Lecture 22: Debriefing and Paper Workshop

Fact or fiction? Bob Dylan's "Walls of Red Wing" (1963)

Oh, the age of the inmates
I remember quite freely:
No younger than twelve,
No older 'n seventeen.
Thrown in like bandits
And cast off like criminals,
Inside the walls,
The walls of Red Wing.

From the dirty old mess hall
You march to the brick wall,
Too weary to talk
And too tired to sing.
Oh, it's all afternoon
You remember your home town,
Inside the walls,
The walls of Red Wing.

Oh, the gates are cast iron
And the walls are barbed wire.
Stay far from the fence
With the 'lectricity sting.
And it's keep down your head
And stay in your number,
Inside the walls,
The walls of Red Wing.

Oh, it's fare thee well
To the deep hollow dungeon,
Farewell to the boardwalk
That takes you to the screen.
And farewell to the minutes
They threaten you with it,
Inside the walls,
The walls of Red Wing.

It's many a guard
That stands around smilin',
Holdin' his club
Like he was a king.
Hopin' to get you
Behind a wood pilin',
Inside the walls,
The walls of Red Wing.

The night aimed shadows
Through the crossbar windows,
And the wind punched hard
To make the wall-siding sing.
It's many a night I pretended to be a-sleepin',
Inside the walls,
The walls of Red Wing.

As the rain rattled heavy
On the bunk-house shingles,
And the sounds in the night,
They made my ears ring.
'Til the keys of the guards
Clicked the tune of the morning,
Inside the walls,
The walls of Red Wing.

Oh, some of us'll end up
In St. Cloud Prison,
And some of us'll wind up
To be lawyers and things,
And some of us'll stand up
To meet you on your crossroads,
From inside the walls,
The walls of Red Wing.

MCF-Red Wing Debriefing

- Since 1889
- Treatment
  - Cognitive/Behavioral
  - Sex Offending
  - Substance Abuse
  - Mental Health
- Services
  - Education/GED
  - Recreation
  - Step-Down Transition

Red Wing Principles of Daily Living

•Respect - We recognize and value the inherent worth of each person
•Integrity - Act consistently with honesty and trustworthiness
•Courage - Commit to what you believe is right
•Care - Consider and attend to the well being of self, others, and the environment
•Inquiry - Seek knowledge and understanding
•Excellence - Work to the highest level of your ability
•Citizenship - Make, follow, and protect the laws, rights and freedoms of our society
•Responsibility - Assume personal ownership to know and do your part for the common good

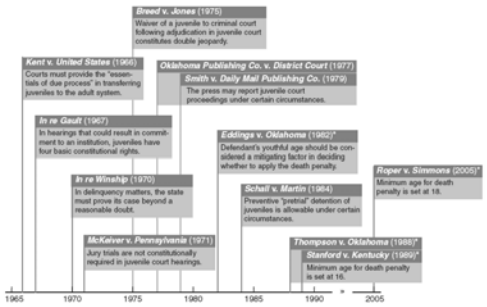
MCF – Red Wing and EJJ

- (Perceived?) Ineffectiveness
  - 91% of residents released from Red Wing and Sauk Centre in 1985 had adult records before age 23; 69% imprisoned.
  - Changes in past 10 years – aftercare and recidivism
- Extended Juvenile Jurisdiction (EJJ)
  - juvenile court imposes both juvenile and adult sanctions
  - adult suspended pending violation/revocation
  - right to counsel and jury trial
  - prosecutor may designate EJJ for some crimes (murder) or file motion for EJJ hearing for any felony
  - current status?

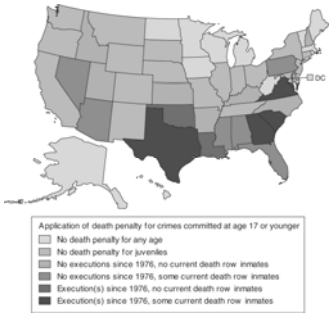
constitutional protections for juveniles

- *Morris Kent v. US* (1966)
  - right to hearing before waiver to adult court, right to counsel in interrogation, records
  - 16 year old got 30-90 years for rape/rob]
- *In re Gerald Gault* (1967)
  - right to counsel, notice of charges, confront witnesses, avoid self-incrimination
  - age 15, crank calls (ripe cherries, big bombers)
- *In re Samuel Winship* (1970)
  - reasonable doubt standard
  - age 12, stole $112 from a purse, convicted on preponderance
- *Joseph McKeiver v. Pennsylvania* (1971)
  - no right to jury
  - 16 year olds stole 25 cents from kids
- *Breed v. Gary Jones* (1975)
  - prohibits double jeopardy (trying in both juvenile and adult court)
  - age 17, armed robbery
- *Schall v. Martin* (1984)
  - preventive detention of juveniles is constitutional
- *Roper v. Christopher Simmons* (2005)
  - juvenile death penalty unconstitutional under 8th and 14th Amendment
  - age 17, murder (evolving standards of decency)

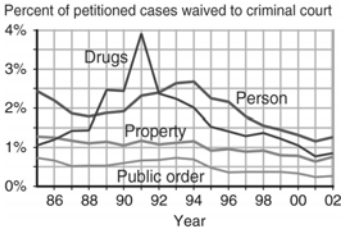
U.S. Supreme Court decisions have made juvenile courts more like criminal courts



Death penalty for those 17 or younger <u>before</u> roper v. simmons (2005)



Nationally, waivers to criminal court are rare – trends by offense



next

- Paper Exchange
- Probation
- Institutionalization
- Conclusions
- Review
- 2nd midterm: Thursday 5/8 in class