

Hate Crimes

Criminal Law & Identity Politics

James B. Jacobs
Kimberly Potter

Hate Crimes Criminal Law And Identity Politics

James Ciment



Hate Crimes Criminal Law And Identity Politics:

Hate Crimes James B. Jacobs, Kimberly Potter, 2000-12-28 In the early 1980s a new category of crime appeared in the criminal law lexicon In response to concerted advocacy group lobbying Congress and many state legislatures passed a wave of hate crime laws requiring the collection of statistics on and enhancing the punishment for crimes motivated by certain prejudices This book places the evolution of the hate crime concept in socio legal perspective James B Jacobs and Kimberly Potter adopt a skeptical if not critical stance maintaining that legal definitions of hate crime are riddled with ambiguity and subjectivity No matter how hate crime is defined and despite an apparent media consensus to the contrary the authors find no evidence to support the claim that the United States is experiencing a hate crime epidemic instead they cast doubt on whether the number of hate crimes is even increasing The authors further assert that while the federal effort to establish a reliable hate crime accounting system has failed data collected for this purpose have led to widespread misinterpretation of the state of intergroup relations in this country The book contends that hate crime as a socio legal category represents the elaboration of an identity politics now manifesting itself in many areas of the law But the attempt to apply the anti discrimination paradigm to criminal law generates problems and anomalies For one thing members of minority groups are frequently hate crime perpetrators Moreover the underlying conduct prohibited by hate crime law is already subject to criminal punishment Jacobs and Potter question whether hate crimes are worse or more serious than similar crimes attributable to other anti social motivations They also argue that the effort to single out hate crime for greater punishment is in effect an effort to punish some offenders more seriously simply because of their beliefs opinions or values thus implicating the First Amendment Advancing a provocative argument in clear and persuasive terms Jacobs and Potter show how the recriminalization of hate crime has little if any value with respect to law enforcement or criminal justice Indeed enforcement of such laws may exacerbate intergroup tensions rather than eradicate prejudice

Hate Crimes : Criminal Law and Identity Politics New York University Center for Research in Crime and Justice James B. Jacobs Director, New York University Center for Research in Crime and Justice Kimberly Potter Director, 1998-03-28 In the early 1980s a new category of crime appeared in the criminal law lexicon In response to concerted advocacy group lobbying Congress and many state legislatures passed a wave of hate crime laws requiring the collection of statistics on and enhancing the punishment for crimes motivated by certain prejudices This book places the evolution of the hate crime concept in socio legal perspective James B Jacobs and Kimberly Potter adopt a skeptical if not critical stance maintaining that legal definitions of hate crime are riddled with ambiguity and subjectivity No matter how hate crime is defined and despite an apparent media consensus to the contrary the authors find no evidence to support the claim that the United States is experiencing a hate crime epidemic instead they cast doubt on whether the number of hate crimes is even increasing The authors further assert that while the federal effort to establish a reliable hate crime accounting system has failed data collected for this purpose have led to

widespread misinterpretation of the state of intergroup relations in this country The book contends that hate crime as a socio legal category represents the elaboration of an identity politics now manifesting itself in many areas of the law But the attempt to apply the anti discrimination paradigm to criminal law generates problems and anomalies For one thing members of minority groups are frequently hate crime perpetrators Moreover the underlying conduct prohibited by hate crime law is already subject to criminal punishment Jacobs and Potter question whether hate crimes are worse or more serious than similar crimes attributable to other anti social motivations They also argue that the effort to single out hate crime for greater punishment is in effect an effort to punish some offenders more seriously simply because of their beliefs opinions or values thus implicating the First Amendment Advancing a provocative argument in clear and persuasive terms Jacobs and Potter show how the recriminalization of hate crime has little if any value with respect to law enforcement or criminal justice Indeed enforcement of such laws may exacerbate intergroup tensions rather than eradicate prejudice

Hate Crimes Phyllis B. Gerstenfeld, 2017-03-31 The Fourth Edition of *Hate Crimes Causes Controls and Controversies* by Phyllis B Gerstenfeld takes a multidisciplinary approach that allows students to explore a broad scope of hate crimes Drawing on recent developments topics and current research this book examines the issues that foster hate crimes while demonstrating how these criminal acts impact individuals as well as communities Students are introduced to the issue through first person vignettes offering a more personalized account of both victims and perpetrators of hate crimes Packed with the latest court cases research and statistics from a variety of scholarly sources the Fourth Edition is one of the most comprehensive and accessible textbooks in the field

Understanding Hate Crimes Carolyn Turpin-Petrosino, 2015-03-27 Hate crimes and lesser acts of bigotry and intolerance are seen to be constants in today's world Since 1990 the federal government has published annual reports on hate crime incidents in the United States While the reported numbers are disturbing even more devastating is the impact of these crimes on individuals communities and society This comprehensive textbook can serve as a stand alone source for instructors and students who study hate crimes and or other related acts It invites the reader to consider relevant social mores and practices as well as criminal justice policies as they relate to hate crimes by presenting this subject within a broad context

Regulating Deviance Bernadette McSherry, Alan Norrie, Simon Bronitt, 2008-12-12 The criminal attacks that occurred in the United States on 11 September 2001 have profoundly altered and reshaped the priorities of criminal justice systems around the world Domestic criminal law has become a vehicle for criminalising new terrorist offences and other transnational forms of criminality Preventative detention regimes have come to the fore balancing the scales in favour of security rather than individual liberty These moves complement already existing shifts in criminal justice policies and ideologies brought about by adjusting to globalisation economic neo liberalism and the shift away from the post war liberal welfare settlement This collection of essays by leading scholars in the fields of criminal law and procedure criminology legal history law and psychology and the sociology of law focuses on the future directions for the criminal law in the light of

current concerns with state security and regulating deviant behaviour The Oxford Handbook of Criminology Alison Liebling, Shadd Maruna, Lesley McAra, 2023 With contributions from leading authorities this is the definitive guide to current criminological theory research and policy The Oxford Handbook of Criminology provides a comprehensive collection of chapters covering the core and emerging topics studied on criminology courses indispensable to students academics and professionals alike 43 chapters written by over 85 leading academics exploring relevant theory cutting edge research policy developments and current debates encouraging students to appreciate the diverse and interdisciplinary nature of criminological discourse Includes detailed references to aid further research Chapters updated to reflect recent cases statistics and scholarship as well as significant current events such as Covid 19 and social justice movements New chapters added presenting research on topical issues including victimology hate crime desistance cybercrime atrocity crimes convict criminology security and smart cities prison abolitionism comparative criminology sex offending and network criminology Digital formats and resources The seventh edition is available for students and institutions to purchase in a variety of formats and is supported by online resources The e book offers a mobile experience and convenient access along with functionality tools navigation features and links that offer extra learning support www.oxfordtextbooks.co.uk/ebooks The accompanying online resources include essay questions and links to useful websites for each chapter along with guidance on answering essay questions and access to chapters from previous editions

The Globalization of Hate Jennifer Scheppe, Mark Austin Walters, 2016 The Globalisation of Hate Internationalising Hate Crime is the first book to examine the impact of globalisation on our understanding of hate speech and hate crime Bringing together internationally acclaimed scholars with researchers policy makers and practitioners from across the world it critically scrutinises the concept of hate crime as a global phenomenon seeking to examine whether hate crime can or should be conceptualised within an international framework and if so how this might be achieved Beginning with the global dynamics of hate the contributions analyse whether hate crime can be defined globally whether universal principles can be applied to the phenomenon how hatred is spread and how it impacts upon our global society The middle portion of the book moves beyond the broader questions of globalisation to jurisdictional examples of how globalisation impacts upon our understanding of and also our responses to hate crime The chapters explore in greater detail what is happening around the world and how the international concepts of hate crime are being operationalised locally drawing out the themes of globalisation and internationalisation that are relevant to hate crime as evidenced by a number of jurisdictions from Europe the US Asia and Africa The final part of the book concludes with an examination of the different ways in which hate speech and hate crime is being combatted globally International law internet regulation and the use of restorative practices are evaluated as methods of addressing hate based conflict with the discussions drawn from existing frameworks as well as exploring normative standards for future international efforts Taken together these innovative and insightful contributions offer a timely investigation into the effects

of hate crime offering an interdisciplinary approach to tackling what is now a global issue It will be of interest to scholars and students of criminology sociology and criminal justice as well as criminal justice practitioners police officers and policy makers

Social Issues in America James Ciment, 2015-03-04 Truly comprehensive in scope and arranged in A Z format for quick access this eight volume set is a one source reference for anyone researching the historical and contemporary details of more than 170 major issues confronting American society Entries cover the full range of hotly contested social issues including economic scientific environmental criminal legal security health and media topics Each entry discusses the historical origins of the problem or debate past means used to deal with the issue the current controversy surrounding the issue from all perspectives and the near term and future implications for society In addition each entry includes a chronology a bibliography and a directory of Internet resources for further research as well as primary documents and statistical tables highlighting the debates

ZAP Gerard Casey, 2019-11-18 We re all in favour of free speech except when we re not Often it s a case of free speech for me but not for thee The regulation of speech is a matter that is typically dealt with arbitrarily without there being any obvious principled basis for the decisions that are made Is hate speech so called a form of free speech What of blasphemy in either its ancient or contemporary forms Should certain forms of speech be mandatory As with free speech we re all in favour of tolerance except when we re not Tolerance is increasingly coming to seem well intolerable and new and improved forms of intolerance are everywhere on the rise not least as embodied in the currently fashionable doctrines of diversity inclusion and equality In ZAP Gerard Casey presents a critical and unified approach to both free speech and tolerance based on the Zero Aggression Principle keeping the critical discussion topical and grounded by reference to current events

The Passions of Law Susan Bandes, 2000-01-01 The Passions of Law is the first anthology to treat the role that emotions play don t play and ought to play in the practice and conception of law and justice Lying at the intersection of law psychology and philosophy this emergent field of law scholarship raises some of the most profound and interesting questions at the heart of jurisprudence For example what role do emotions ranging from disgust to compassion play in the decision making processes of judges lawyers juries and clients What emotions belong in which legal contexts Is there a hierarchy of emotions and if so through what sources do we identify it To what extent are emotions subject to change or tutelage How can we evaluate the role of emotion in such disparate contexts as death sentencing laws about same sex marriage hate crime legislation punitive damages or shaming penalties Consisting of original essays by leading scholars of law theology political science and philosophy The Passions of Law contributes to ongoing efforts to humanize law and reveals how this previously unacknowledged aspect of decision making exerts a much greater impact on justice and the practice of law than most tend or like to think Learn more about Susan Bandes

The Routledge International Handbook on Hate Crime Nathan Hall, Abbee Corb, Paul Giannasi, John Grieve, 2014-07-25 This edited collection brings together many of the world s leading experts both academic and practitioner in a single volume handbook that examines key international issues in

the field of hate crime Collectively it examines a range of pertinent areas with the ultimate aim of providing a detailed picture of the hate crime problem in different parts of the world The book is divided into four parts An examination covering theories and concepts of issues relating to definitions of hate crime the individual and community impacts of hate crime the controversies of hate crime legislation and theoretical approaches to understanding offending An exploration of the international geography of hate in which each chapter examines a range of hate crime issues in different parts of the world including the UK wider Europe North America Australia and New Zealand Reflections on a number of different perspectives across a range of key issues in hate crime examining areas including particular issues affecting different victim groups the increasingly important influence of the Internet and hate crimes in sport A discussion of a range of international efforts being utilised to combat hate and hate crime Offering a strong international focus and comprehensive coverage of a wide range of hate crime issues this book is an important contribution to hate crime studies and will be essential reading for academics students and practitioners interested in this field

Contested Equality Elif Askin,Hannah Stoll,2024-12-09 This is an open access title available under the terms of a CC BY NC ND 4 0 License It is free to read download and share on Elgaronline thanks to generous funding support of the University Research Priority Program URPP Equality of Opportunity of the University of Zurich Comparative in scope this book explores current debates surrounding the legal notion of equality It expertly analyses equality law from a range of different legal perspectives divided into three categories dimensions of inequality framing and proceduralising inequality and new frontiers of inequality

Select Essays on Governance and Accountability Issues in Public Law Hennie Strydom,Joanna Botha,2020-10-27 The essays in this book authored by academics from the Faculties of Law at the University of Johannesburg and Nelson Mandela University respectively emanate from a joint research project and conference arranged by the Faculties in 2018 The essays focus on public law issues impacting on governance and accountability in South African law and in international and regional law but with a specific focus on problems afflicting the African continent

Pursuing Justice Ralph A. Weisheit, Frank Morn,2025-09-15 Pursuing Justice Fourth Edition examines the issue of justice by considering the origins of the idea formal systems of justice current global issues of justice and ways in which justice might be achieved by individuals organizations and the global community Part I demonstrates how the idea of justice has emerged over time starting with religion and philosophy and then to the concept of social justice Part II outlines the very different mechanisms used by various nations for achieving state justice including systems based on common law civil law and Islamic law with a separate discussion of the U S justice system Part III focuses on six contemporary issues of justice war immigration domestic terrorism genocide slavery and the environment Finally Part IV shows how individuals and organizations can go about pursuing justice and describes the rise of global justice This updated book uses current events and debates to help students understand the complexities and nuances of a society's pursuit of justice It provides students with the foundations of global justice systems integrating Greek philosophies and major

religious perspectives into a justice perspective and contributes to undergraduate understanding of international justice bodies NGOs and institutions

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

Sexuality and Identity Leslie J. Moran, 2017-11-30 Born in the late nineteenth century sexuality is a relatively new category within the human sciences in general and law and society scholarship in particular Despite its novelty it is now a central category through which we understand ourselves both as individuals and as members of communities This volume offers a collection of essays selected to reflect the ever widening horizons and diverse methodologies of law and society scholarship on sexual and identity in law The essays offer an insight into some of the key themes and recent developments in this body of work Each in different ways offers an evaluation of the nature meaning and effects of sexuality thereby providing a critical evaluation of the politics of sexual identity as it appears in and through the law

State Responses to Anti-LGBT Violence Piotr Godzisz, 2024-03-20 This book offers a much needed analysis of the difficulties associated with providing state protection from violence based on sexual orientation and gender identity in Europe Focusing on Poland as a national case study encompassed in the broader European context the book provides a holistic analysis of internal and external factors influencing state level policy outcomes By focusing on hate crime advocacy and carefully dissecting it from the rest of the LGBT rights package the book fills a gap in queer scholarship which has overlooked this aspect of mobilisation The book also examines the emerging international standards and provides

a comparative analysis of national laws policies and practices on anti LGBT hate crime across Europe Highlighting variance in outcomes in different areas of LGBT rights this book considers the role of lesser known actors and mechanisms who are key in enacting critical policy changes State Responses to Anti LGBT Violence provides a critical reflection on the complicated relationships between queer communities and the state The Routledge Companion to Gender and Crime Francesca Spina,2025-07-30 The Routledge Companion to Gender and Crime offers a comprehensive intersectional and global exploration of gender and crime addressing patterns of offending and victimization criminal justice system challenges and the evolving role of gender in criminal justice worldwide This edited collection will help readers gain an understanding of the intersectional and global dynamics of gender and crime including offending and victimization patterns justice system challenges and professional practices It examines gendered differences in criminal processing sentencing and supervision and touches upon contemporary issues that practitioners face related to gender and sexuality such as gender and health in prisons The book delivers this through chapters written by experts integrating cutting edge research real world applications and diverse perspectives to address contemporary issues in criminology and criminal justice This handbook expands upon existing works to include a background on gender and crime theories related to gendered victimization and offending and the importance of intersectionality The Routledge Companion to Gender and Crime will be of interest to both undergraduate and graduate students in criminology and criminal justice programs as well as researchers and educators in gender politics and sociology Hate Crimes Barbara Perry,2009-03-05 This book offers a comprehensive approach to understanding hate crime its causes consequences prevention and prosecution Hate crimes continue to be a pervasive problem in the United States The murder of Matthew Shepard the lynching of James Byrd the murderous rampage of Benjamin Smith and anti Muslim violence remind us that incidence of deadly bigotry is not only a recurring chapter in U S history but also a part of our present day world Contrary to common belief hate mongers who commit crimes are rarely members of the Ku Klux Klan or a skinhead group In fact fewer than 5 percent of identifiable offenders are members of organized hate groups Yet rather than being an individual crime hate crime represents an assault against all members of stigmatized and marginalized communities To fully understand the phenomenon of hate crime and reduce its incidence it is necessary to clearly define the term itself to examine the victims and the offenders and to evaluate the consequences and harms of hate crimes This comprehensive five volume set carefully addresses the disturbing variety and incidence of hate crimes exposing their impacts on the broader realms of crime punishment individual communities and society The contributing authors and editors pay critical attention to cutting edge topics such as online hate crimes hate based music anti Latino hostilities Islamophobia hate crimes in the War on Terror school based anti hate initiatives and more The final volume of Hate Crimes provides valuable food for thought on possible legislative educational social policy or community organizational responses to the varied forms of hate crime **The Future of Policing** Jennifer M. Brown,2013-10-08 The police service in England and Wales is facing

major challenges in its financing political oversight and reorganisation of its structures Current economic conditions have created a wholly new environment whereby cost saving is permitting hitherto unthinkable changes in the style and means of delivery of policing services In the context of these proposed changes Lord Stevens formerly Commissioner of the Metropolitan Police Service was asked to chair an Independent Commission looking into the future of policing The Commission has a wide ranging remit and the papers in this book offer up to date analysis of contemporary problems from the novel perspective of developing a reform agenda to assist the Commission Bringing together contributions from both key academic thinkers and police professionals this book discusses new policing paradigms lays out a case for an evidence based practice approach and draws attention to developing areas such as terrorism public order and hate crime Policing is too important to be left to politicians as the health of a democracy may be judged by the relationship between the police and the public The aim of this book is to question and present analyses of problems offer new ideas and propose realistically achievable solutions without being so timid as to preserve the status quo It will be of interest to both academics and students in the fields of criminology and policing studies as well as professionals in the policing service NGOs and local authority organisations

Unveiling the Power of Verbal Artistry: An Mental Sojourn through **Hate Crimes Criminal Law And Identity Politics**

In a global inundated with displays and the cacophony of fast transmission, the profound power and mental resonance of verbal beauty often disappear into obscurity, eclipsed by the constant barrage of sound and distractions. However, nestled within the musical pages of **Hate Crimes Criminal Law And Identity Politics**, a fascinating function of literary brilliance that impulses with raw thoughts, lies an unique trip waiting to be embarked upon. Penned with a virtuoso wordsmith, that enchanting opus manuals readers on a mental odyssey, gently exposing the latent possible and profound affect embedded within the delicate web of language. Within the heart-wrenching expanse with this evocative analysis, we will embark upon an introspective exploration of the book is main themes, dissect its fascinating publishing design, and immerse ourselves in the indelible effect it leaves upon the depths of readers souls.

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Hate Crimes Criminal Law And Identity Politics Introduction

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