

## JUVENILE JUSTICE AND JUVENILE DELINQUENCY

Legal Studies 163

Professor Franklin E. Zimring

Fall 2009

**Class:** Monday/Wednesday, 4:00-5:30pm, LeConte Hall, Room 2

**Office Hours:** Wednesday, 10:30-11:30am, Boalt Hall, Room 383

**Teaching Assistants:** Judith Randle <jrandle@boalhall.berkeley.edu> and  
Keramet Reiter <keramet@berkeley.edu>

**Textbooks:** Margaret K. Rosenheim, Franklin E. Zimring, David S. Tanenhaus, and  
Bernardine Dohrn, eds., *A Century of Juvenile Justice* (2002)

Franklin E. Zimring, *American Juvenile Justice* (2005)

### Course Requirements:

Section attendance and participation (10%): You are required to attend and participate in your weekly discussion section. In section you may receive additional assignments not specified in this syllabus. Precise requirements will be provided by your GSIs.

Term paper (15%): You are required to write a term paper of approximately 2000 words in length (8 typed, double-spaced pages). Your GSI will distribute guidelines for the paper in section. The tentative due date for the paper is **October 14**.

Midterm (25%): The midterm examination is tentatively scheduled for **October 26**.

Final (50%): The final examination is scheduled for **December 17** from 8am -11am.

### Readings:

#### I. General Perspectives

- A. Grossberg, Changing Conceptions of Child Welfare,@ Chapter 1 in Rosenheim, Zimring, Tanenhaus and Dohrn
- B. Adolescence and American Law  
Zimring, Introduction to Part I; Childhood and Public Law before the Revolution,@Chapter 1; and Modern Adolescence as a Learner's Permit,@ Chapter 2 in Zimring
- C. Edelman, American Government and the Politics of Youth,@ Chapter 11 in Rosenheim, Zimring, Tanenhaus and Dohrn

## II. Adolescent Crime and Juvenile Delinquency

### A. Patterns of Youth Crime

1. Zimring and Fagan, Two Patterns of Age Progression in Adolescent Crime,@ Chapter 7 in Zimring
2. Zimring,Kids, Groups and Crime,@ Chapter 6 in Zimring (2005)

### B. Institutions for Kids -- Labels and Trends

1. Lerman, Twentieth-Century Developments in America=s Institutional Systems for Youth in Trouble,@ Chapter 3 in Rosenheim, Zimring, Tanenhaus and Dohrn

## III. Theories of Delinquency

### A. Laub, A Century of Delinquency Research and Delinquency Theory,@ Chapter 7 in Rosenheim, Zimring, Tanenhaus and Dohrn

### B. Farrington and Loeber, Serious and Violent Juvenile Offenders,@ Chapter 9 in Rosenheim, Zimring, Tanenhaus and Dohrn

## IV. Juvenile Justice and Responses to Delinquency

### A. Rosenheim, The Modern Juvenile Court,@ Chapter 12 in Rosenheim, Zimring, Tanenhaus and Dohrn

### B. The Evolution of Juvenile Courts Zimring, The Common Thread,@ Chapter 5 in Rosenheim, Zimring, Tanenhaus and Dohrn

### C. Policing Juveniles (photocopy handout)

### D. Status Offenders Teitelbaum, Status Offenses and Status Offenders,@ Chapter 6 in Rosenheim, Zimring, Tanenhaus and Dohrn

### E. Dohrn, The School, the Child, and the Court,@ Chapter 10 in Rosenheim, Zimring, Tanenhaus and Dohrn

- V. Delinquency and the Legal Status of Adolescence
  - A. Toward a Legal Theory of Adolescence  
Zimring, The Problems of Individual Variation,@ Chapter 3 in Zimring
  - B. The Implications of Semi-Autonomy on Punishment  
Zimring, Penal Proportionality for the Young Offender,@ Chapter 5 in Zimring
  
- VI. Youth Violence and the Limits of Juvenile Court Protection
  - A. Adolescents, Guns and Punishment Policy  
Zimring, Choosing a Coherent Policy toward Juveniles and Guns,@ Chapter 12 in Zimring
  - B. Transfer to Criminal Court
    - 1. Scott, The Legal Construction of Childhood,@ Chapter 4 in Rosenheim, Zimring, Tanenhaus and Dohrn
    - 2. Zimring, Juvenile or Criminal Court? A Punitive Theory of Waiver,@ Chapter 10 in Zimring
  
- VII. Juvenile Justice in Comparative Perspective
  - A. Doek, Modern Juvenile Justice in Europe,@ Chapter 16 in Rosenheim, Zimring, Tanenhaus and Dohrn
  - A. Morita, Juvenile Justice in Japan: A Historical and Cross-Cultural Perspective,@ Chapter 13 in Rosenheim, Zimring, Tanenhaus and Dohrn
  
- VIII. Perspectives on Law Reform
  - A. Does the Juvenile Court Have a Future?  
Zimring, The Case of the Disappearing Superpredator,@ Chapter 8 in Zimring
  - B. Is Teen Pregnancy a Status Offense?  
Zimring, The Jurisprudence of Teen Pregnancy,@ Chapter 9 in Zimring
  - C. Teen Smoking
  - D. Sexual Abuse by Juvenile Males (photocopy handout)
  - E. Racial Disproportion in Juvenile Justice

Zimring, Reducing the Harms of Minority Overrepresentation in American Juvenile Justice,@ Chapter 11 in Zimring

F. A 16-Year-Old Voting Age?

G. Juveniles Who Commit Murder

Zimring, The Hardest of the Hard Cases,@ Chapter 13 in Zimring