judicial Involvement In The Alabama Prison System:

Reform and Regret Larry W. Yackle, 1989 This important book describes the campaign to achieve prison reform in Alabama through constitutional litigation in the federal courts Yackle describes the process that produced Judge Frank Johnson's decree that the system constituted cruel and unusual punishment and subsequent efforts to enforce order in the face of bureaucratic inertia administrative incompetence and political demagoguery *Reform and Regret* Larry W. Yackle, 1989-04-06 When the deplorable conditions in Alabama's prisons were revealed at trial in 1975 Judge Frank Johnson declared the prison system as a whole to constitute cruel and unusual punishment in violation of the eighth amendment He then issued an elaborate decree specifying improvements that must be made to satisfy constitutional standards In this study Larry W Yackle describes the campaign to achieve prison reform in Alabama through constitutional litigation in the federal courts and surveys the process that produced Johnson's decree and subsequent efforts to enforce his order in the face of bureaucratic inertia administrative incompetence and political demagoguery A decade later the prisons showed significant physical improvements but Alabama's resistance to progressive penal policies remained intact and impeded lasting change Covering the lawyers' strategies Judge Johnson's creative actions and the machinations of state and federal officials including the Department of Justice under President Ronald Reagan this book conveys the frustrating yet effective effort at prison litigation and offers important lessons for other proponents of penal reform across the country Federal Probation, 1989

The Culture of Urban Control John P. Walsh, 2013-06-27 The Culture of Urban Control Jail Overcrowding in the Crime Control Era explores and analyzes the growth and expansion of the United States largest single site urban jail system Through an analysis of a United States Federal Court initiated consent decree this research provides a narrative of criminal justice policy politics and legal maneuvering between the years of 1993 and 2003 associated with overcrowding within the Cook County Jail As a result of increased policing presence and subsequent arrests during the crime control era of the 1990s the Cook County Department of Corrections experienced a continually overcrowded correctional facility resulting in pre trial and post convicted inmates sleeping on floors in overcrowded and dilapidated facilities Beginning in the early 1990s and under the supervision of the federal court Chicago and Cook County Illinois undertook the largest expansion of local level incarceration and correctional control in their history The disputing process between local state and federal level claims makers within the legal arena and through media representations are analyzed in conjunction with infrastructure growth changing correctional populations community level expansion of correctional programming and the social reality of the inmate experience How local level corrections and federal interdiction were shaped by local level politics and criminal justice systems are examined Rationing Justice Kris Shepard, 2007 Established in 1964 the federal Legal Services Program later Corporation served a vast group of Americans desperately in need of legal counsel the poor At the program's zenith in 1981 more than 1 450 offices employing six thousand attorneys and three thousand paralegals worked to aid those who could not

afford private attorneys In Rationing Justice Kris Shepard looks at this pioneering program s effect on the Deep South BOOK JACKET **Prison and Slavery - A Surprising Comparison** John Dewar Gleissner,2010-11-17 This historically accurate and thoroughly researched book compares the modern American prison system to antebellum slavery The surprising comparison proves that antebellum slavery was not as bad as many believe while modern mass incarceration is an unrealized social and financial disaster of mammoth proportions Constitutional Remedies Michael Wells,Thomas A.

Eaton,2002-10-30 Understanding the impact of constitutional rights in the real world depends on understanding the law of constitutional remedies for their violation Integrating the history doctrine and policy of constitutional remedy Wells and Eaton explain how people go about trying to obtain redress for violations of their constitutional rights Diverse issues arise when persons seek to bring a lawsuit against governments officials or private individuals for violation of their constitutional rights Among them are whether the injury ought to be accorded constitutional status at all or instead should be treated as a routine wrong no different in principle from a traffic accident If the case warrants constitutional status the next issue is whether or not suit may be brought against the officer who committed the wrong or his government employer and so on On each of these and other issues the authors guide the reader through the complex body of doctrine the lively case law debates and the scholarly literature over the appropriate mix of policies and the means by which to achieve them 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 Lawful Order Leo Carroll,2005-09-14 Prisons remain a controversial topic for debate in our society While few doubt the necessity of their existence there is considerable debate over their purpose organization and processes Do prisons exist to rehabilitate punish or simply incarcerate How do we judge prison conditions If those conditions are found to be unacceptable how do we change them What are a prisoner s rights This book charts the history of Rhode Island s Adult Correctional Institutions over the past 40 years Professor Carroll examines the radical transformation of Rhode Island prisons in response to changes in their external environment and determines that the transformation can be seen to manifest five distinct stages patriarchy anarchy restoration threat and consolidation

Encyclopedia of American Prisons Marilyn D. McShane, Frank P. Williams,2004-08-02 Original essays by corrections experts The United States has the lightest incarceration rate in the world and crime is one of the major driving forces of political discourse throughout the country Information about penal institutions imprisonment and prisoners is important to everyone from judges on the bench to citizens on the street Now for the first time a comprehensive reference work presents a full overview of incarceration in America The Encyclopedia features original essays by leading U S corrections experts who offer historical perspectives insights into how and why the present prison system developed where we are today and where we are likely to be in the future Every important aspect of American prisons is covered from the handling of convicts with AIDS to juvenile delinquents behind bars from boot camps to life without parole from racial conflict to sexual exploitation

Features more than 160 signed articles More than 160 signed articles by recognized authorities are presented alphabetically by topic The articles ranging from 1 000 to 6 000 words provide an overview of each subject and include a selective bibliography The coverage introduces readers to individuals noted for their work with prisons James Bennett Dorothea Dix Howard Gill facilities renowned for setting precedents Walnut Street Jail Alcatraz Marion current policy procedure and program oriented descriptions contraband boot camps classification technology concise discussions of current prison issues prisoners rights gangs visits by the children of incarcerated women Frequently the articles chart the historical evolution of a subject area explore current issues and predict future trends Discusses vital issues The Encyclopedia also surveys and analyzes policies and procedures used in the past such as chain gangs building tenders and Sacred Straight programs as well as legislation that has shaped prison policy such as the Ashurst Summers Act and the Civil Rights of Institutionalized Persons Act Offering a wealth of useful facts this important new reference work contains a comprehensive name and subject index internal cross references and a chronology of important events in prison history The coverage encompasses historical and contemporary aspects of correctional institutions in the United States discusses vital issues and reports on the latest reaching findings Photos of notable people and facilities accompany the text This unique work fills a substantial reference need Government officials librarians teachers students and professionals working within the corrections field will the coverage invaluable

Building the Prison State Heather Schoenfeld, 2024-05-31 The United States incarcerates more people per capita than any other industrialized nation in the world about 1 in 100 adults or more than 2 million people while national spending on prisons has catapulted 400 percent Given the vast racial disparities in incarceration the prison system also reinforces race and class divisions How and why did we become the world's leading jailer And what can we as a society do about it Reframing the story of mass incarceration Heather Schoenfeld illustrates how the unfinished task of full equality for African Americans led to a series of policy choices that expanded the government's power to punish even as they were designed to protect individuals from arbitrary state violence Examining civil rights protests prison condition lawsuits sentencing reforms the War on Drugs and the rise of conservative Tea Party politics Schoenfeld explains why politicians veered from skepticism of prisons to an embrace of incarceration as the appropriate response to crime To reduce the number of people behind bars Schoenfeld argues that we must transform the political incentives for imprisonment and develop a new ideological basis for punishment

Pitiful Plaintiffs Susan Gluck Mezey, 1999-03-15 Focusing on a class action lawsuit against the Illinois child welfare system B H v Johnson Pitiful Plaintiffs examines the role of the federal courts in the child welfare policymaking process and the extent to which litigation can achieve the goal of reforming child welfare systems Beginning in the 1970s children's advocates asked the federal courts to intervene in the child welfare policymaking process Their weapons were for the most part class action suits that sought widespread reform of child welfare systems This book is about the tens of thousands of abused and neglected children in the United States who enlisted the help of the federal courts

to compel state and local governments to fulfill their obligations to them Based on a variety of sources the core of the research consists of in depth open ended interviews with individuals involved in the Illinois child welfare system particularly those engaged in the litigation process including attorneys public officials members of children s advocacy groups and federal court judges The interviews were supplemented with information from legal documents government reports and publications national and local news reports and scholarly writings Despite the proliferation of child welfare lawsuits and the increasingly important role of the federal judiciary in child welfare policymaking structural reform litigation against child welfare systems has received scant scholarly attention from a political science or public policy perspective Mezey s comprehensive study will be of interest to political scientists and public policy analysts as well as anyone involved in social justice and child welfare

Courageous Judicial Decisions in Alabama Dr. Jack Kushner,2011-02-23 When one reads the history of the state of Alabama courageous judicial decisions appears to be an oxymoron because there have not been many such decisions Most that did occur were related in some fashion to the racial problems that have existed in Alabama from the very beginning of statehood It is important that we understand just what we mean when we speak of courage Sustained courage emanates from character which in itself takes a lifetime to build Courage can be defined as the moral strength that permits one to face fear and difficulty Courage requires a certain amount of leadership and this leadership behavior is admirable and excellent Making judicial decisions that changed ways of living in Alabama during the days of segregation required courage These decisions could have severe consequences for ones safety and could affect ones family Yet despite the potential consequences there were at least four judges in Alabama who made decisions based on what they thought was the right thing to do and would lead Alabama in the right direction The judges whose names come immediately to the forefront are George Stone Thomas G Jones James E Horton Jr and Frank M Johnson

Prison Nation Paul Wright,Tara Herivel,2013-10-23 Prison Nation is a distant dispatch from a foreign and forbidden place the world of America s prisons Written by prisoners social critics and luminaries of investigative reporting Prison Nation testifies to the current state of America s prisoners living conditions and political concerns These concerns are not normally the concerns of most Americans but they should be From substandard medical care the inadequacy of resources for public defenders to the death penalty the issues covered in this volume grow more urgent every day Articles by outstanding writers such as Mumia Abu Jamal Noam Chomsky Mark Dow Judy Green Tracy Huling and Christian Parenti chronicle the injustices of prison privatization class and race in the justice system our quixotic drug war the rarely discussed prison AIDS crisis and a judicial system that rewards mostly those with significant resources or the desire to name names Correctional facilities have become a profitable growth industry for companies like Wackenhut that run them and companies like Boeing that use cheap prison labor With fascinating narratives shocking tales and small stories of hope Prison Nation paints a picture of a world many Americans know little or nothing about

Captive Market Anna Gunderson,2022 A novel explanation for state prison privatization that they do so to

limit legal and political accountability for inmate lawsuits One of the most controversial developments in the American criminal justice in the last few decades has been the development of the modern private prison industry While there are many explanations proffered for the adoption of this policy including partisanship economic stress unionization and lobbying efforts by private prison firms none fully explain why states privatize their prisons In *Captive Market* Anna Gunderson proposes a novel explanation for why states adopt this policy She shows that states privatize prisons to limit legal and political accountability for inmate lawsuits an unintended consequence of the legal rights revolution for prisoners Evidence from an original dataset and interviews with private prison companies government officials and advocacy groups suggest that growing prisoner lawsuits are a significant driver of prison privatization in the United States With over 160 000 inmates currently held in private facilities across the country it is vital to understand the causes of this rise and the nuances of private prison policy one with significant consequences for the American criminal legal system An eye opening account of an industry that many are aware of but few know much about this book will reshape our understanding of the fundamental nature of the American carceral state

The Oxford History of the Prison Norval Morris, David J. Rothman, 1998 Ranging from ancient times to the present a survey of the evolution of the prison explores its relationship to the history of Western criminal law and offers a look at the social world of prisoners over the centuries *Criminal Justice 2000*, 2000

Criminal Justice 2000: Boundary changes in criminal justice organizations, 2000 **Boundary Changes in Criminal Justice Organizations, Vol. 2, Criminal Justice 2000, (July 2000)**, 2000 **The Rehnquist Court and Criminal Punishment** Christopher E. Smith, 2014-02-04 First Published in 1997 Organised in a easily readable format this book on the Supreme Court and punishment takes the reader through the sentencing and incarceration issues that have been so controversial and yet so relatively unchanged over the years

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