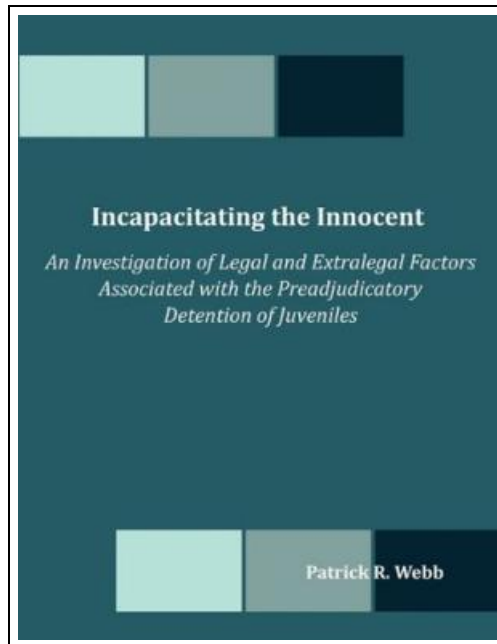


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(Dr. Carmine Hayes MD)

INCAPACITATING THE INNOCENT: AN INVESTIGATION OF LEGAL AND EXTRALEGAL FACTORS ASSOCIATED WITH THE PREADJUDICATORY DETENTION OF JUVENILES



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Dissertation.Com. Paperback. Condition: New. 162 pages. Dimensions: 9.5in. x 7.4in. x 0.4in. The purpose of this study was to identify the factors associated with the utilization of preadjudicatory detention among juveniles in the United States. Specifically, this study identified: (a) the philosophical basis associated with the utilization of the preadjudicatory detention of juveniles, (b) the legal origins of the preadjudicatory detention of juveniles, (c) a number of theoretical perspectives associated with the use of preadjudicatory detention of juveniles, and (d) whether legal (i. e. , prior record, offense, etc.) or extralegal factors (i. e. , race, gender, etc.) were associated with the detention of juveniles in the juvenile justice system. The study utilized a quantitative method design in which secondary data were employed. A total of 7, 135 juveniles were analyzed from secondary data gathered by the United States Department of Justice, Bureau of Justice Statistics in 1998. Various types of statistical analysis (bivariate cross-tabulation, binary logistic regression) provided clarification and differentiation concerning factors associated with the preadjudicatory detention of juveniles. With respect to extralegal factors, the results from this study indicate that race was associated with the detention of juveniles. Specifically, African American juveniles were likely to experience preadjudicatory detention. The results also reveal that certain legal factors were associated with the preadjudicatory detention of juveniles. For instance, a juveniles relationship with the juvenile court at the time of intake and the juveniles prior arrest record were associated with preadjudicatory detention. In addition, the juveniles total number of charges as well as the specific charges of burglary, robbery and assault were associated with the preadjudicatory detention of the juvenile. This study underscores the need for creating and developing objective assessment tools during the intake process for juveniles. Future investigative studies should include the attitudes of certain legal practitioners...

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