

By Reason Of Insanity Trade Paperback Shane Stevens

The Insanity DefenseThe Insanity DefenseThe Insanity DefenseInsanity on TrialBy Reason of InsanityThe Insanity DefenseCrime and MadnessThe Insanity Defense the World OverMake Mad the GuiltyThe Insanity Defense: American DevelopmentsThe Insanity Defense and Its AlternativesJury and the Defense of InsanityThe Insanity DefenceInsanityDisorder in the CourtThe Insanity Defense and the Trial of John W. Hinckley, JrDistrict of Columbia Code. 1967 EdA companion to criminal justice, mental health and riskThe Insanity DefensePenal Code, Annotated Abraham S. Goldstein Rudolph Joseph Gerber Donald H. J. Hermann Norman J. Finkel Lawrence Zelic Freedman Richard Moran Thomas Maeder Rita J. Simon Richard Arens Jane Moriarty Ingo Keilitz Rita J. Simon Ronnie Mackay Charles Patrick Ewing Andrea L. Alden Lincoln Caplan Washington (D.C.) Taylor, Paul United States. Congress. Senate. Committee on the Judiciary California

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the insanity defense has become the most passionately debated issue in criminal law a debate marked by slogans and stereotypes mr goldstein offers a reasoned study of that debate and the current rules behind the law as well as a careful examination of what might be expected from any new rules now proposed

the insanity defense debate has come full circle again the current round began when john hinckley opened fire in 1943 it was daniel m naghten who pulled the trigger the acts of both would be insanity acquittees provoked the press the populace a president and a queen to expressions of outrage and triggered congress the house of lords judges jurists psychologists and psychiatrists to debate this most maddening matter insanity which has historically been surrounded by defenses defen ders and detractors found itself once again under siege on trial and undergoing rigorous cross examination treatises were written on the sub ject testimony was taken and new rules and laws were adopted the dust has settled but it has not cleared what is clear to me is that we have got it wrong once again the full circle analogy and historical parallel to m naghten 1843 warrant some elaboration hinckley s firing at the president captured by television and rerun again and again rekindled an old debate regarding the allegedly insane and punishment caplan 1984 maeder 1985 szasz 1987 a debate in which the insanity defense is centrally situated the smolderings

ignited anew when the hinckley 1981 jury brought in its verdict not guilty by reason of insanity ngri

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studies the insanity defense including its history its emotional and intellectual justification legal and medical difficulties of administration objections to it and solutions that have been proposed

the defense of insanity the world over is the tenth in a series of books that examines social issues or social problems from an explicitly comparative perspective this volume compares the criteria and procedures surrounding the defense of insanity across twenty two countries in addition to the criteria for each of the countries rita j simon and heather ahn redding report the burden of proof whether this burden is on the side of the defense or the prosecution the degree beyond a reasonable doubt or by a preponderance of the evidence the form the verdict takes who typically decides a judge or a jury what role experts play in the proceedings and what happens to the defendant if he or she is found not guilty by reason of insanity the defense of insanity the world over provides a history of the defense of insanity going as far back as ancient greek and roman societies including the development of the defense in modern legal codes beginning with the british criteria in 1265 this one of a kind study also looks at how the defense of insanity is treated in jewish and islamic law simon and ahn redding have crafted an expert study that will appeal to scholars of sociology criminal justice and international studies book jacket

whether the accused is competent to stand trial whether the plaintiff is competent to accuse or whether a witness is competent to testify has had a long legal history such questions draw legal reasoning into areas of ethical reflection and scientific debate deeply rooted in the moral history of the united states mental competence has come to play a central and controversial role in proving guilt and in evaluating the severity of a crime and its corresponding punishment this compendium brings together the major legal precedents and legal commentaries that have defined the role of mental illness in criminal trials throughout u s history the reprint collection considers among other issues the evolution of the supreme court s position on the insanity defense and mental retardation how these affect one s competency to stand trial or be executed and how these affect culpability and punishment each volume begins with an introductory essay and includes both cases and commentary scholars as well as students will find these volumes a useful research tool

thirty years after it was first published the issues raised in the jury and the defense of insanity remain pertinent rita james simon examines how motivated and competent juries are how well jurors understand and follow judges instructions their understanding of expert testimony and the extent to which their own backgrounds and experiences influence their decisions simon provides a rare opportunity to observe how jurors go about the process of deliberating and reaching a verdict by following them into the jury room and recording their deliberations this pathbreaking study of jury room behavior provides compelling evidence of the effectiveness of our trial by jury system the jury and the defense of insanity was the product of an experimental study conducted as part of the university of chicago jury project over 1 000 jurors were chosen to participate not as volunteers but as part of their regular jury duty in two experimental trials one on a charge of housebreaking the other of incest in each the insanity defense was raised court judges instructed the jurors to consider the recorded trials they were about to hear with all the care and seriousness they would give to a real criminal prosecution and the taped recordings of their deliberations make it clear that they did just that these recordings along with responses

to detailed questionnaires yielded significant data equally applicable to civil as to criminal cases we learn their reactions to their fellow jurors personal evaluations of the quality and effectiveness of deliberations the degree to which religion sex social status education and like factors affect participation in and influence on the course of the deliberation and the recounting of and reliance upon personal experience in seeking to reach a verdict among other insights furnished by this study this is an exact record not a description or recollected account of the struggle of a jury to weigh evidence and achieve a just verdict for lawyers whose job it is to win civil and criminal cases for behavioral scientists who study male and female reactions in their cultural environment to the circumstances that confront them and to all who are interested in how people behave and why in a dramatic socially significant situation this is a fascinating and revealing book

more than any other defence in the criminal law the insanity defence has and continues to be the subject of heated debate yet too little is known about how the insanity defence operates in different jurisdictions including in the united kingdom and ireland in this book mackay and brookbanks and their team of expert contributors explore the theory and practice around the insanity defence and analyse its diverse influence and manifestations across a wide range of common law and civil law jurisdictions typically the insanity defence as exemplified in the m'naughten rules represents a foundational aspect of criminal responsibility although in some jurisdictions it serves only to define degrees of mental capacity however what all jurisdictions have in common is the high and increasing incidence of mental illness and impairment challenging existing constructions of an exculpatory rule this book explores in detail the origins and operation of the m'naughten rules as well as the eclectic nature of the insanity defence its highly variable linguistic expression and the diverse social policy mandates it seeks to embrace the insanity defence will reinvigorate the debate about the defence by discussing both its theoretical basis and exploring how different jurisdictions approach the insanity plea not only in relation to an appropriate test and how it operates but also from the perspective of disposal and how those who use the insanity defence successfully are dealt with this book will be of interest to researchers academics and advanced students with an interest in criminal law internationally as well as to those involved in the development of policy and legislation

the most complex of all legal psychological issues the insanity defence has been employed thousands of times but there is still little understanding by psychologists and lawyers of its proper use by analysing some of the most well known insanity cases in legal history this book sheds light on its peculiarities

both expert and lay audiences have struggled to understand and apply commonplace definitions of sanity and the portrayal of the insanity defense in popular culture has only served to further frustrate such understandings andrea l alden argues that the problems with understanding the insanity defense are at their foundation rhetorical the legal concept of what constitutes insanity and therefore an abdication of responsibility for one's actions does not map neatly onto the mental health professions' understandings of mental illness and how that affects an individual's ability to understand or control his or her actions additionally there are multiple layers of persuasion involved in any effort to convince a judge jury or a public for that matter that a defendant is or is not responsible for his or her actions at a particular moment in time alden examines landmark court cases such as the trial of daniel mcnaughtan durham v

this book published in 1984 tells of the insanity defense in english and american law and of the trial of john hinckley jr in 1982 for the shooting of reagan and three others on 30 mar 1981 recounts the proceedings of hinckley's trial for the attempted assassination of president reagan traces the history of the insanity plea and argues for the continued use of that defense

within the domains of criminal justice and mental health care critical debate concerning care versus control and therapy versus security is now commonplace indeed the hybridisation of these areas is now a familiar theme this unique and topical text provides an array of expert analyses from key contributors in the field that explore the interface between criminal justice and mental health using concise yet robust definitions of key terms and concepts it consolidates scholarly analysis of theory policy and practice readers are provided with practical debates in addition to the theoretical and ideological concerns surrounding the risk assessment treatment control and risk management in a cross disciplinary context included in this book is recommended further reading and an index of legislation making it an ideal resource for students at undergraduate and postgraduate level together with researchers and practitioners in the field

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