

Racial Capitalism: Race, Crime, and Incarceration Policy in the US

Contributor: Professor Morgan C. Williams, Jr.

Description

Recent momentum behind criminal justice reform permitted new discussions concerning incarceration policy and punishment in the United States. However, some of these reform efforts are being questioned in the wake of (perceived) post-pandemic changes in criminal behavior. This module examines the role of crime, incarceration policy, and institutions in driving contemporary discussions on criminal justice reform through the prism of race. The module will provide students/ participants with an opportunity to critically examine how behaviors such as racial stereotypes and stigma influence a variety of issues at the center of criminal justice reform—including racial disparities in crime, law enforcement strategy, sentencing outcomes, and prisoner reentry into the labor market. Students/ participants will ultimately learn that even as a pure social construct, race plays a vital role in shaping both social policy and outcomes related to criminal justice reform.

Topics/Learning Objectives

Through this module, students will be able to:

1. Demonstrate their proficiency in prominent research existing at the intersection of race, crime, and criminal justice.
2. Assess, present, and write on high quality academic research spanning the social sciences concerning race, crime, and criminal justice.
3. Evaluate and critique contemporary public discourse on topics related to race, crime, and criminal justice.

Required Materials

This seminar has no textbook and all required course readings will be made available on Canvas. However, I highly recommend the following texts for all students interested in racial inequality, crime, and crime justice:

- Loury, Glenn C. [*Race, Incarceration, and American Values*](#). MIT Press, 2008.
- Loury, Glenn C. [*The Anatomy of Racial Inequality*](#). Harvard University Press, 2009
- O'Flaherty, Brendan. [*The Economics of Race in the United States*](#). Harvard University Press, 2015.
- O'Flaherty, Brendan, and Rajiv Sethi. [*Shadows of Doubt: Stereotypes, Crime, and the Pursuit of Justice*](#). Harvard University Press, 2019.
- Western, Bruce. [*Punishment and Inequality in America*](#). Russell Sage Foundation, 2006.

Grading Rubric for Assignments

1. Discussion Leadership and Participation (20%)
2. Short Paper Assignments (40%)
3. Final Paper (40%)

Class Attendance and Participation

Students are expected to attend, and be active participants in, all sessions. In order for us all to contribute to a lively classroom environment throughout the semester, students are **fully** expected to have completed all of the required readings and should come prepared to answer questions throughout that session's lecture.

Discussion Leadership and Participation:

All students are **fully expected** to have completed, and be ready to discuss, the required readings each week. However, each week one student will be responsible for leading our discussion of that week's topic based on the required readings and scholarly (yet supplementary) materials that they might wish to incorporate into our discussion. Discussion leadership will take the form of a formal presentation (25-30 minutes each) and **unambiguously should not be a summary of the required readings**. Instead, all discussion leader presentation slides should contain the following:

- Brief summary of the readings (2 slides)
- Identification of central themes (3-4 slides)
- Critique of the readings (3 slides)
- Discussion and Context (2-3 slides)
- Proposal of 2-3 discussion questions (1 slide)

Discussion assignments will be made available very early in the semester and discussion leaders should consult with me at least one week before their assigned week to chat about your proposed questions for the class that week.

Short Paper Assignments:

During the first half of the semester, students will prepare three short papers (3-4 pages) on a given topic chosen by the professor. A prompt for each short paper will be provided before each due date and must be submitted as a pdf document under "Assignments" on Canvas. Each essay must be double-spaced, using **one-inch margins** and **12-point Times New Roman font**. The full-page count **does not** include citations and please do not include the prompt or any "excessively long"

block quotes in your paper. In preparing your submission, students are strongly encouraged to consult other **scholarly work** from the list of helpful resources (i.e., peer reviewed publications and technical reports not formally discussed in the course). Please abstain from citing any anecdotal evidence, personal experiences, or referencing any other form of non-scholarly work. Please cite all references using the *Chicago Manual of Style's* "author-year" format.

Final Paper:

During the second half of the semester, students will complete a final paper (10-12 pages) on a topic of their choosing that is relevant to the course. All students must consult and receive approval from the professor during the first half of the semester before proceeding with a desired topic.

Module Overview

Date	Topic	Deliverables
Session 1	A Framework for U.S. Racial Inequality	
Session 2	Discrimination and Criminal Justice	
Session 3	Race and Homicide: 'Root Causes,' Inequality, and Preemption	• Short Paper 1
Session 4	Immigration and Crime: Assimilation, Selection, and Legal Incentives	
Session 5	Policing and Racial Inequality in America	
Session 6	Racial Profiling and Strategic Engagement in (with) Policing	• Short Paper 2
Session 7	Punishment and Racial Stigma	
Session 8	Race, Judges, and Juries	• Short Paper 3
Session 9	Prosecutorial Discretion and Racial Disparities in Incarceration	
Session 10	Conversations of Racial Inequality in Our Public Discourse ^{***}	
Session 11	Algorithmic v. Human Discrimination	• Final Paper: First Draft
Session 12	Criminal History and Labor Markets	

Session 13	Policy Design and Racial Justice	
Session 13	Final Paper Due	● Final Paper Due

Readings and Assignment Schedule

Session 1: A Framework for U.S. Racial Inequality

Required Reading:

- Loury, Glenn C. *The Anatomy of Racial Inequality*. Harvard University Press, 2009, pp. 1-54.
- Darity Jr, William A. “Position and Possessions: Stratification Economics and Intergroup Inequality.” *Journal of Economic Literature* 60, No. 2 (2022): 400-426.

Supplementary Reading:

- Du Bois, W.E.B. *The Philadelphia Negro*. Cosimo, Inc., 2007: pp. 235-286.
- Myrdal, Gunnar. *An American Dilemma; the Negro Problem and Modern Democracy*, 1944.
- U.S. Department of Justice. [Report of the National Advisory Commission On Civil Disorders](#). Washington, D.C., Kerner Commission, U.S. G.P.O., 1968.
- President’s Task Force on 21st Century Policing. [Final Report of the President’s Task Force on 21st Century Policing](#). Washington, DC: Office of Community Oriented Policing Services, 2015.
- Anderson, Elijah. *Code of the Street: Decency, Violence, and the Moral Life of The Inner City*. WW Norton & Company, 2000, pp. 107-141.
- Wilson, William Julius. *The Truly Disadvantaged: The Inner City, the Underclass, and Public Policy*. University of Chicago Press, 2012.
- O’Flaherty, Brendan. *The Economics of Race in the United States*. Harvard University Press, 2015.
- Zimring, Franklin E. *The City that Became Safe: New York’s Lessons for Urban Crime and its Control*. Oxford University Press, 2011.
- Tonry, Michael. *Malign Neglect: Race, Crime, and Punishment in America*. Oxford University Press, 1995.
- Levitt, Steven D. “Understanding Why Crime Fell in the 1990s: Four Factors that Explain the Decline and Six that Do Not.” *Journal of Economic perspectives* 18, No. 1 (2004): 163-190.
- Pattillo, Mary E. “Sweet Mothers and Gangbangers: Managing Crime in a Black Middle Class Neighborhood.” *Social Forces* 76, No. 3 (1998): 747-774.
- Bell, Derrick. *Race, Racism, and American Law*. Aspen Publishers, 2004, pp. 1-54.
- Bell, Derrick A., Kimberlé Crenshaw, Neil Gotanda, Gary Peller, and Kendall Thomas. *Critical Race Theory: The Key Writings that Formed the Movement*. New Press, 1995.
- Kelling, George L., and James Q. Wilson. “[Broken Windows](#).” *Atlantic Monthly* 249, No. 3 (1982): 29-38.

Session 2: Discrimination and Criminal Justice

Required Reading:

- O'Flaherty, Brendan, Rajiv Sethi, and Morgan Williams Jr. "Profiling in Criminal Justice." *Available at SSRN 4178428* (2022).
- Small, Mario L., and Devah Pager. "Sociological Perspectives on Racial Discrimination." *Journal of Economic Perspectives* 34, No. 2 (2020): 49-67.

Supplementary Reading:

- O'Flaherty, Brendan, and Rajiv Sethi. *Shadows of Doubt: Stereotypes, Crime, and the Pursuit of Justice*. Harvard University Press, 2019, pp. 11-39.
- Lang, Kevin, and Ariella Kahn-Lang Spitzer. "Race Discrimination: An Economic Perspective." *Journal of Economic Perspectives* 34, No. 2 (2020): 68-89.
- Becker, Gary S. *The Economics of Discrimination*. University of Chicago Press, 1957. • Phelps, Edmund S. "The Statistical Theory of Racism and Sexism." *The American Economic Review* 62, No. 4 (1972): 659-661
- Arrow, Kenneth J. "The Theory of Discrimination." In *Discrimination in Labor Markets*, edited by Orley Ashenfelter and Albert Rees, pp. 3–33. Princeton University Press, 1973. • Aigner, Dennis J., and Glen G. Cain. "Statistical Theories of Discrimination in Labor Markets." *Industrial and Labor Relations Review* 30, No. 2 (1977): 175-187. • Coate, Stephen, and Glenn C. Loury. "Will Affirmative-Action Policies Eliminate Negative Stereotypes?." *The American Economic Review* (1993): 1220-1240.
- Bordalo, Pedro, Katherine Coffman, Nicola Gennaioli, and Andrei Shleifer. "Stereotypes." *The Quarterly Journal of Economics* 131, No. 4 (2016): 1753-1794. • Bohren, J. Aislinn, Peter Hull, and Alex Imas. *Systemic Discrimination: Theory and Measurement*. No. w29820. National Bureau of Economic Research, 2022. • Bonilla-Silva, Eduardo. *Racism Without Racists: Color-blind Racism and the Persistence of Racial Inequality in the United States*. Rowman & Littlefield Publishers, 2006. • Guryan, Jonathan, and Kerwin Kofi Charles. "Taste-Based or Statistical Discrimination: The Economics of Discrimination Returns to its Roots." *The Economic Journal* 123, No. 572 (2013): F417-F432.
- Bohren, J. Aislinn, Kareem Haggag, Alex Imas, and Devin G. Pope. *Inaccurate Statistical Discrimination: An Identification Problem*. No. w25935. National Bureau of Economic Research, 2019.
- Bonilla-Silva, Eduardo. "What Makes Systemic Racism Systemic?" *Sociological Inquiry* 91, No. 3 (2021): 513-533.

Session 3: Race and Homicide: 'Root Causes,' Preemption, and Inequality

Required Reading:

- Heller, Sara B., Brian A. Jacob, and Jens Ludwig. "Family Income, Neighborhood Poverty,

and Crime.” *Controlling Crime: Strategies and Tradeoffs*, pp. 419-459. University of Chicago Press, 2010.

- Sampson, Robert J. and William Julius Wilson (1995). “Towards a Theory of Race, Crime, and Urban Inequality”. In: ed. by John Hagan and Ruth D. Peterson. Stanford, CA: Stanford University Press. Chap. 2, pp. 37–56
- O’Flaherty, Brendan, and Rajiv Sethi. *Shadows of Doubt: Stereotypes, Crime, and the Pursuit of Justice*. Harvard University Press, (Chapter 4) pp. 63-76, 2019.

Supplementary Reading:

- Butterfield, Fox. *All God's Children: The Bosket Family and the American Tradition of Violence*. Vintage, 1995.
- Pattillo, Mary E. “Sweet Mothers and Gangbangers: Managing Crime in a Black Middle Class Neighborhood.” *Social Forces* 76, No. 3 (1998): 747-774.
- O’Flaherty, Brendan, and Rajiv Sethi. “Homicide in Black and White.” *Journal of Urban Economics* 68, No. 3 (2010): 215-230.
- O’Flaherty, Brendan, and Rajiv Sethi. “Peaceable Kingdoms and War Zones: Preemption, Ballistics, and Murder in Newark.” In *The Economics of Crime*, pp. 305-358. University of Chicago Press, 2010.
- Leovy, Jill. *Ghettoside: A True Story of Murder in America*. One World/Ballantine, 2015.
- Williams Jr., Morgan C. “Gun Violence in Black and White: Evidence from Policy Reform in Missouri”. Working Paper (2021)
- O’Flaherty, Brendan, and Rajiv Sethi. “The Racial Geography of Street Vice.” *Journal of Urban Economics* 67, No. 3 (2010): 270-286
- Shaw, Clifford Robe, and Henry Donald McKay. “Juvenile Delinquency and Urban Areas.” (1942).
- Glaeser, Edward L., Bruce Sacerdote, and Jose A. Scheinkman. “Crime and Social Interactions.” *The Quarterly Journal of Economics* 111, No. 2 (1996): 507-548.
- Papachristos, Andrew V. “Murder by Structure: Dominance Relations and the Social Structure of Gang Homicide.” *American Journal of Sociology* 115, No. 1 (2009): 74-128.
- Patacchini, Eleonora, and Yves Zenou. “Urban Crime and Ethnicity.” *Review of Network Economics* 11, No. 3 (2012).

Session 4: Immigration and Crime: Assimilation, Selection, and Legal Incentives

Required Reading:

- Freedman, Matthew, Emily Owens, and Sarah Bohn. “Immigration, Employment Opportunities, and Criminal Behavior.” *American Economic Journal: Economic Policy* 10, No. 2 (2018): 117-51.
- Butcher, Kristin, and Anne Piehl. “Why are Immigrants' Incarceration Rates So Low? Evidence on Selective Immigration, Deterrence, and Deportation.” No. w13229, National Bureau of Economic Research (2007).

Supplementary Reading:

- Abramitzky, Ran and Leah Boustan. *Streets of Gold: America's Untold Story of Immigrant Success*. PublicAffairs, 2022.
- Hamilton, Tod G. "Black Immigrants and the Changing Portrait of Black America." *Annual Review of Sociology* 46 (2020): 295-313.
- Macías-Rojas, Patrisia. *From Deportation to Prison: The Politics of Immigration Enforcement in Post-Civil Rights America*. New York University Press, 2016.
- Peterson, Ruth D., Lauren Joy Krivo, and John Hagan. *The Many Colors of Crime: Inequalities of Race, Ethnicity, and Crime in America*. New York University Press, 2006.
- Bell, Brian, Francesco Fasani, and Stephen Machin. "Crime and Immigration: Evidence from Large Immigrant Waves." *Review of Economics and Statistics* 95, No. 4, (2013): 1278-1290.
- Spenkuch, Jörg L. "Understanding the Impact of Immigration on Crime." *American Law and Economics Review* 16, No. 1, (2014): 177-219.
- Miles, Thomas J., and Adam B. Cox. "Does Immigration Enforcement Reduce Crime? Evidence from Secure Communities." *The Journal of Law and Economics* 57, No. 4, (2014): 937-973.
- Jácome, Elisa. "The Effect of Immigration Enforcement on Crime Reporting: Evidence from Dallas." *Journal of Urban Economics* 128, (2022): 103395.
- Chalfin, Aaron. "What is the Contribution of Mexican Immigration to U.S. Crime Rates? Evidence from Rainfall Shocks in Mexico." *American Law and Economics Review* 16, No. 1, (2014): 220-268.
- Butcher, Kristin F., and Anne Morrison Piehl. "Cross-City Evidence on the Relationship Between Immigration and Crime." *Journal of Policy Analysis and Management: The Journal of the Association for Public Policy Analysis and Management* 17, No. 3 (1998): 457-493.
- Butcher, Kristin F., and Anne Morrison Piehl. "The Role of Deportation in the Incarceration of Immigrants." In *Issues in the Economics of Immigration*, (2000): 351-386. University of Chicago Press.
- Borjas, George J., Jeffrey Grogger, and Gordon H. Hanson. "Immigration and the Economic Status of African-American Men." *Economica* 77, No. 306, (2010): 255-282.
- Sampson, Robert J. "Rethinking Crime and Immigration." *Contexts* 7, No. 1, (2008): 28-33.
- Lyons, Christopher J., María B. Vélez, and Wayne A. Santoro. "Neighborhood Immigration, Violence, and City-Level Immigrant Political Opportunities." *American Sociological Review* 78, No. 4, (2013): 604-632.
- Raphael, Steven, and Sandra V. Rozo. "Racial Disparities in the Acquisition of Juvenile Arrest Records." *Journal of Labor Economics* 37, No. S1, (2019): S125-S159.
- Light, Michael T., Jingying He, and Jason P. Robey. "Comparing Crime Rates Between Undocumented Immigrants, Legal Immigrants, and Native-Born US citizens in Texas." *Proceedings of the National Academy of Sciences* 117, No. 51, (2020): 32340-32347.
- Bell, Brian, and Stephen Machin. "Crime and Immigration: What Do We Know." *Lessons from the Economics of Crime: What Reduces Offending*, (2013): 149-174.
- Benjamin, Daniel J., James J. Choi, and A. Joshua Strickland. "Social Identity and Preferences." *American Economic Review* 100, No. 4 (2010): 1913-28.
- Fouka, Vasiliki, Soumyajit Mazumder, and Marco Tabellini. "From Immigrants to

Americans: Race and Assimilation During the Great Migration.” *The Review of Economic Studies* 89, No. 2 (2022): 811-842.

- Waters, Mary C., Philip Kasinitz, and Asad Asad. “Immigrants and African Americans.” *Annual Review of Sociology* 40 (2014): 369-390.

Session 5: Policing and Racial Inequality in America

Required Reading:

- Chalfin, Aaron, Benjamin Hansen, Emily K. Weisburst, and Morgan C. Williams Jr. “Police Force Size and Civilian Race.” *American Economic Review: Insights* 4, No. 2 (2022): 139-58.
- Ba, Bocar A., Dean Knox, Jonathan Mummolo, and Roman Rivera. “The Role of Officer Race and Gender in Police-Civilian Interactions in Chicago.” *Science* 371, No. 6530 (2021): 696-702.

Supplementary Reading:

- Weisburst, Emily K. “Safety in Police Numbers: Evidence of Police Effectiveness from Federal Cops Grant Applications.” *American Law and Economics Review* 21, No. 1, (2019): 81-109.
- Chalfin, Aaron, Michael LaForest, and Jacob Kaplan. “Can Precision Policing Reduce Gun Violence? Evidence from “Gang Takedowns” in New York City.” *Journal of Policy Analysis and Management* 40, No. 4 (2021): 1047-1082.
- Evans, William N., and Emily G. Owens. “COPS and Crime.” *Journal of Public Economics* 91, No. 1-2 (2007): 181-201.
- Mello, Steven. “More COPS, Less Crime.” *Journal of Public Economics* 172 (2019): 174-200.
- Chalfin, Aaron, and Justin McCrary. “Are U.S. Cities Underpoliced? Theory and Evidence.” *Review of Economics and Statistics* 100, No. 1 (2018): 167-186 • Fryer Jr, Roland G. “An Empirical Analysis of Racial Differences in Police Use of Force.” *Journal of Political Economy* 127, No. 3 (2019): 1210-1261.
- O’Flaherty, Brendan, and Rajiv Sethi. *Shadows of Doubt: Stereotypes, Crime, and the Pursuit of Justice*. Harvard University Press, 2019, pp. 109-158.
- Durlauf, Steven N., and James J. Heckman. “An Empirical Analysis of Racial Differences in Police Use of Force: A Comment.” *Journal of Political Economy* 128, No. 10 (2020): 3998-4002.
- Fryer Jr, Roland G. “An Empirical Analysis of Racial Differences in Police Use of Force: A Response.” *Journal of Political Economy* 128, No. 10 (2020): 4003-4008. • Knox, Dean, Will Lowe, and Jonathan Mummolo. “Administrative Records Mask Racially Biased Policing.” *American Political Science Review* 114, No. 3 (2020): 619-637. • Edwards, Frank, Hedwig Lee, and Michael Esposito. “Risk of Being Killed by Police Use of Force in the United States by Age, Race–Ethnicity, and Sex.” *Proceedings of the National Academy of Sciences* 116, No. 34 (2019): 16793-16798.
- Montiel Olea, José Luis, Brendan O’Flaherty, and Rajiv Sethi. “Empirical Bayes

Counterfactuals in Poisson Regression.” *Available at SSRN 3857213* (2021). • Zimring, Franklin E. *When Police Kill*. Harvard University Press, 2017. • Ang, Desmond. “The Effects of Police Violence on Inner-City Students.” *The Quarterly Journal of Economics* 136, No. 1 (2021): 115-168.

Session 6: Racial Profiling and Strategic Engagement in (with) Policing

Required Reading:

- Pierson, Emma, Camelia Simoiu, Jan Overgoor, Sam Corbett-Davies, Daniel Jenson, Amy Shoemaker, Vignesh Ramachandran et al. “A Large-Scale Analysis of Racial Disparities in Police Stops Across the United States.” *Nature Human Behaviour* 4, No. 7 (2020): 736-745.
- Fox-Williams, Brittany N. “The Rules of (Dis) Engagement: Black Youth and Their Strategies for Navigating Police Contact.” *Sociological Forum*, Vol. 34, No. 1, (2019): 115-137.

Supplementary Reading:

- Becker, Gary S. “Crime and Punishment: An Economic Approach.” In *The Economic Dimensions of Crime*, pp. 13-68. Palgrave Macmillan, London, 1968.
- Persico, Nicola. “Racial Profiling? Detecting Bias Using Statistical Evidence.” *Annual Review of Economics* 1, No. 1 (2009): 229-254.
- Persico, Nicola. “Racial Profiling, Fairness, and Effectiveness of Policing.” *American Economic Review* 92, No. 5 (2002): 1472-1497.
- Knowles, John, Nicola Persico, and Petra Todd. “Racial Bias in Motor Vehicle Searches: Theory and Evidence.” *Journal of Political Economy* 109, No. 1 (2001): 203-229. • Anwar, Shamena, and Hanming Fang. “An Alternative Test of Racial Prejudice in Motor Vehicle Searches: Theory and Evidence.” *American Economic Review* 96, No. 1 (2006): 127-151.
- Goncalves, Felipe, and Steven Mello. “A Few Bad Apples? Racial Bias in Policing.” *American Economic Review* 111, No. 5 (2021): 1406-41.
- Feigenberg, Benjamin, and Conrad Miller. “Would Eliminating Racial Disparities in Motor Vehicle Searches Have Efficiency Costs?” *The Quarterly Journal of Economics* 137, No. 1 (2022): 49-113.
- Grogger, Jeffrey, and Greg Ridgeway. “Testing for Racial Profiling in Traffic Stops from Behind a Veil of Darkness.” *Journal of the American Statistical Association* 101, No. 475 (2006): 878-887.
- Antonovics, Kate, and Brian G. Knight. “A New Look at Racial Profiling: Evidence from the Boston Police Department.” *The Review of Economics and Statistics* 91, No. 1 (2009): 163-177.
- Harcourt, Bernard E. *Against Prediction: Profiling, Policing, and Punishing in an Actuarial Age*. University of Chicago Press, 2008.
- Chalfin, Aaron. “Investments in Policing, Policing Tactics, and Community Safety.” *Working Paper, Arnold Ventures*, 2022.
- Durlauf, Steven N. “Assessing Racial Profiling.” *The Economic Journal* 116, No. 515, pp. F402-F426, 2006.
- Thacher, David. *From Racial Profiling to Racial Inequality: Rethinking Equity in Police Stops and Searches*. Mimeo, School of Public Policy, University of Michigan, 2002. •

Donohue III, John J., and Steven D. Levitt. "The Impact of Race on Policing and Arrests." *The Journal of Law and Economics* 44, No. 2, (2001): 367-394.

- Gelman, Andrew, Jeffrey Fagan, and Alex Kiss. "An Analysis of the New York City Police Department's "Stop-and-Frisk" Policy in the Context of Claims of Racial Bias." *Journal of the American Statistical Association* 102, No. 479 (2007): 813-823.
- MacDonald, John, and Anthony A. Braga. "Did Post-Floyd et al. Reforms Reduce Racial Disparities in NYPD Stop, Question, and Frisk Practices? An Exploratory Analysis Using External and Internal Benchmarks." *Justice Quarterly* 36, No. 5 (2019): 954-983.
- Harcourt, Bernard E., and Jens Ludwig. "Broken Windows: New Evidence from New York City and a Five-City Social Experiment." *U. Chi. L. Rev.* 73 (2006): 271. • Fagan, Jeffrey, and Garth Davies. "Street Stops and Broken Windows: Terry, Race, and Disorder in New York City." *Fordham Urb. LJ* 28 (2000): 457.
- Lacoë, Johanna, and Patrick Sharkey. "Life in a Crime Scene: Stop, Question, and Frisk Activity in New York City Neighborhoods in the Aftermath of Homicides." *Sociological Science* 3 (2016): 116.
- Horrace, William C., and Shawn M. Rohlin. "How Dark is Dark? Bright Lights, Big City, Racial Profiling." *Review of Economics and Statistics* 98, No. 2 (2016): 226-232. • Hull, Peter. *What Marginal Outcome Tests Can Tell Us About Racially Biased Decision Making*. No. w28503. National Bureau of Economic Research, 2021.
- Kalinowski, Jesse J., Matthew B. Ross, and Stephen L. Ross. "Now You See Me, Now You Don't: The Geography of Police Stops." In *AEA Papers and Proceedings*, Vol. 109, (2019): 143-47.
- West, Jeremy (2018). "Racial Bias in Police Investigations." Working Paper

Session 7: Punishment and Racial Stigma

Required Reading:

- Loury, Glenn C. *The Anatomy of Racial Inequality*. Harvard University Press, pp. 55-107, 2009.
- Feigenberg, Benjamin, and Conrad Miller. "Racial Divisions and Criminal Justice: Evidence From Southern State Courts." *American Economic Journal: Economic Policy* 13, No. 2 (2021): 207-40.

Supplementary Reading:

- Foucault, Michel. *Discipline and Punish: The Birth of the Prison*. Vintage Books, 1977. • Loury, Glenn C. *Race, Incarceration, and American Values*. MIT Press, 2008. • Fortner, Michael Javen. *Black Silent Majority*. Harvard University Press, 2015. • Alexander, Michelle. *The New Jim Crow*. The New Press, 2012.
- Forman Jr, James. "Racial Critiques of Mass Incarceration: Beyond the New Jim Crow." *NYUL Rev.* 87 (2012): 21.
- Coates, Ta-Nehisi. "[The Black Family in the Age of Mass Incarceration](#)." *The Atlantic*, October 2015.
- Forman Jr, James. *Locking Up Our Own: Crime and Punishment in Black America*. Farrar, Straus and Giroux, 2017.

- Pfaff, John F. “The War on Drugs and Prison Growth: Limited Importance, Limited Legislative Options.” *Harv. J. on Legis.* 52 (2015): 173.
- Owens, Emily G. “More Time, Less crime? Estimating the Incapacitative Effect of Sentence Enhancements.” *The Journal of Law and Economics* 52, No. 3, (2009) 551-579. • Bushway, Shawn D., and Emily G. Owens. “Framing Punishment: Incarceration, Recommended Sentences, and Recidivism.” *The Journal of Law and Economics* 56, No. 2, (2013): 301-331.
- Case, Anne, and Angus Deaton. “Rising Morbidity and Mortality in Midlife Among White non-Hispanic Americans in the 21st Century.” *Proceedings of the National Academy of Sciences* 112, No. 49 (2015): 15078-15083.
- III, John J. Donohue, Benjamin Ewing, David Peloquin, and Robert J. MacCoun. “Rethinking America’s Illegal Drug Policy.” In *Controlling Crime: Strategies and Tradeoffs*. University of Chicago Press, 2011.
- Forman Jr, James. *Locking Up Our Own: Crime and Punishment in Black America*. Farrar, Straus and Giroux, 2017.
- Becker, Gary S., Kevin M. Murphy, and Michael Grossman. “The Market for Illegal Goods: the Case of Drugs.” *Journal of Political Economy* 114, No. 1 (2006): 38-60. • Grogger, Jeff, and Michael Willis. “The Emergence of Crack Cocaine and the Rise in Urban Crime Rates.” *Review of Economics and Statistics* 82, No. 4 (2000): 519-529. • Fryer Jr, Roland G., Paul S. Heaton, Steven D. Levitt, and Kevin M. Murphy. “Measuring Crack Cocaine and its Impact.” *Economic Inquiry* 51, No. 3 (2013): 1651-1681. • Dobkin, Carlos, and Nancy Nicosia. “The War on Drugs: Methamphetamine, Public Health, and Crime.” *American Economic Review* 99, No. 1 (2009): 324-49.
- Kuziemko, Ilyana, and Steven D. Levitt. “An Empirical Analysis of Imprisoning Drug Offenders.” *Journal of Public Economics* 88, No. 9-10 (2004): 2043-2066. • Cox, Robynn, and Jamein P. Cunningham. “Financing the War on Drugs: The Impact of Law Enforcement Grants on Racial Disparities in Drug Arrests.” *Journal of Policy Analysis and Management* 40, No. 1 (2021): 191-224.
- Kuziemko, Ilyana, and Steven D. Levitt. “An Empirical Analysis of Imprisoning Drug Offenders.” *Journal of Public Economics* 88, No. 9-10 (2004): 2043-2066. • Charles, Kerwin Kofi, and Ming Ching Luoh. “Male Incarceration, the Marriage Market, and Female Outcomes.” *The Review of Economics and Statistics* 92, No. 3 (2010): 614-627. • Mechoulan, Stéphane. “The External Effects of Black Male Incarceration on Black Females.” *Journal of Labor Economics* 29, No. 1 (2011): 1-35.
- Wolfers, Justin, David Leonhardt, and Kevin Quealy. “[1.5 Million Missing Black Men](#).” *The New York Times* 20 (2015): A1.

Session 8t: Race, Judges, and Juries

Required Reading:

- Arnold, David, Will Dobbie, and Crystal S. Yang. “Racial Bias in Bail Decisions.” *The Quarterly Journal of Economics* 133, No. 4 (2018): 1885-1932.
- Anwar, Shamena, Patrick Bayer, and Randi Hjalmarsson. “The Impact of Jury Race in Criminal Trials.” *The Quarterly Journal of Economics* 127, No. 2 (2012): 1017-1055.

Supplementary Reading:

- Mueller-Smith, Michael. “The Criminal and Labor Market Impacts of Incarceration.” *Unpublished Working Paper* 18 (2015).
- Park, Kyung H. “Do Judges Have Tastes for Discrimination? Evidence from Criminal Courts.” *Review of Economics and Statistics* 99, No. 5 (2017): 810-823.
- Abrams, David S., Marianne Bertrand, and Sendhil Mullainathan. “Do Judges Vary in Their Treatment of Race?” *The Journal of Legal Studies* 41, No. 2 (2012): 347-383. • Arnold, David, Will S. Dobbie, and Peter Hull. *Measuring Racial Discrimination in Bail Decisions*. No. w26999. National Bureau of Economic Research, 2020.
- Hull, Peter. *What Marginal Outcome Tests Can Tell Us About Racially Biased Decision Making*. No. w28503. National Bureau of Economic Research, 2021.
- Mueller-Smith, Michael. “The Criminal and Labor Market Impacts of Incarceration.” *Unpublished Working Paper* 18 (2015).
- Park, Kyung H. “Do Judges Have Tastes for Discrimination? Evidence from Criminal Courts.” *Review of Economics and Statistics* 99, No. 5 (2017): 810-823.
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