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Crimes Against Children: Sexual Violence And Legal Culture In New York City, 1880-1960 (Studies In Legal History)



Synopsis

In the first half of the twentieth century, Americans' intense concern with sex crimes against children led to a wave of public discussion, legislative action, and criminal prosecution. Stephen Robertson provides the first large-scale, long-term study of how American criminal courts dealt with the prosecution of sexual violence against children. Robertson describes how the nineteenth-century approach to childhood as a single phase of innocence began to shift at the end of the century to include several stages of childhood development, prompting reformers to create legal categories such as statutory rape and carnal abuse to protect children. However, while ordinary New Yorkers' involvement in the prosecution of those offenses reshaped their understandings of who was a child and produced a new concern to establish the age of their sexual partners, their beliefs in childhood innocence and in a concept of sexuality centered on sexual intercourse remained unchanged. As a result, families' use of the law and jurors' decisions ultimately diminished the protection the new laws offered to children. Robertson's study, based on the previously unexamined files of the New York County district attorney's office, reveals the importance of child sexuality and sex crimes in twentieth-century American culture.

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Customer Reviews

What I like is the very meticulous detail, and cross references to case law. What it hard is that dense legal text in and of itself. What the author is trying to show is a relationship between our legal system, and the failure of those within it to accept reality; that sexual abuse happens more likely at the hands of a family member...not some shadowy stranger. You see, if they admit that rich, and upper middle-class families suffer just as terribly from incest, rape, and abuse, they would need to concede that they were totally in denial. Also, judges and attorneys at that time were unclear on what was and was not abuse. It also varied within the counties of a single state. This book essentially gives you an evolution of case law, and progresses you through what can be described as an age of innocence for the public. The public certainly wouldn't accept that rape and incest took place in "good" families....we know better now.

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