

Chapter 14

14.1 Critical Thinking

1. What do you think are some of the fundamental problems with the crime control model?

What are the benefits of this model?

This model's main problems are the lack of individual rights and the presumption of guilt, which are antithetical to the American system of justice. Benefits include the emphasis on punishing criminals and the "no-nonsense" approach to trials.

2. What do you think are some of the fundamental problems with the due process model? What are the benefits of this model?

This model's main problem is that it can literally let criminals "get away with murder" by providing so many legal protections that prosecutors do not have a chance. Its benefits include the emphasis on the defendant's civil rights, as well as the presumption of innocence, which is the foundation of American justice.

14.2 Critical Thinking

1. What impact do you think DNA profiling will have on the future of law enforcement?

Many people feel that this will have the same revolutionary role that fingerprinting did over 100 years ago.

2. Can you think of any other technological advances not listed above that could significantly impact law enforcement in the future?

Try to brainstorm your answers to this question and come up with as many ideas as you can.

14.3 Critical Thinking

1. Can you think of any other technological advances not listed above that could impact the administration of justice in the future?

Again, try to brainstorm your answers to this question and come up with as many ideas as you can.

2. Review the FYI on Bilingual Courts presented on page 536. Do you think that people who don't speak English should be allowed to serve as jurors? Why or why not?

This topic is controversial, because some feel that it is a communication issue and others believe that it is an ethnic issue. First separate the two issues, then ask yourself how non-English-speaking jurors would benefit or slow down the criminal justice process.

14.4 Critical Thinking

1. When it comes to corrections, to what do you think more money should be devoted: punishment or rehabilitation? Why?

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CRITICAL THINKING ANSWER KEY

The new penology seems quite grim to many, and this may prompt some to consider a new focus on rehabilitation. Others, however, will prefer to focus on punishment.

2. Of the possible future technology advances presented above, which do you think could have the most significant impact on corrections in the future? Why?

Answers will vary. Be sure to explain how the options you choose could be reasonably implemented.