The Role of Mental Illness in Criminal Trials

The Insanity Defense: The American Developments

Edited by
Jane Campbell Moriarty



Richard Moran

The Insanity Defense: American Developments Jane Moriarty, 2014-04-04 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 The Insanity Defense: American Developments Jane Moriarty, 2014-04-04 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 International Handbook on Psychopathic Disorders and the Law Alan R. Felthous, Henning Sass, 2007 Reflecting the work of an international panel of experts the International Handbook on Psychopathic Disorders and the Law offers an in depth and multidisciplinary look at key aspects of the development and etiology of psychopathic disorders current methods of intervention treatment and management and how these disorders impact decision making in civil and criminal law The Insanity Defense Richard Moran, 1985 **Insanity** Charles Patrick Ewing, 2008-04-07 The insanity defense is one of the oldest fixtures of the Anglo American legal tradition Though it is available to people charged with virtually any crime and is often employed without controversy homicide defendants who raise the insanity defense are often viewed by the public and even the legal system as trying to get away with murder Often it seems that legal result of an insanity defense is unpredictable and is determined not by the defendants mental state but by their lawyers and psychologists influence From the thousands of murder cases in which defendants have claimed insanity Doctor Ewing has chosen ten of the most

influential and widely varied Some were successful in their insanity plea while others were rejected Some of the defendants remain household names years after the fact like Jack Ruby while others were never nationally publicized Regardless of the circumstances each case considered here was extremely controversial hotly contested and relied heavily on lengthy testimony by expert psychologists and psychiatrists Several of them played a major role in shaping the criminal justice system as we know it today In this book Ewing skillfully conveys the psychological and legal drama of each case while providing important and fresh professional insights For the legal or psychological professional as well as the interested reader Insanity will take you into the minds of some of the most incomprehensible murderers of our age Explorations in Psychiatry, Law, and Ethics Gerben Meynen, 2016-11-08 This book examines core issues related to legal insanity integrating perspectives from psychiatry law and ethics Various criteria for insanity are analyzed and recommendations for forensic psychiatric and legal practice are offered Many legal systems have an insanity defense in one form or another Still it remains unclear exactly when and why mental disorders affect a person s moral or criminal responsibility Questions addressed in this book include Why should insanity be a component of our legal system What should be the criteria for an insanity defense What would be the reasons for abolishing it Who should bear the burden of proof Furthermore the book discusses the impact neurosciences may have on psychiatric and psychological evaluations of defendants as well as on legal decisions about insanity Mental Disability Law Michael L. Perlin, 1989 **Defense** Mark D. White, 2017-01-23 How often is the defense of insanity or temporary insanity for accused criminals valid or is it ever legitimate. This unique work presents multidisciplinary viewpoints that explain support and critique the insanity defense as it stands What is the role of the insanity defense as a legal excuse How does U S law handle criminal trials where the defendant pleads insanity and how does our legal system's treatment differ from those of other countries or cultures How are insanity defenses used and how successful are these defenses for the accused What are the costs of incarceration versus psychiatric treatment and confinement This book presents a range of expert viewpoints on the insanity defense exposing common myths investigating its effectiveness and place in our legal system through history case studies and comparative analysis and supplying perspectives from the disciplines of psychology psychiatry sociology and neuroscience The content also addresses the ramifications of declaring citizens insane or incapacitated and examines trials that involved pleas of insanity and temporary insanity Manifest Madness Arlie Loughnan, 2012-04-19 Bringing together previously disparate discussions on criminal responsibility from law psychology and philosophy this book provides a close study of mental incapacity defences tracing their development through historical cases to the modern era **Mentally Disordered Offenders** Robert Harris, David Webb, 2002-01-04 Topical theme of mentally disordered offenders Reputation of Herschel Prins Editors and Contributors **Do No Wrong** Peter A. Joy, 2009 Do No Wrong Ethics for Prosecutors and Defenders is designed to help provide guidance for resolving ethical issues such as How far may the prosecution or defense go in using

religion in closing argument Does the defense lawyer or the client decide whether to raise an insanity defense or to present mitigation evidence Is the defendant entitled to Brady material prior to entering a plea bargain When may the defense introduce evidence of an alternate perpetrator or SODDI the some other dude did it defense A list of research resources appears at the end of each chapter In addition to exploring ethical issues that prosecutors and defense attorneys routinely face this book also examines emerging areas of ethics such as lawyer involvement in client media campaigns and ongoing policy debates over the proper roles for prosecution and defense counsel Murder in the Shenandoah Jessica K. Lowe, 2019-02-07 Tells the story of a sensational 1791 Virginia murder case and explores Revolutionary America's debates over justice criminal punishment and equality before the law The Jurisprudence of the Insanity Defense Michael L. Weekly Compilation of Presidential Documents ,1982 The History of Mental Illness in Criminal Perlin, 1994 Cases: The English Tradition Jane Moriarty, 2013-12-16 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 ABA Criminal Justice Mental Health Standards American Bar Association, American Bar Association. Criminal Justice Standards Committee, 1989 This text represents official ABA policy on matters relating to the mentally ill and mentally retarded and the criminal justice system The Law and Child Development Mavis Maclean, 2017-03-02 This volume asks what legal and socio legal scholarship can contribute to understanding the role of law in the care and development of children The editors have selected key articles ranging from theoretical analysis to empirical data based research that address the law's approach in the United States and the United Kingdom to resolving parenting disputes after separation protecting children from abuse and neglect and affording children procedural protections in the juvenile justice system Their introduction to these important and often distressing areas of the law confirms the importance of understanding how law works in practice and reaffirms that law itself remains responsible for articulating and protecting society s values Journal of the Senate of the United States of America United States. Congress. Senate, 1982 **Informational Bulletin**

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Table of Contents The Insanity Defense American Developments The Insanity Defense American Developments

- 1. Understanding the eBook The Insanity Defense American Developments The Insanity Defense American Developments
 - The Rise of Digital Reading The Insanity Defense American Developments The Insanity Defense American Developments
 - Advantages of eBooks Over Traditional Books
- 2. Identifying The Insanity Defense American Developments The Insanity Defense American Developments
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
- 3. Choosing the Right eBook Platform
 - Popular eBook Platforms

- Features to Look for in an The Insanity Defense American Developments The Insanity Defense American Developments
- User-Friendly Interface
- 4. Exploring eBook Recommendations from The Insanity Defense American Developments The Insanity Defense American Developments
 - Personalized Recommendations
 - The Insanity Defense American Developments The Insanity Defense American Developments User Reviews and Ratings
 - The Insanity Defense American Developments The Insanity Defense American Developments and Bestseller Lists
- 5. Accessing The Insanity Defense American Developments The Insanity Defense American Developments Free and Paid eBooks
 - The Insanity Defense American Developments The Insanity Defense American Developments Public Domain eBooks
 - The Insanity Defense American Developments The Insanity Defense American Developments eBook Subscription Services
 - The Insanity Defense American Developments The Insanity Defense American Developments Budget-Friendly Options
- 6. Navigating The Insanity Defense American Developments The Insanity Defense American Developments eBook Formats
 - o ePub, PDF, MOBI, and More
 - The Insanity Defense American Developments The Insanity Defense American Developments Compatibility with Devices
 - The Insanity Defense American Developments The Insanity Defense American Developments Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of The Insanity Defense American Developments The Insanity Defense American Developments
 - Highlighting and Note-Taking The Insanity Defense American Developments The Insanity Defense American Developments
 - Interactive Elements The Insanity Defense American Developments The Insanity Defense American Developments
- 8. Staying Engaged with The Insanity Defense American Developments The Insanity Defense American Developments

- Joining Online Reading Communities
- Participating in Virtual Book Clubs
- Following Authors and Publishers The Insanity Defense American Developments The Insanity Defense American Developments
- 9. Balancing eBooks and Physical Books The Insanity Defense American Developments The Insanity Defense American Developments
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection The Insanity Defense American Developments The Insanity Defense American Developments
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine The Insanity Defense American Developments The Insanity Defense American Developments
 - Setting Reading Goals The Insanity Defense American Developments The Insanity Defense American Developments
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of The Insanity Defense American Developments The Insanity Defense American Developments
 - Fact-Checking eBook Content of The Insanity Defense American Developments The Insanity Defense American Developments
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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