The Growth of **INCARCERATION** in the United States

National Academy of Sciences

April 30, 2014

Exploring Causes and Consequences

National Academy of Sciences







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A standing committee established in 1975 by the National Institute of Justice to:

- Provide independent, expert advice on law and justice
- Identify new areas of research
- Assist in resolving scientific controversies
- Extend the research agenda in established areas
- Promote theory development
 - Advance research-based policies

Sponsors

This work would not have been possible without the support of the National Institute of Justice and the John D. and Catherine T. MacArthur Foundation



Committee on Causes and Consequences of High Rates of Incarceration

- **JEREMY TRAVIS** (*Chair*), John Jay College of Criminal Justice, City University of New York
- **BRUCE WESTERN** (*Vice Chair*), Department of Sociology and Kennedy School of Government, Harvard University
- **JEFFREY BEARD**, California Department of Corrections and Rehabilitation*
- **ROBERT D. CRUTCHFIELD**, Department of Sociology, University of Washington
- **TONY FABELO**, Justice Center, Council of State Governments, Lexington, KY
- **MARIE GOTTSCHALK**, Department of Political Science, University of Pennsylvania
- **CRAIG HANEY**, Department of Psychology and Program in Legal Studies, University of California, Santa Cruz
- THE HONORABLE RICARDO H. HINOJOSA, U.S. District Court, Southern District of Texas
- **GLENN C. LOURY**, Department of Economics, Brown University
- SARA S. MCLANAHAN, Department of Sociology, Princeton University

- **LAWRENCE M. MEAD**, Department of Politics, New York University
- **KHALIL GIBRAN MUHAMMAD**, Schomburg Center for Research in Black Culture, New York City Public Library
- **DANIEL S. NAGIN**, Heinz College, Carnegie Mellon University
- **DEVAH PAGER**, Department of Sociology and Kennedy School of Government, Harvard University.
- **ANNE MORRISON PIEHL**, Department of Economics and Program in Criminal Justice, Rutgers University
- JOSIAH D. RICH, Department of Medicine and Epidemiology, Brown University, and Center for Prisoner Health and Human Rights, The Miriam Hospital, Providence, RI
- **ROBERT J. SAMPSON**, Department of Sociology, Harvard University
- **HEATHER ANN THOMPSON**, Department of History, Temple University
- **MICHAEL TONRY**, School of Law, University of Minnesota
- **AVELARDO VALDEZ**, School of Social Work, University of Southern California

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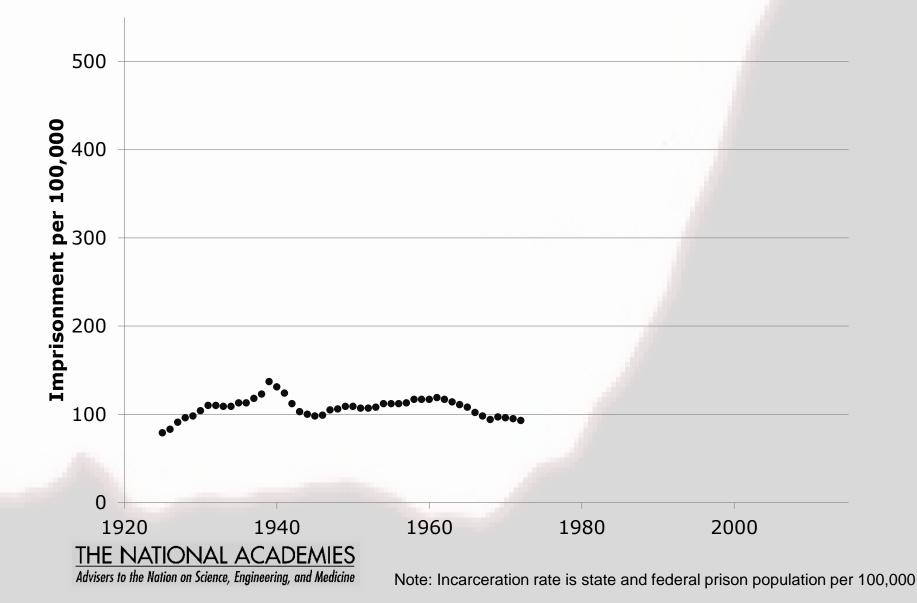
* Resigned in the Fall of 2013

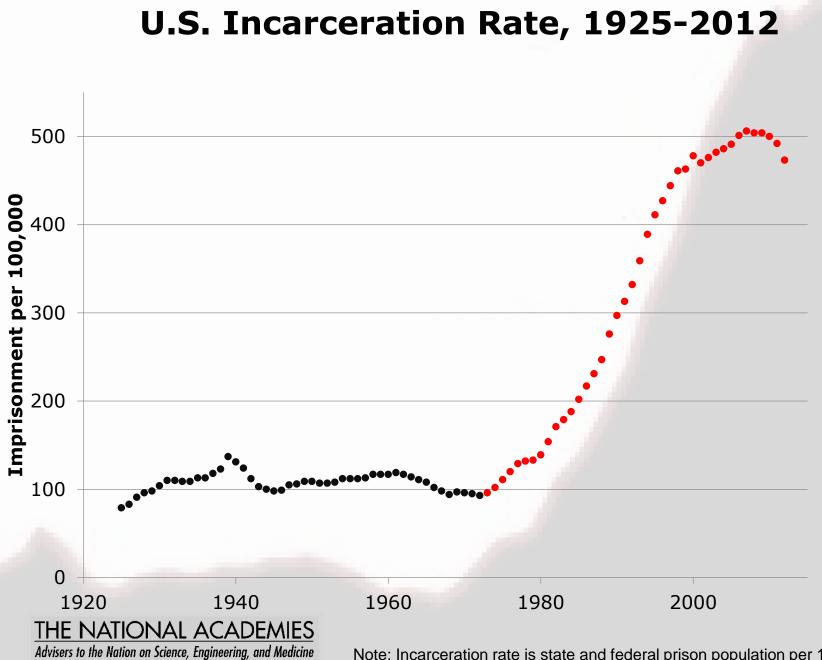
Committee's Charge

- What changes in U.S. society and public policy drove the rise in incarceration?
- What consequences have these changes had for crime rates?
- What effects does incarceration have on those in confinement; on their families and children; on the neighborhoods and communities from which they come and to which they return; and on the economy, politics, structure, and culture of U.S. society?
- What are the implications for public policy of the evidence on causes and effects of high levels of incarceration?

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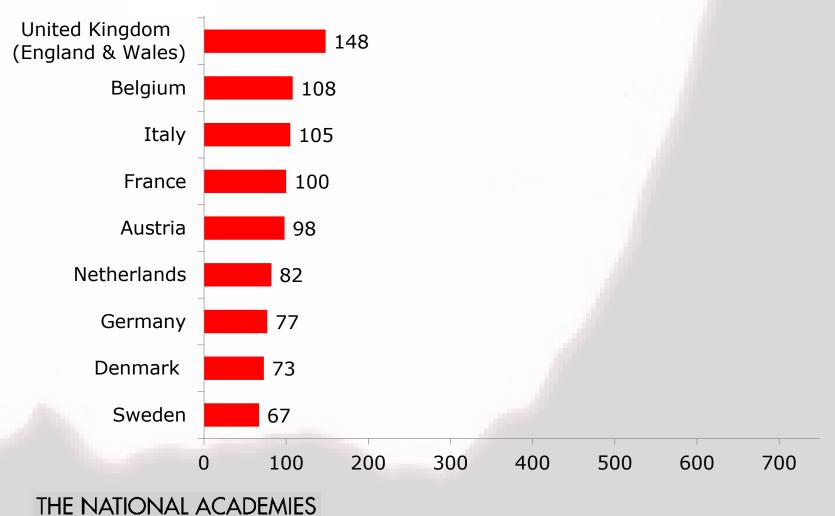
U.S. Incarceration Rate, 1925-1972





Note: Incarceration rate is state and federal prison population per 100,000

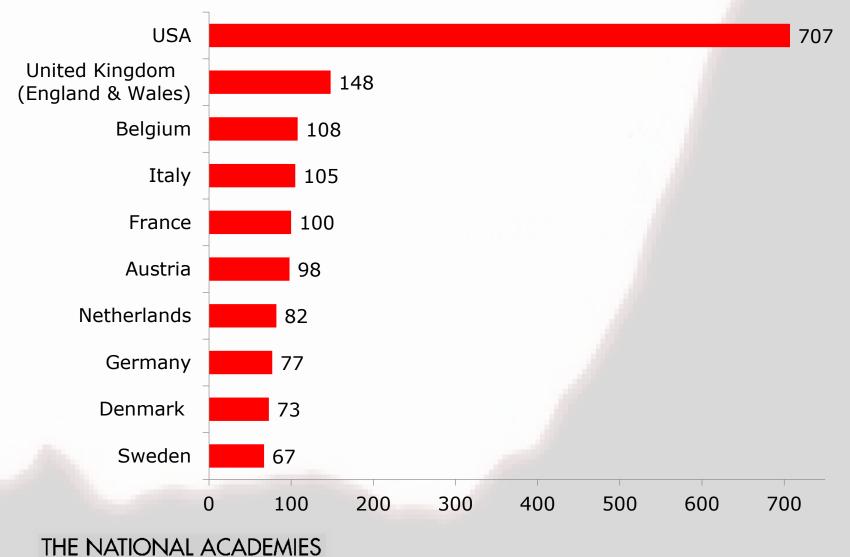
Incarceration in U.S. and Europe, 2012-2013 per 100,000 population



* Prison and Jail

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Incarceration in U.S. and Europe, 2012-2013 per 100,000 population



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* Prison and Jail

Our First Conclusion

The growth in incarceration rates in the United States over the past 40 years is historically unprecedented and internationally unique



Underlying Causes: Crime, Politics, and Social Change

- Crime rates increased significantly from the early 1960s to the early 1980s (e.g., murder rate doubled from 1960 to 1980)
- Decline in urban manufacturing, problems of drugs and violence concentrated in poor and racially segregated inner city neighborhoods
- Rising crime combined with civil rights activism, urban disorder, heightened public concern and tough-on-crime rhetoric from political leaders

Direct Causes: Changes in Sentencing and Law Enforcement

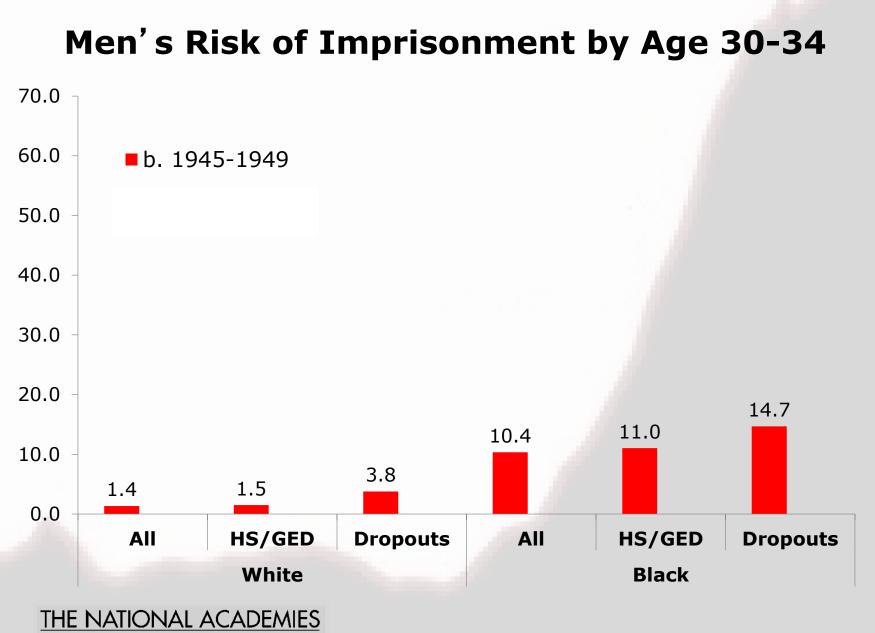
- In the 1980s states and the federal government adopted mandatory guidelines and expanded mandatory prison sentences
- Drug arrest rates increased significantly and drug crimes were sentenced more harshly
- In the 1990s longer sentences were set particularly for violent crimes and repeat offenders (e.g., three-strikes, truth-insentencing)



Tough Sentencing Increased Incarceration and Contributed to Racial Disparity

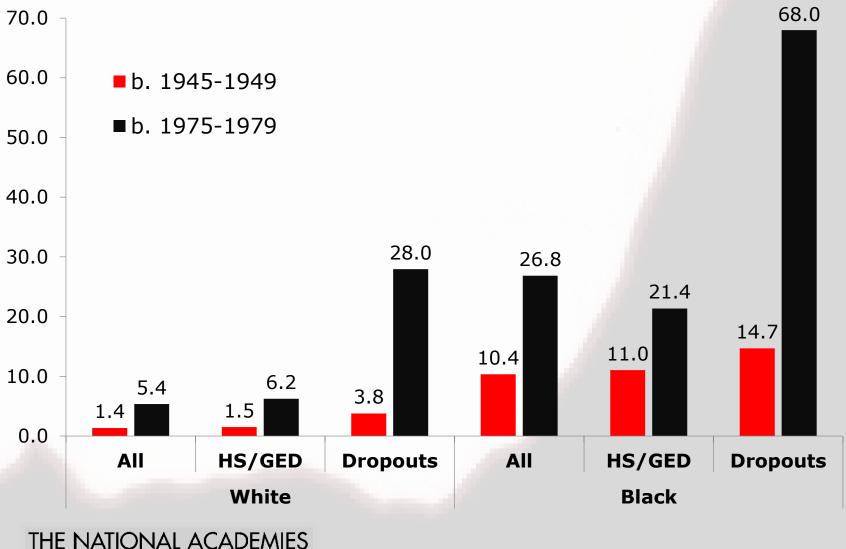
- Growth of state prison populations, 1980 2010, is explained in roughly equal proportion by (a) the increased rate of incarceration given an arrest and (b) longer sentences
- Although incarceration rates increased across the population, racial disparities yielded high rates among Hispanics and extremely high rates among blacks





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Imprisonment Risk Extraordinary for Young Less Educated Black Men



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Impact of Incarceration on Crime

 Increased incarceration may have reduced crime but most studies indicate the effect is likely to be small

 Either through incapacitation or deterrence, the incremental crime reduction effect of increasing lengthy sentences is modest at best



Social and Economic Effects

- Prisons became more overcrowded and offered fewer programs, but lethal violence in prison declined
- Men and women released from prison experience low wages and high unemployment
- Incarceration is associated with the instability of families and adverse developmental outcomes for the children involved
- Incarceration is concentrated in poor, highcrime neighborhoods

Main Conclusion

The U.S. has gone past the point where the numbers of people in prison can be justified by any potential benefits.

According to the best available evidence:

- The crime reduction effect is uncertain; most studies show small effects
- The social and economic consequences may have been far-reaching

From Evidence to Policy: Guiding Principles

To draw implications from the empirical research we elaborate four principles of jurisprudence and good governance:

Sentences should be proportionate to the seriousness of the crime

 Punishment should not exceed the minimum needed to achieve its legitimate purpose

•The conditions and consequences of imprisonment should not be so severe or lasting as to violate one's fundamental status as a member of society

 As public institutions in a democracy, prisons should promote the general well-being of all members of society

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Policy Recommendation

The United States should take steps to reduce incarceration rates

This requires changes in:

•<u>Sentencing Policy</u>: Reexamining policies for mandatory minimum sentences, long sentences and enforcement of drug laws

• <u>Prison Policy</u>: Improving the conditions of incarceration, reducing the harm to the families and communities

•<u>Social Policy</u>: Assessing community needs for housing, treatment, and employment that may increase with declining incarceration

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For more information: CLAJ@nas.edu

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