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U. S. DEPARTMENT OF COMMERCE
JESSE H. JONES, SECRETARY
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VERGIL D. REED, Acting Director



JUDICIAL CRIMINAL STATISTICS

1939

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STATE TABLES

Colorado	Montana	Pennsylvania
Connecticut	New Hampshire	Rhode Island
District of Columbia	New Jersey	South Dakota
Idaho	New Mexico	Utah
Iowa	New York	Vermont
Kansas	North Dakota	Washington
Massachusetts	Ohio	Wisconsin
Michigan	Oregon	Wyoming
Minnesota		

JUDICIAL CRIMINAL STATISTICS, 1939

INTRODUCTION

Twenty-five States, including the District of Columbia, co-operated with the Bureau of the Census in furnishing reports of defendants in criminal cases disposed of by courts of general jurisdiction during the year 1939. This is the eighth year in which the judicial criminal statistics collection has been made by the Bureau of the Census. The first collection in 1932 included reports from 16 States; 24 States furnished information for 1933, 27 for 1934, 30 for 1935 and 1936, 29 for 1937, and 27 for 1938. During the present year (1939) two States, California and Indiana, were dropped from the annual collection. California was dropped because it was impossible to obtain reports from the largest county containing two-fifths of the State's population. We are informed by our special agent in Indiana that that State expects to report for 1940 and that the omission of 1939 was due to another project.

Scope of statistics.—The judicial criminal statistics gathered by the Bureau of the Census are limited for the most part to statistics of criminal defendants disposed of by courts of general jurisdiction. Under the judicial organization of most States there is a court of general jurisdiction in each county that has authority to try and dispose of all serious or felony offenses and of such minor or misdemeanor offenses as are not within the exclusive jurisdiction of inferior courts. Thus any offender charged with a felony will be tried in a court of general jurisdiction although he may have a preliminary examination in a minor court. In a few States, the power to try and dispose of felony charges has been extended, in certain instances, to minor courts such as municipal and county courts.

While most offenders convicted of felony charges are disposed of by courts of general jurisdiction, this does not mean that all felony charges are finally disposed of in these courts. Many offenders arrested on a felony charge are disposed of finally in minor courts either by the dismissal of the charge at the preliminary examination or by the reduction of the charge to a misdemeanor that is within the jurisdiction of the minor court. This means that statistics gathered mainly from courts of general jurisdiction fall far short of accounting for the prosecution of all offenders charged with felonies. Not until judicial criminal

statistics can cover all action taken in a criminal case from the point of arrest or the filing of the first charge to final disposition, will there be data available to give us an adequate picture of the administration of criminal justice.

Methods of collection.—The judicial criminal statistics collected by the Bureau of the Census are based on an annual report made by the clerks of court on a uniform tally sheet supplied by the Bureau of the Census. It provides for the tallying of all defendants disposed of during the year by offense and method of disposition and for the tallying of all persons convicted by offense and sentence imposed. The 1939 data were collected by this tally-sheet method in 20 of the 25 States. Reports were received from Massachusetts and New York on the basis of the reporting forms used by the Departments of Correction in those States. For the District of Columbia, Minnesota, and 68 of the Ohio counties, the data were reported by means of individual-case cards.

The accuracy of the data reported on the tally sheets necessarily depends on the care with which clerks of court enter the tally marks in accordance with the instructions furnished them. The fact that instructions are necessarily general in order to apply to many jurisdictions, that most clerks of court are exceedingly busy officials usually without sufficient clerical assistance, and that they are asked to make these reports voluntarily without compensation or other assistance, means that the tally sheets are not always made out with the care desired.

The task of making up an annual tally-sheet report from the court records is not a simple one. Court dockets and registers have been evolved primarily for reference purposes. They are not uniform from county to county or from court to court. They are not always uniform within the same county and court, as newly elected clerks may make changes in the detail recorded in their books. The classification of cases according to offense and particular method of disposition or type of sentence also is quite difficult, and inasmuch as different clerks have different ideas as to how an offender should be classified, there is a resulting lack of uniformity in the data reported. There is seldom any other summary of court dispositions available with which to compare the tally made on the census schedules. Even if another summary is

available, it is not likely to be in the same terms or units as the census reports. Further, if errors have been made in the process of tallying, there is no way to check or eliminate them except to repeat the entire process.

A new method of collecting judicial criminal statistics on the basis of individual-case reports was tried out in 1937 in Ohio, Minnesota, and the District of Columbia, and was continued during 1938 and 1939. Under this system the clerk of court fills out a standard card furnishing a summary of the action taken in each case filed and disposed of in his court. The classification and tabulation of these cards is done for a State by a central statistical agency, ensuring uniform classification and interpretation of the data reported from all counties. This method is far more flexible than the tally-sheet method, as it makes possible a more intensive analysis of the data collected, and, further, can quite easily be adapted to the particular record-keeping routines used by the different clerks of court. As more work is required to tabulate, analyze, and summarize reports collected under the individual-case method, it will be difficult for the Bureau of the Census to undertake the detailed work required in the collection of statistics by this method for a large number of States. The collection made in the three jurisdictions mentioned has been carried on as an experiment to test out the practicability of this system. It is hoped that the various States will establish their own statistical bureaus. The development of a satisfactory national system of judicial criminal statistics will depend to a large extent on the establishment of such State bureaus. A State agency will be able to work out a system which fits the particular law, procedure, and practice of the State and can make much more detailed analysis of the statistics gathered than is possible by a national agency dealing with all States.

Limitations of the statistics.—There are wide differences to be found from State to State both in the organization of the general trial courts and in the particular jurisdiction possessed by them. It will be noted in table 9 of this report (page 9) that the 1939 statistics were collected from several different kinds of courts and occasionally from two or three types within a single State. While most States usually have a single type of court of general jurisdiction, in some States special jurisdiction to dispose of felony offenses has been given to courts that otherwise would be classified as courts of limited jurisdiction. In Vermont, for instance, the county courts are the general trial courts

of the State and have complete power to dispose of felony cases. However, the municipal courts of that State have been granted power to dispose of felony cases where the defendant pleads guilty. As most of the felony cases are disposed of by pleas of guilty in the municipal courts, it is necessary to collect statistics from both of these types of courts in Vermont to obtain adequate coverage of the felony convictions in that State.

There is a great deal of variance in the extent of jurisdiction possessed by the general trial courts even within a single State. These courts have essentially a residual jurisdiction; that is, they handle and dispose of all types of cases that are not specifically given over to some other court for disposal. In some States this jurisdiction is divided between general trial courts and minor courts, both having concurrent jurisdiction over misdemeanors. Frequently, in metropolitan counties the court of general jurisdiction will handle only felony cases, as the authority to dispose of all misdemeanor cases has been granted exclusively to the municipal court of the main city in the county. In the same State, however, the general trial courts in the rural counties will handle not only felony cases but also a large number of misdemeanor cases that are not disposed of by local justices of the peace. There are, therefore, some very real difficulties of comparison in these statistics. As has been the case each year since 1935, summary and comparative analysis of State material is limited to the major offense categories. It is thought that this method eliminates a great deal of variability in the statistics, which would otherwise result from the widely differing jurisdiction over criminal cases of the reporting courts.

There are no refinements of selection, however, which will make up for the fact that these statistics do not embody the results of the early stages of prosecution of felony cases. In many counties large numbers of offenders arrested and charged with felonies are eliminated or disposed of on reduced charges in municipal or other minor courts before the cases ever reach the general trial courts, whereas in other counties very few felony cases will be disposed of in the minor courts, and the number of cases appearing in the trial courts will be, by comparison, exceedingly large. Consequently, it is impossible to assume that statistics of courts of general jurisdiction fully account for prosecution practices. This fact limits the conclusions that may be drawn concerning variations in procedural and sentencing practices from State to State.

ANALYSIS OF 1939 DATA

Disposition and sentence, by States.—

The 1939 report consists principally of summaries for each of the 25 co-operating States. For 24 States it was possible to present a 4-year comparison showing, for major offenses, the number of defendants disposed of, by type of disposition and sentence, for the years 1939, 1938, 1937, and 1936. Such a comparison for a given State is much more reliable and useful than any comparisons that might be made between States, for reasons already outlined.

The first four tables will present the summary data on disposition and sentence, by States. Tables 5 to 8, inclusive, will present the same information for the 25 States combined, by offense.

Table 1 shows, by States, the number and proportion of defendants charged with major offenses who were eliminated without conviction, and the number and proportion convicted. The proportion of defendants eliminated without conviction ranges from 29.0 percent in Pennsylvania to 1.1 percent in Rhode Island, and conversely, the proportion convicted ranges from 98.9 percent

in Rhode Island to 71.0 percent in Pennsylvania. For the 25 States taken individually, the median proportion convicted is 83.0 percent.

Table 2 shows the number and proportion of defendants eliminated without conviction for each of the three types of elimination, namely, (1) dismissed and other no-penalty dispositions, (2) acquitted by court after waiver of jury trial, and (3) acquitted by jury. Dismissals and other no-penalty dispositions account for the great majority of defendants eliminated, ranging from 100.0 percent in Rhode Island to 49.5 percent in Pennsylvania. The median proportion dismissed for the 25 States taken individually is 81.0 percent. It will be noted that in several States there were no acquittals by court after waiver of jury trial. In most of these States this is due to the fact that there is no legal provision for waiver of jury trial in a felony case. The proportion of defendants eliminated who were acquitted by jury ranges from 37.2 percent in Pennsylvania to none in Rhode Island. The median proportion of defendants acquitted by jury for the 25 States is 18.1 percent.

Table 3 shows the number and proportion

TABLE 1.—DEFENDANTS ELIMINATED WITHOUT CONVICTION AND DEFENDANTS CONVICTED, BY STATES: 1939

State	Total disposed of	Eliminated without conviction		Convicted	
		Number	Percent	Number	Percent
Total, 25 States.....	70,265	15,336	21.8	54,929	78.2
Colorado.....	1,528	334	21.9	1,194	78.1
Connecticut ¹	954	111	11.6	843	88.4
District of Columbia.....	1,520	375	24.7	1,145	75.3
Idaho.....	594	84	14.1	510	85.9
Iowa.....	1,875	427	22.8	1,448	77.2
Kansas.....	1,805	405	22.4	1,400	77.6
Massachusetts.....	3,548	683	19.3	2,865	80.7
Michigan.....	4,173	833	20.7	3,310	79.3
Minnesota.....	2,069	196	9.5	1,873	90.5
Montana.....	375	54	14.4	321	85.6
New Hampshire.....	436	99	22.7	337	77.3
New Jersey.....	5,870	1,170	19.9	4,700	80.1
New Mexico.....	1,008	280	27.8	728	72.2
New York.....	10,153	2,229	22.0	7,924	78.0
North Dakota.....	584	79	13.5	505	85.5
Ohio.....	5,536	925	16.7	4,611	83.3
Oregon.....	1,136	193	17.0	943	83.0
Pennsylvania.....	19,937	5,779	29.0	14,158	71.0
Rhode Island.....	632	7	1.1	625	98.9
South Dakota.....	468	53	11.3	415	88.7
Utah.....	415	69	16.6	346	83.4
Vermont.....	425	97	22.8	328	77.2
Washington.....	1,614	254	15.7	1,360	84.3
Wisconsin.....	3,225	506	15.7	2,719	84.3
Wyoming.....	385	64	16.6	321	83.4

¹Statistics are for the year July 1, 1939 through June 30, 1940.

JUDICIAL CRIMINAL STATISTICS, 1939

TABLE 2.—DEFENDANTS ELIMINATED WITHOUT CONVICTION, BY METHOD OF DISPOSITION, BY STATES: 1939

State	Total eliminated	Dismissed and other no-penalty		Acquitted by court (jury waived)		Acquitted by jury	
		Number	Percent	Number	Percent	Number	Percent
Total, 25 States.....	15,336	10,006	65.2	1,391	9.1	3,939	25.7
Colorado.....	334	255	76.3	1	0.3	78	23.4
Connecticut ¹	111	95	85.6	11	9.9	5	4.5
District of Columbia.....	375	265	70.7	3	0.8	107	28.5
Idaho.....	84	68	81.0	-	-	16	19.0
Iowa.....	427	372	87.1	14	3.3	41	9.6
Kansas.....	405	337	83.2	7	1.7	61	15.1
Massachusetts.....	683	395	57.8	93	13.6	195	28.6
Michigan.....	863	677	78.4	81	9.4	105	12.2
Minnesota.....	196	140	71.4	-	-	56	28.6
Montana.....	54	44	81.5	-	-	10	18.5
New Hampshire.....	99	90	90.9	-	-	9	9.1
New Jersey.....	1,170	728	62.2	254	21.7	188	16.1
New Mexico.....	280	237	84.6	4	1.4	39	13.9
New York.....	2,229	1,656	74.3	-	-	573	25.7
North Dakota.....	79	69	87.3	1	1.3	9	11.4
Ohio.....	925	709	76.6	93	10.1	123	13.3
Oregon.....	193	158	81.9	3	1.6	32	16.6
Pennsylvania.....	5,779	2,858	49.5	770	13.3	2,151	37.2
Rhode Island.....	7	7	100.0	-	-	-	-
South Dakota.....	53	40	75.5	-	-	13	24.5
Utah.....	69	39	56.5	7	10.1	23	33.3
Vermont.....	97	85	87.6	1	1.0	11	11.3
Washington.....	254	195	76.8	1	0.4	58	22.8
Wisconsin.....	506	432	85.4	47	9.3	27	5.3
Wyoming.....	64	55	85.9	-	-	9	14.1

¹Statistics are for the year July 1, 1939 through June 30, 1940.

of convictions for each of the three types of conviction, that is, for (1) pleas of guilty, (2) convictions by court after waiver of jury trial, and (3) jury verdicts of guilty. As usual, a plea of guilty was the predominant method of reaching a conviction. The proportion of convictions resulting from pleas of guilty ranges from 100.0 percent in Rhode Island to 74.3 percent in Utah. The median percentage for the 25 States taken individually is 90.2 percent. Jury verdicts of guilty accounted for 22.3 percent of all convictions in Utah and none in Rhode Island. The median proportion of convictions by jury among the 25 States is 5.9 percent.

Table 4 shows, for each of the 25 States, the number and percent of those convicted and sentenced, by type of sentence imposed. In Montana 77.6 percent of the defendants sentenced for major offenses received a prison sentence, while Pennsylvania, at the other end of the scale, showed only 12.5 percent of those convicted as sentenced to prison or death. For the 25 States the

median proportion of convicted defendants receiving a prison or death sentence is 45.4. Probation was used most extensively in Rhode Island, where 60.3 percent were reported as being placed on probation or given a suspended sentence. North Dakota reported the least use of this type of sentence with 14.1 percent, while the median percentage of the 25 States is 29.6. Pennsylvania reported the highest proportion of jail sentences, and Wyoming reported the lowest. The median percentage of defendants sentenced to jail is 14.9.

Disposition and sentence, by offense.—In interpreting the data presented in tables 5 to 8, showing disposition and sentence by offense, for the 25 States combined, it must be remembered that a few States account for most of the cases reported and that the practices followed in these States in regard to both disposition and sentence dominantly influence the results shown in these tables. Five States, Michigan, New Jersey, New York, Ohio, and Pennsylvania, account for nearly two-thirds (65.0 per-

ANALYSIS OF 1939 DATA

TABLE 3.—DEFENDANTS CONVICTED, BY METHOD OF CONVICTION, BY STATES: 1939

State	Total convicted	Plea guilty		Court finds guilty (jury waived)		Jury verdict guilty	
		Number	Percent	Number	Percent	Number	Percent
Total, 25 States.....	54,929	47,158	85.9	6,814	12.4	8,157	14.9
Colorado.....	1,194	1,065	89.2	129	10.8	120	10.0
Connecticut.....	843	755	89.6	88	10.4	84	10.0
District of Columbia.....	1,145	955	83.4	190	16.6	169	14.8
Idaho.....	510	475	93.1	35	6.8	30	5.9
Iowa.....	1,448	1,373	94.8	75	5.2	65	4.5
Kansas.....	1,400	1,263	90.2	137	9.8	121	8.6
Massachusetts.....	2,865	2,450	85.5	415	14.5	310	10.8
Michigan.....	3,310	2,652	80.1	658	19.9	285	8.6
Minnesota.....	1,873	1,784	95.2	89	4.8	83	4.4
Montana.....	321	294	91.6	27	8.4	25	7.8
New Hampshire.....	337	334	99.1	3	0.9	3	0.9
New Jersey.....	4,700	4,103	87.3	597	12.7	223	4.7
New Mexico.....	728	661	90.8	67	9.2	6	0.8
New York.....	7,924	7,121	89.9	803	10.1	377	4.8
North Dakota.....	505	480	95.0	25	5.0	22	4.4
Ohio.....	4,611	4,070	88.3	541	11.7	332	7.2
Oregon.....	943	891	94.5	52	5.5	45	4.8
Pennsylvania.....	14,158	10,946	77.3	3,212	22.7	1,039	15.5
Rhode Island.....	625	625	100.0	0	0.0	0	0.0
South Dakota.....	415	374	90.1	41	9.9	19	4.6
Utah.....	346	257	74.3	89	25.7	25	7.2
Vermont.....	328	311	94.8	17	5.2	16	4.9
Washington.....	1,360	1,235	90.8	125	9.2	119	8.7
Wisconsin.....	2,719	2,373	87.3	346	12.7	214	7.8
Wyoming.....	321	311	96.9	10	3.1	10	3.1

¹Statistics are for the year July 1, 1939 through June 30, 1940.

cent) of the cases covered, while the other 20 States account for the remainder.

Table 5 shows the total number of defendants disposed of in the 25 States and those eliminated and convicted in each offense group. Burglary, auto theft, violations of drug laws, and forgery and counterfeiting show, in that order, the highest proportions of convictions, while manslaughter and assault show the lowest proportions.

Table 6 shows, by offense, the number and percent of defendants eliminated in the 25 States for each of the three types of elimination. Defendants charged with forgery show the highest proportion of eliminations by dismissal and the lowest proportion of acquittals by jury. Defendants charged with murder show the lowest proportion of eliminations by dismissal and the highest proportion for acquittals by jury.

Table 7 shows, for each offense group, the number and percent of defendants convicted and sentenced in the 25 States by type of conviction. Forgery, burglary, and auto theft are the offense groups showing

the highest proportions of defendants pleading guilty, and manslaughter and murder are those offenses showing the highest proportions of defendants given a jury verdict.

Table 8 shows, for each offense group, the number and percent of defendants who were sentenced to imprisonment, probation, or suspended sentence. Defendants charged with murder were given a death sentence. Of the 768 defendants charged with manslaughter, 43 were given a death sentence, 19 were given probation, and 10 were given suspended sentences. Defendants charged with burglary, auto theft, and embezzlement were most frequently for those defendants convicted of receiving, etc., stolen property. The offense groups showing the highest proportions of defendants given a suspended sentence were violating drug laws and carrying weapons.

As already pointed out, all defendants received in the 25 States during 1939

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TABLE 4.—DEFENDANTS CONVICTED AND SENTENCED, BY TYPE OF SENTENCE, BY STATES: 1939

State	Defendants sentenced	State prisons and reformatories		Probation and suspended sentence		Local jails, workhouses, etc.		All other sentences	
		Number	Percent	Number	Percent	Number	Percent	Number	Percent
Total, 25 States	54,929	19,467	35.4	18,328	33.4	13,151	23.9	3,983	7.3
Colorado.....	1,194	777	65.1	348	29.1	51	4.3	18	1.5
Connecticut ²	843	313	37.1	233	27.6	271	32.1	26	3.1
District of Columbia	1,145	698	61.0	338	29.5	104	9.1	5	0.4
Idaho.....	510	292	57.3	139	27.3	76	14.9	3	0.6
Iowa.....	1,448	599	41.4	290	20.0	470	32.5	89	6.1
Kansas.....	1,400	911	65.1	318	22.7	151	10.8	20	1.4
Massachusetts.....	2,865	719	25.1	940	32.8	870	30.4	336	11.7
Michigan.....	3,310	1,430	43.2	1,511	45.6	214	6.5	155	4.7
Minnesota.....	1,873	859	45.9	740	39.5	212	11.3	62	3.3
Montana.....	321	249	77.6	46	14.3	13	4.0	13	4.0
New Hampshire.....	337	91	27.0	175	52.2	55	16.3	15	4.5
New Jersey.....	4,700	1,557	33.1	1,704	36.3	944	20.1	495	10.5
New Mexico.....	728	378	51.9	276	37.9	40	5.5	34	4.7
New York.....	7,924	3,361	42.4	2,772	35.0	1,729	21.8	62	0.8
North Dakota.....	505	270	53.5	71	14.1	108	21.4	56	11.1
Ohio.....	4,611	2,094	45.4	2,001	43.4	379	8.2	137	3.0
Oregon.....	943	437	46.3	342	36.3	145	15.4	19	2.0
Pennsylvania.....	14,158	1,913	13.5	3,764	26.6	6,474	45.7	2,007	14.2
Rhode Island.....	625	194	31.0	87	60.3	45	7.4	8	1.3
South Dakota.....	415	231	55.7	87	21.0	79	19.0	18	4.3
Utah.....	346	156	45.1	159	46.0	23	6.6	8	2.3
Vermont.....	328	134	40.9	97	29.6	53	16.2	44	13.4
Washington.....	1,360	778	57.2	356	26.2	203	14.9	23	1.7
Wisconsin.....	2,719	830	30.5	1,154	42.4	431	15.9	304	11.2
Wyoming.....	321	196	61.1	89	27.7	10	3.1	26	8.1

¹Includes 47 death sentences.²Statistics are for the year July 1, 1939 through June 30, 1940.

TABLE 5.—DEFENDANTS ELIMINATED WITHOUT CONVICTION AND DEFENDANTS CONVICTED, BY OFFENSE: 1939

Offense	Total disposed of	Eliminated without conviction		Convicted	
		Number	Percent	Number	Percent
Total.....	70,265	15,336	21.8	54,929	78.2
Murder.....	659	242	36.7	417	63.3
Manslaughter.....	1,310	576	44.0	734	56.0
Robbery.....	4,692	938	20.0	3,754	80.0
Aggravated assault.....	5,754	2,275	39.5	3,479	60.5
Burglary.....	14,353	1,600	11.1	12,753	88.9
Larceny, except auto theft.....	15,431	2,603	16.9	12,828	83.1
Auto theft.....	4,546	620	13.6	3,926	86.4
Embezzlement and fraud.....	4,810	1,681	35.0	3,129	65.1
Stolen property, receiving, etc.	1,523	520	34.1	1,003	65.9
Forgery and counterfeiting.....	4,005	634	15.8	3,371	84.2
Rape.....	2,915	866	29.7	2,049	70.3
Commercialized vice.....	976	352	36.1	624	63.9
Other sex offenses.....	4,829	1,276	26.4	3,553	73.6
Violating drug laws.....	699	109	15.6	590	84.4
Carrying, etc., weapons.....	1,669	372	22.3	1,297	77.7
Other major offenses.....	2,094	672	32.1	1,422	67.9

ANALYSIS OF 1939 DATA

TABLE 6.—DEFENDANTS ELIMINATED WITHOUT CONVICTION, BY METHOD OF DISPOSITION, BY OFFENSE: 1939

Offense	Total eliminated	Dismissed and other no-penalty		Acquitted by court (jury waived)		Acquitted by jury	
		Number	Percent	Number	Percent	Number	Percent
Total.....	15,336	10,006	65.2	1,391	9.1	3,939	25.7
Murder.....	242	110	45.5	8	3.3	124	51.2
Manslaughter.....	576	278	48.3	45	7.8	253	43.9
Robbery.....	938	534	56.9	56	6.0	348	37.1
Aggravated assault.....	2,275	1,222	53.7	338	14.9	715	31.4
Burglary.....	1,600	1,080	67.5	97	6.1	423	26.4
Larceny, except auto theft.....	2,603	1,719	66.0	265	10.2	619	23.8
Auto theft.....	620	442	71.3	62	10.0	116	18.7
Embezzlement and fraud.....	1,681	1,349	80.3	108	6.4	224	13.3
Stolen property, receiving, etc.	520	315	60.6	70	13.5	135	26.0
Forgery and counterfeiting.....	634	549	86.6	19	3.0	66	10.4
Rape.....	866	550	63.5	63	7.3	253	29.2
Commercialized vice.....	352	247	70.2	35	9.9	70	19.9
Other sex offenses.....	1,276	832	65.2	119	9.3	325	25.5
Violating drug laws.....	109	73	67.0	16	14.7	20	18.3
Carrying, etc., weapons.....	372	224	60.2	55	14.8	93	25.0
Other major offenses.....	672	482	71.7	35	5.2	155	23.1

TABLE 7.—DEFENDANTS CONVICTED, BY METHOD OF CONVICTION, BY OFFENSE: 1939

Offense	Total convicted	Plea guilty		Court finds guilty (jury waived)		Jury verdict guilty	
		Number	Percent	Number	Percent	Number	Percent
Total.....	54,929	47,158	85.9	2,614	4.8	5,157	9.4
Murder.....	417	211	50.6	15	3.6	191	45.8
Manslaughter.....	734	493	67.2	32	4.4	209	28.5
Robbery.....	3,754	2,923	77.9	156	4.2	675	18.0
Aggravated assault.....	3,479	2,289	65.8	458	13.2	732	21.0
Burglary.....	12,753	11,796	92.5	293	2.3	664	5.2
Larceny, except auto theft.....	12,828	11,527	89.9	570	4.4	731	5.7
Auto theft.....	3,925	3,596	91.6	120	3.1	210	5.3
Embezzlement and fraud.....	3,129	2,738	87.5	186	5.9	205	6.6
Stolen property, receiving, etc.	1,003	782	78.0	63	6.3	158	15.8
Forgery and counterfeiting.....	3,371	3,203	95.0	61	1.8	107	3.2
Rape.....	2,049	1,532	74.8	114	5.6	403	19.7
Commercialized vice.....	624	494	79.2	77	12.3	53	8.5
Other sex offenses.....	3,553	2,815	79.2	294	8.3	444	12.5
Violating drug laws.....	580	443	75.1	41	6.9	106	18.0
Carrying, etc., weapons.....	1,297	1,107	85.4	100	7.7	90	6.9
Other major offenses.....	1,422	1,209	85.0	34	2.4	179	12.6

TABLE 8.—DEFENDANTS CONVICTED AND SENTENCED, BY TYPE OF SENTENCE, BY OFFENSE: 1939

Offense	Defendants sentenced	State prisons and reformatories		Probation and suspended sentence		Local jails, workhouses, etc.		All other sentences	
		Number	Percent	Number	Percent	Number	Percent	Number	Percent
Total.....	54,929	19,467	35.4	18,328	33.4	13,151	23.9	3,983	7.3
Murder.....	417	1,385	92.3	2	0.5	29	7.0	1	0.2
Manslaughter.....	734	353	48.1	157	21.4	186	25.3	38	5.2
Robbery.....	3,754	2,458	65.4	628	16.7	586	15.6	86	2.3
Aggravated assault.....	3,479	1,092	31.4	995	28.6	1,137	32.7	255	7.3
Burglary.....	12,753	4,946	38.8	4,910	38.5	2,413	18.9	484	3.8
Larceny, except auto theft.....	12,828	3,434	26.8	4,794	37.4	3,739	29.1	861	6.7
Auto theft.....	3,926	1,307	33.3	1,587	40.4	836	21.3	196	5.0
Embezzlement and fraud.....	3,129	571	18.3	1,215	38.8	940	30.0	403	12.9
Stolen property, receiving, etc..	1,003	186	18.5	446	44.5	286	28.5	85	8.5
Forgery and counterfeiting.....	3,371	1,564	46.4	1,103	32.7	550	16.3	154	4.6
Rape.....	2,049	979	47.8	498	24.3	424	20.7	148	7.2
Commercialized vice.....	624	120	19.2	103	16.5	174	27.9	227	36.4
Other sex offenses.....	3,553	1,033	29.1	918	25.8	828	23.3	774	21.8
Violating drug laws.....	590	170	28.8	121	20.5	258	43.7	41	6.9
Carrying, etc., weapons.....	1,297	255	19.7	453	34.9	458	35.3	151	10.1
Other major offenses.....	1,422	2616	43.3	400	28.1	307	21.6	99	7.0

¹Includes 43 death sentences.

² Includes 4 death sentences for kidnaping.

of judicial criminal statistics are made voluntarily, and in some of the 20 States reporting by the tally-sheet method reports were not received from all clerks of court. Table 9 shows, by States, the total number of counties and the number of courts, by type, that furnished statistics for 1939 and the percentage of the population in each State that resides within the jurisdiction of the reporting courts. The percentage of the population covered in each State is based on the final 1940 census figure. Differences between the percentages shown in table 9 and those appearing on the State releases assembled at the end of this report, are due to the fact that final 1940 population figures were not available at the time that certain State releases were issued, making it necessary to use 1930 or preliminary 1940 population figures.

Table 10 has not been prepared in previous years. It represents an attempt to indicate the extent to which commitments to prison from courts of original felony jurisdiction in the State covered, reflect the actual admissions to the prisons and reformatories of their respective States. The most notable feature of this table is the fact that the number of men received at the penal institutions is frequently higher than the number reported as committed by the courts. In Rhode Island the number is over

two and one-half times as large. These differences are due to a variety of factors. (1) In some States many inmates classified by us as misdemeanants are incarcerated within the prisons and reformatories. Of the 512 Rhode Island admissions, 350 were of this category. (2) Probation is widely used in some jurisdictions. Revocations of probation do not appear in the judicial criminal statistics but they do swell prison admissions. (3) Cases referred to courts of appellate jurisdiction likewise do not appear in judicial criminal statistics but may swell prison admissions. It is believed, however, that this is not a major factor in any reporting State. (4) As mentioned in the discussion of the limitations of these statistics, there is no real uniformity of jurisdiction, and the prisons are undoubtedly receiving inmates from courts not reporting to the Census Bureau. There is evidence that these courts are primarily the local institutions of large municipalities, which deal primarily with misdemeanants, but commit an appreciable number of persons to the penal institutions. (5) In some States certain cases handled by juvenile courts are sent to State reformatories. There are 91 such cases in the 1939 Ohio totals. (6) In the absence of any checks within our control (Minnesota, District of Columbia, and 88 Ohio counties excepted) it is possible that there were omissions on

TABLE 9.—NUMBER AND TYPE OF COURTS FURNISHING REPORTS, BY STATES: 1939
(All percents are based on 1940 population)

State	Number of counties in State	Number of reports received from each type of court								Percent of population coverage ¹
		Dis-trict	Cir-cuit	Super-ior	Common pleas	Quarter session andoyer andterminer	County	Municipal	Crim-inal	
Colorado.....	63	61	-	-	-	-	-	-	-	99.8
Connecticut.....	8	-	-	9	5	-	-	-	-	100.0
District of Columbia.....	1	1	-	-	-	-	-	-	-	100.0
Idaho.....	44	44	-	-	-	-	-	-	-	100.0
Iowa.....	99	85	-	-	-	-	-	-	-	80.6
Kansas.....	105	105	-	-	-	-	-	-	-	100.0
Massachusetts.....	14	-	-	14	-	-	-	-	-	100.0
Michigan.....	83	-	83	1	-	-	-	21	-	100.0
Minnesota.....	87	87	-	-	-	-	-	-	-	100.0
Montana.....	56	44	-	-	-	-	-	-	-	70.0
New Hampshire.....	10	-	-	10	-	-	-	-	-	100.0
New Jersey.....	21	-	-	-	-	21	-	-	-	100.0
New Mexico.....	31	30	-	-	-	-	-	-	-	98.0
New York.....	62	-	-	-	-	-	362	-	-	399.0
North Dakota.....	53	52	-	-	-	-	-	-	-	98.5
Ohio.....	88	-	-	-	88	-	-	-	-	100.0
Oregon.....	36	-	32	-	-	-	-	-	-	88.0
Pennsylvania.....	67	-	-	-	-	67	-	-	-	100.0
Rhode Island.....	5	-	-	4	-	-	-	-	-	100.0
South Dakota.....	⁴ 69	-	60	-	-	-	-	-	-	94.4
Utah.....	29	29	-	-	-	-	-	-	-	100.0
Vermont.....	14	-	-	-	-	12	7	-	-	61.3
Washington.....	39	-	-	39	-	-	-	-	-	100.0
Wisconsin.....	71	-	58	2	-	-	19	10	-	93.0
Wyoming.....	23	23	-	-	-	-	-	-	-	100.0

¹Percent of population residing within jurisdictional limits of reporting courts. The final figures of the 1940 census are used in this table although earlier figures were used in some cases in the original State releases.

²Recorder's Court of Detroit.

³The following 5 counties reported in part: Erie, Essex, Lewis, Niagara, and Suffolk. Approximately 99.0 percent of the State's population was covered.

⁴Includes 5 unorganized counties which, for judicial purposes, are attached to other counties.

the reports made to us through State special agents by the court clerks. (7) On the other hand there are prisoners who, in terms of their offenses and/or sentences would be classed as felons serving in county and municipal institutions in New York, Pennsylvania, and other States.

SUMMARY AND CONCLUSION

The 1939 statistics show substantially the same facts and relationships in regard to the disposition and sentence of criminal offenders in courts of general jurisdiction as were found in the analysis of the 1935, 1936, 1937, and 1938 data. As in 1938, the 1939 report is presented chiefly as a brief summary of the statistical data collected from the 25 co-operating States. The reader is referred to the reports of 1935 and 1936 for a more comprehensive discussion of the scope of these statistics and the methods and limitations of their collection, as well

as for more detailed analysis of the data collected.

It is emphasized again that comparisons between States should be made only with extreme caution and that probably no general conclusions concerning differences in the prosecution practices of the States can justifiably be based on the variations observed in the statistics of this report. The most valuable comparisons are to be found in each State summary which shows, for defendants charged with major offenses, the distribution of sentences and dispositions for the years 1936, 1937, 1938, and 1939.

Again in 1939, as in the past years, these statistics indicate that from 70 to 80 percent of all defendants prosecuted for major offenses in the courts of general jurisdiction were convicted. About two-thirds of those eliminated without conviction were eliminated by dismissal of the charges against them. Pleas of guilty accounted for

between 80 and 90 percent of all convictions. Not quite one-fifth of the defendants prosecuted in the trial courts were disposed of by means of trial. Of the defendants convicted and sentenced, slightly

more than one-third received sentences to State prisons or reformatories, and about one-third were given probation or a suspended sentence.

TABLE 10.—COMPARISON OF COURT AND PRISON DATA FOR REPORTING STATES: 1939

State	Court sentences ¹		Percent of population coverage ²	Admissions to State prisons and reformatories from the courts
	Death penalty	Sentenced to State prisons and reformatories		
Colorado.....	5	788	99.8	856
Connecticut.....	-	345	100.0	566
District of Columbia.....	1	752	100.0	682
Idaho.....	-	297	100.0	246
Iowa.....	-	650	80.6	765
Kansas.....	-	968	100.0	908
Massachusetts.....	2	731	100.0	997
Michigan.....	-	1,578	100.0	2,626
Minnesota.....	-	879	100.0	1,059
Montana.....	1	252	70.0	353
New Hampshire.....	-	95	100.0	95
New Jersey.....	2	1,684	100.0	1,546
New Mexico.....	1	396	98.0	371
New York.....	23	3,416	³ 99.0	3,165
North Dakota.....	-	286	98.5	235
Ohio.....	1	2,174	100.0	2,529
Oregon.....	-	458	88.0	525
Pennsylvania.....	9	2,033	100.0	2,382
Rhode Island.....	-	197	100.0	512
South Dakota.....	-	248	94.4	251
Utah.....	-	161	100.0	173
Vermont.....	-	165	61.3	278
Washington.....	2	789	100.0	795
Wisconsin.....	-	936	93.0	2,323
Wyoming.....	-	212	100.0	234

¹All offenses rather than the "major offense" group used in tables 1 through 9.

²Percent of population residing within jurisdictional limits of reporting courts. The final figures of the 1940 census are used in this table although earlier figures were used in some cases in the original State releases.

³The following 5 counties reported in part: Erie, Essex, Lewis, Niagara, and Suffolk. Approximately 99.0 percent of the State's population was covered.

JUDICIAL CRIMINAL STATISTICS: COLORADO, 1939

There were 1,528 defendants charged with major offenses who were disposed of by the district courts of Colorado during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 over three-fourths (78.1 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,528	100.0	1,546	100.0	1,567	100.0	1,419	100.0
Eliminated without conviction.....	334	21.9	273	17.7	368	24.8	451	31.8
Dismissed.....	243	15.9	168	10.9	266	17.0	343	24.2
Acquitted by court (jury waived).....	1	0.1	5	0.3	4	0.3	5	0.4
Acquitted by jury.....	78	5.1	74	4.8	93	5.9	64	4.5
Other no-penalty disposition.....	12	0.8	26	1.7	25	1.6	39	2.7
Convicted.....	1,194	78.1	1,273	82.3	1,179	75.2	968	68.2
Plea of guilty.....	1,065	69.7	1,093	70.7	1,006	64.2	834	58.8
Court finds guilty.....	9	0.6	32	2.1	5	0.3	17	1.2
Jury verdict guilty.....	120	7.9	148	9.6	168	10.7	117	8.2

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: COLORADO, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dis-missed	Acquit-ted by court (jury waived)	Acquit-ted by jury	Other	Total	Flee guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	1,817	463	364	1	86	12	1,354	1,189	18	147
Major offenses, total.....	1,528	334	243	1	78	12	1,194	1,065	9	120
Murder.....	34	17	2	-	15	-	17	2	-	15
Manslaughter.....	29	10	3	-	6	-	19	11	1	7
Robbery.....	102	14	10	-	3	1	88	81	-	7
Aggravated assault.....	45	18	12	-	3	3	27	20	-	7
Burglary.....	347	41	35	-	6	-	306	292	2	12
Larceny, except auto theft.....	418	69	72	-	17	-	329	299	4	26
Auto theft.....	70	12	10	-	2	-	58	56	-	2
Embezzlement and fraud.....	148	40	34	-	5	1	108	101	-	7
Stolen property, receiving, etc.....	34	1	-	-	1	-	33	27	-	6
Forgery and counterfeiting.....	127	16	15	-	-	3	109	102	1	6
Repe.....	101	51	55	-	-	-	50	36	1	13
Commercialized vice.....	47	12	8	-	-	4	35	26	-	9
Other sex offenses.....	3	3	3	-	-	-	-	-	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-	-	-
Other major offenses.....	23	8	4	-	3	1	15	12	-	3
Abortion.....	1	-	-	-	-	-	1	-	-	1
Arson.....	6	6	2	-	3	1	2	1	-	1
Bigamy.....	1	-	-	-	-	-	1	1	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	-	-	-	-	-	-	-	-	-	-
Kidnaping.....	10	1	1	-	-	-	9	9	-	-
Perjury.....	3	1	1	-	-	-	2	1	-	1
Other offenses:										
Minor assault.....	33	10	9	-	1	-	23	17	-	6
Nonsupport or neglect.....	73	30	30	-	-	-	43	39	2	2
Violating liquor laws.....	30	10	7	-	3	-	20	11	2	7
Driving while intoxicated.....	9	3	2	-	1	-	6	5	-	1
Other motor-vehicle laws.....	12	4	3	-	-	-	8	8	-	-
Disorderly conduct and vagrancy.....	2	1	1	-	-	-	-	-	1	-
Gambling.....	39	10	10	-	-	-	29	24	-	5
All other offenses.....	91	61	59	-	2	-	30	20	4	6

On the basis of the 1930 population reports cover 97.0 percent of the population of the State in 1936, 98.3 percent in 1937, and 99.8 percent in 1938 and 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

Table 4 shows the variety of sentences used

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	1,194	100.0	1,273	100.0	1,179	100.0	965	100.0
Death penalty.....	5	0.4	4	0.3	3	0.3	2	0.2
State prisons and reformatories....	772	64.7	841	66.1	838	71.1	656	68.0
Probation and suspended sentence....	348	29.1	321	25.2	249	21.1	216	22.4
Local jails, workhouses, etc.....	51	4.3	63	4.9	75	6.2	68	7.0
Fine or costs only.....	15	1.3	34	2.7	11	0.9	12	1.2
Institutions for juveniles.....	3	0.3	10	0.8	5	0.4	11	1.1
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: COLORADO, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	1,354	5	768	408	80	70	3	-
Major offenses, total.....	1,194	5	772	348	51	15	3	-
Murder.....	17	5	12	-	-	-	-	-
Manslaughter.....	19	-	6	5	8	-	-	-
Robbery.....	88	-	71	17	-	-	-	-
Aggravated assault.....	27	-	17	6	3	1	-	-
Burglary.....	306	-	207	98	-	1	-	-
Larceny, except auto theft.....	329	-	196	97	27	7	2	-
Auto theft.....	58	-	34	19	4	1	-	-
Embezzlement and fraud.....	108	-	58	43	4	3	-	-
Stolen property, receiving, etc.....	33	-	15	13	4	1	-	-
Forgery and counterfeiting.....	109	-	76	32	-	-	1	-
Rape.....	50	-	41	8	1	-	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-
Other sex offenses.....	35	-	29	6	-	-	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-
Other major offenses.....	15	-	10	4	-	1	-	-
Abortion.....	1	-	-	1	-	-	-	-
Arson.....	2	-	-	2	-	-	-	-
Bigamy.....	1	-	1	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	-	-	-	-	-	-	-	-
Kidnaping.....	9	-	8	1	-	-	-	-
Perjury.....	2	-	1	-	-	1	-	-
Other offenses:								
Minor assault.....	33	-	2	3	13	5	-	-
No-support or neglect.....	43	-	6	36	-	1	-	-
Violating liquor laws.....	20	-	-	2	4	14	-	-
Driving while intoxicated.....	5	-	2	2	2	-	-	-
Other motor-vehicle laws.....	8	-	-	6	1	1	-	-
Disorderly conduct and vagrancy..	1	-	-	-	-	1	-	-
Gambling.....	29	-	2	1	1	25	-	-
All other offenses.....	30	-	4	10	8	8	-	-

JUDICIAL CRIMINAL STATISTICS: CONNECTICUT, 1939-1940*

There were 954 defendants charged with major offenses who were disposed of by the superior and common pleas courts of Connecticut during the fiscal year ending June 30, 1940, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939-1940* approximately 7 out of every 8 (88.4 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939-1940*, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939-40*		1938-39*		1937-38*		1936-37*	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	954	100.0	1,029	100.0	1,168	100.0	950	100.0
Eliminated without conviction....	111	11.6	156	15.2	178	15.2	152	16.0
Dismissed.....	91	9.5	140	13.6	154	13.2	126	13.3
Acquitted by court (jury waived).....	11	1.2	12	1.2	14	1.2	18	1.9
Acquitted by jury.....	5	0.5	1	0.1	2	0.2	1	0.1
Other no-penalty disposition....	4	0.4	3	0.3	8	0.7	7	0.7
Convicted.....	843	88.4	873	84.8	990	84.8	798	84.0
Plea of guilty.....	755	79.1	821	79.8	898	76.9	730	76.8
Court finds guilty.....	54	5.7	36	3.5	66	5.7	60	6.3
Jury verdict guilty.....	34	3.6	16	1.6	26	2.2	8	0.8

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN SUPERIOR AND COMMON PLEAS COURTS, BY OFFENSE: CONNECTICUT, 1939-1940*

Offense	Total defendants disposed of	Disposed of without conviction					Convicted				
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty	
All offenses.....	1,648	359	276	48	17	18	289	1,054	155	80	
Major offenses, total.....	954	111	91	11	5	4	843	755	54	34	
Murder.....	3	-	-	-	-	-	3	-	1	2	
Manslaughter.....	33	13	9	3	1	-	20	16	2	2	
Robbery.....	91	9	8	1	-	-	82	74	6	2	
Aggravated assault.....	38	2	-	-	1	1	36	26	6	4	
Burglary.....	244	17	14	2	-	1	227	216	8	3	
Larceny, except auto theft.....	82	12	9	1	1	1	70	58	10	2	
Auto theft.....	71	3	2	1	-	-	68	62	3	3	
Embezzlement and fraud.....	77	9	7	1	1	-	68	59	6	-	
Stolen property, receiving, etc.....	13	-	-	-	-	-	13	13	-	-	
Forgery and counterfeiting.....	15	1	-	-	-	1	14	13	1	-	
Rape.....	60	9	9	-	-	-	51	47	2	2	
Commercialized vice.....	12	1	1	-	-	-	11	10	1	-	
Other sex offenses.....	146	22	20	1	-	1	124	114	6	4	
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	
Carrying, etc., weapons.....	11	1	1	-	-	-	10	8	-	2	
Other major offenses.....	58	12	11	1	-	-	46	39	2	5	
Abortion.....	16	4	4	-	-	-	12	11	-	1	
Arson.....	14	4	3	1	-	-	10	8	1	1	
Bigamy.....	9	2	2	-	-	-	7	7	-	-	
Blackmail and extortion.....	3	2	2	-	-	-	1	1	-	-	
Escape and jail break.....	15	-	-	-	-	-	15	11	1	3	
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	
Perjury.....	1	-	-	-	-	-	1	1	-	-	
Other offenses:											
Minor assault.....	62	9	7	-	-	-	53	41	10	2	
Non-support or neglect.....	40	23	20	3	-	-	17	10	7	-	
Violating liquor laws.....	35	7	3	3	1	-	28	10	13	5	
Driving while intoxicated.....	45	15	8	1	5	1	30	18	9	3	
Other motor-vehicle laws.....	183	88	63	15	4	6	95	67	21	7	
Disorderly conduct and vagrancy..	92	31	28	2	-	1	61	43	14	4	
Gambling.....	61	9	6	3	-	-	52	39	12	1	
All other offenses.....	176	66	50	10	2	4	110	71	15	24	

*Statistics are for the year July 1 through June 30.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used for the same general classes of offenses. In in-

terpreting these data, however, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939-40*		1938-39*		1937-36*		1936-37*	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	843	100.0	873	100.0	990	100.0	788	100.0
Death penalty.....	-	-	2	0.2	-	-	2	0.3
State prisons and reformatories..	313	37.1	255	29.2	324	32.7	262	33.5
Probation and suspended sentence..	233	27.6	297	34.0	314	31.7	197	25.2
Local jails, workhouses, etc.....	271	32.1	304	34.8	322	32.5	287	36.7
Fine or costs only.....	26	3.1	15	1.7	29	2.9	33	4.2
Institutions for juveniles.....	-	-	-	-	1	0.1	-	-
Other sentences.....	-	-	-	-	-	-	2	0.3

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN SUPERIOR AND COMMON PLEAS COURTS, BY OFFENSE—CONNECTICUT, 1939-1940*

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	1,289	-	345	316	392	236	-	-
Major offenses, total.....	643	-	313	233	271	26	-	-
Murder.....	3	-	3	-	-	-	-	-
Manslaughter.....	20	-	11	2	5	2	-	-
Robbery.....	82	-	52	15	15	-	-	-
Aggravated assault.....	56	-	18	4	14	-	-	-
Burglary.....	227	-	80	82	64	-	-	-
Larceny, except auto theft.....	70	-	11	21	32	-	-	-
Auto theft.....	68	-	26	23	19	-	-	-
Embezzlement and fraud.....	68	-	24	16	24	-	-	-
Stolen property, receiving, etc.....	13	-	4	4	9	-	-	-
Forgery and counterfeiting.....	14	-	8	2	6	-	-	-
Rape.....	51	-	20	12	18	-	-	-
Commercialized vice.....	11	-	-	5	6	-	-	-
Other sex offenses.....	124	-	36	39	41	-	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	10	-	5	3	2	-	-	-
Other major offenses.....	46	-	21	5	16	-	-	-
Abortion.....	12	-	4	2	2	-	-	-
Arson.....	19	-	2	2	-	-	-	-
Bigamy.....	7	-	2	-	5	-	-	-
Blackmail and extortion.....	1	-	-	-	1	-	-	-
Escape and jail break.....	15	-	9	1	5	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	1	-	-	-	1	-	-	-
Other offenses:								
Minor assault.....	53	-	1	14	29	9	-	-
Non-support or neglect.....	17	-	-	8	4	5	-	-
Violating liquor laws.....	28	-	-	1	3	24	-	-
Driving while intoxicated.....	30	-	-	-	9	17	-	-
Other motor-vehicle laws.....	95	-	6	12	9	66	-	-
Disorderly conduct and vagrancy.....	61	-	2	13	27	19	-	-
Gambling.....	52	-	-	4	4	44	-	-
All other offenses.....	110	-	21	27	36	26	-	-

*Statistics are for the year July 1 through June 30.

JUDICIAL CRIMINAL STATISTICS: DISTRICT OF COLUMBIA, 1939

There were 1,520 defendants charged with major offenses who were disposed of by the district court of the District of Columbia during the calendar year 1939, according to data obtained by the Bureau of the Census from the records of the court.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 three-fourths (75.3 percent) of all the defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,520	100.0	1,788	100.0	1,720	100.0	1,846	100.0
Eliminated without conviction.....	375	24.7	492	27.5	412	24.0	490	26.5
Dismissed.....	250	16.4	327	18.3	301	17.5	392	21.2
Acquitted by court (jury waived)..	3	0.2	7	0.4	-	-	6	0.3
Acquitted by jury.....	107	7.0	154	8.6	105	6.1	92	5.0
Other no-penalty disposition.....	15	1.0	4	0.2	6	0.3	-	-
Convicted..	1,145	75.3	1,296	72.5	1,308	76.0	1,356	73.5
Plea of guilty.....	955	62.8	1,069	59.8	1,107	64.4	1,118	60.6
Court finds guilty.....	1	0.1	4	0.2	-	-	4	0.2
Jury verdict guilty.....	189	12.4	223	12.5	201	11.7	234	12.7

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN THE DISTRICT COURT, BY OFFENSE: DISTRICT OF COLUMBIA, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	1,849	435	305	3	112	15	1,414	1,180	2	232
Major offenses, total.....	1,520	375	250	3	107	15	1,145	955	1	189
Murder.....	16	8	1	-	4	3	8	3	-	5
Manslaughter.....	33	6	1	-	5	-	27	18	-	9
Robbery.....	261	82	35	1	24	2	199	139	-	60
Aggravated assault.....	143	44	22	-	21	1	99	68	-	31
Burglary.....	300	39	30	1	7	1	261	242	-	19
Larceny, except auto theft.....	171	27	16	-	10	1	144	130	1	13
Auto theft.....	155	38	18	-	18	2	117	98	-	19
Embezzlement and fraud.....	113	64	61	-	1	2	49	46	-	3
Stolen property, receiving, etc.	45	22	12	-	10	-	23	20	-	3
Forgery and counterfeiting.....	81	10	10	-	-	-	71	67	-	4
Repe.....	28	10	7	-	3	-	18	11	-	7
Commercialized vice.....	4	1	-	-	1	3	1	-	-	2
Other sex offenses.....	5	1	-	-	-	4	4	-	-	-
Violating drug laws.....	139	35	30	1	1	1	106	97	-	9
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-	-	2
Other major offenses.....	26	10	7	-	3	-	16	11	-	5
Abortion.....	11	5	4	-	1	-	6	5	-	1
Arson.....	4	1	-	-	1	-	3	-	-	3
Bigamy.....	3	1	1	-	-	-	2	2	-	-
Blackmail and extortion.....	3	1	1	-	-	-	2	2	-	-
Escape and jail break.....	-	-	-	-	-	-	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-
Perjury.....	5	2	1	-	1	-	3	2	-	1
Other offenses.....										
Minor assault.....	39	-	-	-	-	-	39	32	-	7
Nonsupport or neglect.....	11	4	4	-	-	-	7	7	-	-
Violating liquor laws.....	28	2	2	-	-	-	26	19	-	7
Driving while intoxicated.....	-	-	-	-	-	-	-	-	-	-
Other motor-vehicle laws.....	-	-	-	-	-	-	-	-	-	-
Disorderly conduct and vagrancy.....	-	-	-	-	-	-	-	-	-	-
Gambling.....	239	48	43	-	5	-	191	162	1	28
All other offenses.....	12	6	6	-	-	-	6	5	-	1

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	1,145	100.0	1,296	100.0	1,308	100.0	1,320	100.0
Death penalty.....	1	0.1	1	0.1	4	0.3	1	0.1
State prisons and reformatories....	697	60.9	776	59.9	713	54.5	829	62.8
Probation and suspended sentence....	338	29.5	349	26.9	451	34.5	285	21.6
Local jails, workhouses, etc.....	104	9.1	167	12.9	135	10.3	202	15.3
Fine or costs only.....	5	0.4	3	0.2	-	-	1	0.1
Institutions for juveniles.....	-	-	-	-	5	0.4	2	0.2
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN THE DISTRICT COURT, BY OFFENSE: DISTRICT OF COLUMBIA, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juveniles delinquents only	Other sentence
All offenses.....	1,414	1	752	447	206	8	-	-
Major offenses, total.....	1,145	1	697	338	104	5	-	-
Murder.....	8	1	7	-	-	-	-	-
Manslaughter.....	27	-	21	-	6	-	-	-
Robbery.....	199	-	164	32	3	-	-	-
Aggravated assault.....	90	-	61	28	10	-	-	-
Burglary.....	261	-	167	83	11	-	-	-
Larceny, except auto theft.....	144	-	64	50	30	-	-	-
Auto theft.....	117	-	60	44	13	-	-	-
Embezzlement and fraud.....	49	-	16	21	7	5	-	-
Stolen property, receiving, etc..	23	-	9	13	1	-	-	-
Forgery and counterfeiting.....	71	-	34	28	9	-	-	-
Repe.....	16	-	9	8	1	-	-	-
Commercialized vice.....	3	-	1	3	1	-	-	-
Other sex offenses.....	4	-	4	-	-	-	-	-
Violating drug laws.....	106	-	70	25	11	-	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-
Other major offenses.....	16	-	10	5	1	-	-	-
Abortion.....	6	-	3	2	1	-	-	-
Arson.....	3	-	3	-	-	-	-	-
Bigamy.....	2	-	-	2	-	-	-	-
Bleekmail and extortion.....	2	-	1	1	-	-	-	-
Escape and jail break.....	-	-	-	-	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	3	-	3	-	-	-	-	-
Other offenses:								
Minor assault.....	39	-	-	13	26	-	-	-
Non-support or neglect.....	7	-	-	7	-	-	-	-
Violating liquor laws.....	26	-	8	6	12	-	-	-
Driving while intoxicated.....	-	-	-	-	-	-	-	-
Other motor-vehicle laws.....	-	-	-	-	-	-	-	-
Disorderly conduct and vagrancy..	-	-	-	-	-	-	-	-
Gambling.....	191	-	46	81	61	3	-	-
All other offenses.....	6	-	1	2	3	-	-	-

JUDICIAL CRIMINAL STATISTICS: IDAHO, 1939

There were 594 defendants charged with major offenses who were disposed of by the district courts of Idaho during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census. Table 1 shows the disposition of these defendants for each of the last 4 years.

In 1939 approximately 6 out of every 7 (85.9 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	594	100.0	510	100.0	432	100.0	449	100.0
Disposed of without conviction.....	84	14.1	86	16.9	55	12.7	77	17.1
Dismissed.....	61	10.3	65	12.7	36	8.3	53	11.8
Acquitted by court (jury waived)..	-	-	6	1.2	1	0.2	3	0.7
Acquitted by jury.....	16	2.7	13	2.5	15	3.5	17	3.8
Other non-penalty disposition.....	7	1.2	2	0.4	3	0.7	4	0.9
Convicted.....	510	85.9	424	83.1	377	87.3	372	82.9
Plea of guilty.....	475	80.0	373	73.1	320	74.1	327	72.8
Court finds guilty.....	5	0.8	18	3.5	11	2.5	10	2.2
Jury finds guilty.....	30	5.1	33	6.5	46	10.6	35	7.8

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: IDAHO, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dis-missed	Acquit- ted by court (jury waived)	Acquit- ted by jury	Other	Total	Plea of guilty	Court finds guilty (jury waived)	Jury finds guilty
All offenses.....	687	116	87	2	17	10	571	524	10	37
Major offenses, total.....	594	84	61	-	16	7	510	475	5	30
Murder.....	11	4	-	-	4	-	7	2	-	5
Manslaughter.....	14	3	2	-	11	-	11	4	-	6
Robbery.....	17	3	1	-	2	-	14	13	-	1
Aggravated assault.....	22	5	5	-	-	-	17	14	1	2
Burglary.....	171	14	14	-	-	-	157	152	1	4
Larceny—except auto theft.....	10	13	7	-	5	1	97	94	-	3
Auto theft.....	5	1	1	-	-	-	4	4	-	-
Embezzlement and fraud.....	15	4	3	-	1	-	11	10	-	1
Receiving, etc., stolen property.	16	7	6	-	1	-	9	9	-	-
Forgery and counterfeiting.....	152	14	9	-	2	3	138	133	1	4
Rape.....	23	7	7	-	-	-	16	14	-	2
Commercialized vice.....	7	-	-	-	-	-	7	7	-	-
Other sex offenses.....	2	2	-	-	-	-	2	-	-	-
Violating drug laws.....	6	2	2	-	-	-	4	4	-	-
Carrying, etc., weapons.....	23	5	4	-	-	1	18	15	1	2
Other major offenses.....	23	-	-	-	-	-	23	-	-	-
Abortion.....	2	-	-	-	-	-	2	1	-	-
Arson.....	5	-	-	-	-	-	5	5	-	-
Bigamy.....	1	-	-	-	-	-	1	1	-	-
Blackmail and extortion.....	8	-	-	-	-	1	7	7	-	-
Escape and jail break.....	6	4	4	-	-	-	2	-	-	2
Kidnaping.....	1	-	-	-	-	-	1	1	-	-
Perjury.....	6	-	-	-	-	-	6	3	-	3
Other offenses:										
Minor assault.....	21	11	9	1	-	1	10	6	3	1
Nonsupport or neglect.....	11	3	3	1	-	-	8	7	-	1
Violating liquor laws.....	10	3	3	-	-	-	7	6	-	1
Driving while intoxicated.....	6	3	3	-	-	-	3	3	-	-
Other motor-vehicle laws.....	13	5	3	-	1	-	5	5	-	-
Disorderly conduct and vagrancy..	5	3	2	-	-	2	3	3	-	-
Carbaling.....	5	-	-	-	-	-	5	5	-	-
All other offenses.....	21	7	7	-	-	-	14	11	2	1

On the basis of the 1930 population, reports cover 100 percent of the population of the State in 1939, 1937, and 1936.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPES OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	510	100.0	424	100.0	377	100.0	372	100.0
Death penalty.....	-	-	-	-	1	0.3	-	-
State prisons and reformatories.....	292	57.3	241	56.8	197	52.3	199	53.5
Probation or suspended sentence....	139	27.3	94	22.2	90	23.9	90	24.2
Local jails, workhouses, etc.....	76	14.9	78	18.4	81	21.5	64	17.2
Fine or costs only.....	1	0.2	2	0.5	2	0.5	3	0.8
Institutions for juveniles.....	2	0.4	9	2.1	6	1.6	5	1.3
Other sentences.....	-	-	-	-	-	-	11	3.0

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: IDAHO, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation or suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	571	-	297	162	94	15	3	-
Major offenses, total.....	510	-	292	139	76	1	2	-
Murder.....	7	-	5	2	-	-	-	-
Manlaughter.....	11	-	6	3	2	-	-	-
Robbery.....	14	-	10	3	1	-	-	-
Aggravated assault.....	17	-	10	1	5	1	-	-
Burglary.....	157	-	88	52	16	-	1	-
Larceny—except auto theft.....	97	-	47	26	23	-	1	-
Auto theft.....	4	-	1	3	-	-	-	-
Embezzlement and fraud.....	11	-	5	3	3	-	-	-
Receiving, etc., stolen property..	9	-	4	3	2	-	-	-
Forgery and counterfeiting.....	138	-	92	31	15	-	-	-
Rape.....	16	-	12	3	1	-	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-
Other sex offenses.....	7	-	3	1	3	-	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	4	-	-	3	1	-	-	-
Other major offenses.....	18	-	9	5	4	-	-	-
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	2	-	1	1	-	-	-	-
Bigamy.....	5	-	3	2	-	-	-	-
Blackmail and extortion.....	1	-	-	1	-	-	-	-
Escape and jail break.....	7	-	5	1	1	-	-	-
Kidnaping.....	2	-	-	-	2	-	-	-
Perjury.....	1	-	-	-	1	-	-	-
Other offenses:								
Minor assault.....	6	-	-	-	5	1	-	-
Nonsupport or neglect.....	10	-	-	9	1	-	-	-
Violating liquor laws.....	8	-	1	4	3	-	-	-
Driving while intoxicated.....	7	-	2	3	1	1	-	-
Other motor-vehicle laws.....	3	-	-	-	3	-	-	-
Disorderly conduct and vagrancy..	8	-	-	1	1	6	-	-
Gambling.....	5	-	-	-	-	5	-	-
All other offenses.....	14	-	2	6	4	1	1	-

JUDICIAL CRIMINAL STATISTICS: IOWA, 1939

There were 1,875 defendants charged with major offenses who were disposed of by the district courts of Iowa during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 over three-fourths (77.2 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,875	100.0	1,641	100.0	1,572	100.0	1,352	100.0
Eliminated without conviction...	427	22.8	332	20.2	348	22.1	366	27.1
Dismissed.....	359	19.1	289	17.6	308	19.6	327	24.2
Acquitted by court (jury waived)	14	0.7	10	0.6	2	0.1	2	0.1
Acquitted by jury.....	41	2.2	32	2.0	30	1.9	26	1.9
Other non-penalty disposition...	13	0.7	1	0.1	8	0.5	11	0.8
Convicted.....	1,448	77.2	1,309	79.8	1,224	77.9	986	72.9
Plea of guilty.....	1,373	73.2	1,225	74.8	1,148	72.9	925	68.4
Court finds guilty.....	20	1.1	31	1.9	26	1.7	16	1.2
Jury verdict guilty.....	55	2.9	53	3.2	52	3.3	45	3.3

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: IOWA, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	3,859	920	782	21	101	16	2,939	2,795	47	97
Major offenses, total.....	1,875	42	359	14	41	13	1,448	1,373	20	55
Murder.....	15	5	-	-	5	-	10	9	-	1
Manslaughter.....	20	7	6	-	1	-	13	10	-	3
Robbery.....	63	24	22	1	-	1	39	35	-	4
Aggravated assault.....	85	25	10	7	5	3	60	54	-	6
Burglary.....	254	30	27	-	1	2	224	218	-	6
Larceny, except auto theft.....	462	65	52	-	10	2	417	395	15	9
Auto theft.....	142	18	18	-	-	-	124	123	1	-
Embezzlement and fraud.....	232	108	98	1	7	2	124	114	2	8
Stolen property, receiving, etc.....	22	6	4	1	-	-	16	14	1	1
Forgery and counterfeitings.....	240	47	45	1	1	-	193	189	1	3
Rape.....	53	17	16	-	1	-	36	28	1	7
Commercialized vice.....	10	2	2	-	-	-	8	8	-	-
Other sex offenses.....	142	42	37	-	3	2	100	96	1	3
Violating drug laws.....	1	3	3	-	-	-	14	13	-	1
Carrying, etc., weapons.....	19	5	1	-	4	-	14	14	-	-
Other major offenses.....	79	23	18	2	2	1	56	53	-	3
Abortion.....	-	-	-	-	-	-	-	-	-	-
Arson.....	18	7	4	2	-	1	11	11	-	-
Bigamy.....	9	-	-	-	-	-	9	9	-	-
Blackmail and extortion.....	4	2	1	-	1	-	2	2	-	-
Escape and jail break.....	34	2	1	-	1	-	32	31	-	1
Kidnaping.....	7	7	7	-	-	-	-	-	-	-
Perjury.....	7	5	5	-	-	-	2	-	-	2
Other offenses:										
Minor assault.....	51	21	19	-	2	-	30	27	-	3
Nonsupport or neglect.....	205	133	123	3	7	-	72	70	-	2
Violating liquor laws.....	230	59	54	1	4	-	171	160	3	8
Driving while intoxicated.....	907	121	76	1	43	1	786	754	9	23
Other motor-vehicle laws.....	21	16	15	-	-	-	195	192	1	2
Disorderly conduct and vagrancy..	56	12	12	-	-	-	62	59	3	-
Gambling.....	24	13	13	-	-	-	48	42	1	4
All other offenses.....	250	118	111	2	3	2	132	118	10	4

On the basis of the 1930 population, reports cover 62.5 percent of the population of the State in 1936, 65.7 percent in 1937, 77.5 percent in 1938, and (on the basis of the 1940 preliminary population) 80.6 percent in 1939.

(OVER)

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years. Table 4 shows the variety of sentences used for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	1,448	100.0	1,309	100.0	1,224	100.0	983	100.0
Death penalty.....	-	-	1	0.1	1	0.1	2	0.2
State prisons and reformatories...	589	41.4	577	44.1	528	43.0	408	41.5
Probation and suspended sentence...	290	20.0	206	15.7	187	15.3	229	23.3
Local jails, workhouses, etc.....	470	32.5	441	33.7	455	37.2	295	30.0
Fine or costs only.....	73	5.0	1	4.7	4	3.6	41	4.2
Institutions for juveniles.....	16	1.1	23	1.8	11	0.9	8	0.8
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: IOWA, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	2,839	-	650	553	972	739	24	1
Major offenses, total.....	1,448	-	599	290	470	73	16	-
Murder.....	10	-	10	-	-	-	-	-
Manlaughter.....	13	-	9	3	1	-	-	-
Robbery.....	39	-	33	5	1	-	-	-
Aggravated assault.....	60	-	32	7	21	-	-	-
Burglary.....	224	-	86	57	73	8	-	-
Larceny, except auto theft.....	417	-	120	82	186	19	10	-
Auto theft.....	124	-	56	31	25	10	2	-
Embezzlement and fraud.....	124	-	49	27	45	3	-	-
Stolen property, receiving, etc.....	16	-	1	4	8	2	1	-
Forgery and counterfeiting.....	193	-	86	37	65	2	3	-
Rape.....	36	-	29	4	3	-	-	-
Commercialized vice.....	8	-	5	3	-	-	-	-
Other sex offenses.....	100	-	36	18	32	14	-	-
Violating drug laws.....	14	-	2	2	-	10	-	-
Carrying, etc., weapons.....	14	-	2	5	5	2	-	-
Other major offenses.....	56	-	43	5	5	3	-	-
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	1	-	9	2	-	-	-	-
Bigamy.....	9	-	4	1	2	2	-	-
Blackmail and extortion.....	2	-	-	-	1	1	-	-
Escape and jail break.....	32	-	28	2	2	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	2	-	2	-	-	-	-	-
Other offenses:								
Minor assault.....	30	-	-	7	17	5	1	-
Non-support or neglect.....	72	-	7	56	7	2	-	-
Violating liquor laws.....	11	-	6	16	71	77	1	-
Driving while intoxicated.....	786	-	12	87	322	365	-	-
Other motor-vehicle laws.....	95	-	11	21	24	138	1	-
Disorderly conduct and vagrancy.....	62	-	4	25	19	14	-	-
Gambling.....	43	-	-	1	3	39	-	-
All other offenses.....	32	-	11	50	39	26	5	1

JUDICIAL CRIMINAL STATISTICS: KANSAS, 1939

There were 1,805 defendants charged with major offenses who were disposed of by the district courts of Kansas during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census. Table 1 shows the disposition of these defendants for each of the last 4

years. In 1939 approximately three-fourths (77.6 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,805	100.0	1,658	100.0	1,793	100.0	1,842	100.0
Eliminated without conviction.....	405	22.4	364	22.0	452	25.2	464	25.2
Dismissed.....	335	18.6	263	16.0	360	21.2	374	20.3
Acquitted by court (jury waived).....	7	0.4	20	1.2	3	0.2	2	0.1
Acquitted by jury.....	61	3.4	61	3.7	54	3.0	61	3.3
Other non-penalty disposition.....	2	0.1	18	1.1	15	0.8	27	1.5
Convicted.....	1,400	77.6	1,294	78.0	1,341	74.8	1,378	74.8
Plea of guilty.....	1,263	70.0	1,093	65.9	1,164	64.9	1,205	65.4
Court finds guilty.....	16	0.9	37	2.2	20	1.1	7	0.4
Jury verdict guilty.....	121	6.7	164	9.9	157	8.8	166	9.0

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: KANSAS, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	2,661	766	663	11	67	5	1,895	1,704	21	170
Major offenses, total.....	1,805	405	335	7	61	2	1,400	1,263	16	121
Murder.....	29	7	2	-	4	1	22	9	1	12
Manlaughter.....	22	7	6	-	1	-	15	10	-	5
Robbery.....	71	20	13	-	7	-	51	41	-	10
Aggravated assault.....	55	16	8	-	8	-	39	29	-	10
Burglary.....	301	46	38	2	6	-	255	241	2	12
Larceny, except auto theft.....	554	64	77	1	6	-	470	448	1	21
Auto theft.....	76	9	8	1	-	-	67	65	1	1
Embezzlement and fraud.....	174	86	81	1	6	-	86	72	-	14
Stolen property, receiving, etc.....	27	7	7	-	-	-	20	19	-	1
Forgery and counterfeiting.....	258	45	44	-	1	-	213	200	6	7
Rape.....	106	36	22	1	12	1	64	45	4	15
Commercialized vice.....	6	3	3	-	-	-	3	3	-	-
Other sex offenses.....	35	12	6	1	5	-	23	14	-	9
Violating drug laws.....	20	8	6	-	2	-	12	11	-	1
Carrying, etc., weapons.....	4	-	-	-	-	-	4	4	-	-
Other major offenses.....	73	17	14	-	3	-	56	52	1	3
Abortion.....	1	1	1	-	-	-	-	-	-	-
Arson.....	24	6	5	-	1	-	18	17	1	-
Bigamy.....	13	1	-	-	1	-	12	12	-	-
Blackmail and extortion.....	5	3	2	-	1	-	2	2	-	-
Escape and jail break.....	18	1	1	-	-	-	17	15	-	2
Kidnaping.....	-	-	-	-	-	-	-	-	-	-
Perjury.....	12	5	5	-	-	-	7	6	-	1
Other offenses:										
Minor assault.....	44	17	16	-	1	-	27	24	-	3
Noneupport or neglect.....	95	58	54	2	2	-	37	35	-	2
Violating liquor laws.....	500	103	167	-	15	1	317	289	3	25
Driving while intoxicated.....	16	24	21	-	3	-	32	26	-	4
Other motor-vehicle laws.....	25	14	12	1	1	-	11	7	-	4
Disorderly conduct and vagrancy.....	30	19	18	1	-	-	11	10	-	1
Gambling.....	30	13	13	-	-	-	17	16	-	1
All other offenses.....	76	33	27	-	4	2	43	32	2	9

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degree of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	1,400	100.0	1,294	100.0	1,341	100.0	1,371	100.0
Death penalty.....	-	-	-	-	1	0.1	1	0.1
State prisons and reformatories.....	911	65.1	1,009	78.0	961	71.7	1,014	74.0
Probation and suspended sentence.....	318	22.7	117	9.0	203	15.1	198	14.4
Local jails, workhouses, etc.....	151	10.8	110	8.5	158	11.8	128	9.3
Fine or costs only.....	20	1.4	53	4.1	16	1.2	25	1.8
Institutions for juveniles.....	-	-	4	0.3	2	0.1	-	-
Other sentences.....	-	-	1	0.1	-	-	5	0.4

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: KANSAS, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	1,895	-	968	482	364	81	-	-
Major offenses, total.....	1,400	-	911	318	151	20	-	-
Murder.....	22	-	22	-	-	-	-	-
Manslaughter.....	15	-	11	2	1	-	-	-
Robbery.....	51	-	45	5	1	-	-	-
Aggravated assault.....	59	-	19	9	10	1	-	-
Burglary.....	255	-	208	37	10	-	-	-
Larceny, except auto theft.....	470	-	254	128	76	12	-	-
Auto theft.....	67	-	49	10	7	1	-	-
Embezzlement and fraud.....	86	-	38	36	10	2	-	-
Stolen property, receiving, etc.....	20	-	10	6	4	-	-	-
Forgery and counterfeiting.....	213	-	142	53	15	3	-	-
Rape.....	64	-	49	9	6	-	-	-
Commercialized vice.....	3	-	2	-	-	1	-	-
Other sex offenses.....	23	-	15	6	2	-	-	-
Violating drug laws.....	12	-	10	2	-	-	-	-
Carrying, etc., weapons.....	4	-	2	1	1	-	-	-
Other major offenses.....	56	-	35	14	7	-	-	-
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	18	-	11	6	1	-	-	-
Bigamy.....	12	-	4	3	5	-	-	-
Blackmail and extortion.....	2	-	1	1	-	-	-	-
Escape and jail break.....	17	-	15	-	1	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	7	-	3	4	-	-	-	-
Other offenses:								
Minor assault.....	27	-	-	10	14	3	-	-
Nonsupport or neglect.....	37	-	13	22	-	2	-	-
Violating liquor laws.....	317	-	35	104	164	14	-	-
Driving while intoxicated.....	32	-	-	6	14	12	-	-
Other motor-vehicle laws.....	11	-	-	3	2	6	-	-
Disorderly conduct and vagrancy.....	11	-	-	8	3	5	-	-
Gambling.....	17	-	1	8	3	5	-	-
All other offenses.....	43	-	8	11	10	14	-	-

JUDICIAL CRIMINAL STATISTICS: MASSACHUSETTS, 1939

There were 3,548 defendants charged with major offenses who were disposed of by the superior courts of Massachusetts during the calendar year 1939, according to data reported by the Department of Correction to the Bureau of the Census. Table 1 shows the disposition of these defendants for each

of the last 4 years. In 1939 approximately four-fifths (80.7 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	3,548	100.0	3,085	100.0	3,044	100.0	2,891	100.0
Eliminated without conviction.....	883	19.3	692	22.4	515	16.9	578	20.0
Dismissed.....	393	11.1	441	14.3	304	10.0	312	10.8
Acquitted by court (jury waived).....	93	2.6	109	3.5	66	2.2	45	1.6
Acquitted by jury.....	195	5.5	139	4.5	145	4.8	221	7.6
Other non-penalty disposition.....	2	0.1	3	0.1	-	-	-	-
Convicted.....	2,865	80.7	2,393	77.6	2,529	83.1	2,313	80.0
Plea of guilty.....	2,450	69.1	2,041	66.2	2,129	69.9	1,981	68.5
Court finds guilty.....	103	2.9	137	4.4	78	2.5	64	2.2
Jury verdict guilty.....	312	8.8	215	7.0	324	10.6	268	9.3

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN SUPERIOR COURTS, BY OFFENSE: MASSACHUSETTS, 1939

Offense	Total defendants disposed of	Disposed of without conviction				Convicted				
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	4,208	883	555	101	225	2	3,325	2,831	140	354
Major offenses, total.....	3,548	683	393	93	195	2	2,865	2,450	103	312
Murder.....	17	9	5	-	2	2	8	8	-	-
Manslaughter.....	41	29	17	5	7	-	12	9	-	3
Robbery.....	416	74	28	13	33	-	342	259	13	70
Aggravated assault.....	168	31	6	8	17	-	137	99	14	24
Burglary.....	1,057	88	43	9	36	-	969	891	12	66
Larceny, except auto theft.....	*527	82	57	8	17	-	445	400	18	27
Auto theft.....	354	68	43	16	9	-	286	254	8	24
Embezzlement and fraud.....	(*)	-	-	-	-	-	-	-	-	-
Stolen property, receiving, etc.	59	8	5	-	3	-	51	31	1	19
Forgery and counterfeiting.....	44	2	1	-	1	-	42	39	-	3
Rape.....	241	41	18	15	10	-	200	154	16	30
Commercial vice.....	187	173	144	9	29	-	14	13	1	-
Other sex offenses.....	125	24	9	7	8	-	101	80	9	12
Violating drug laws.....	42	6	2	-	5	-	36	25	3	8
Carrying, etc., weapons.....	87	9	1	-	8	-	78	69	5	4
Other major offenses.....	183	39	16	11	10	-	144	119	3	22
Abortion.....	58	10	5	2	3	-	48	37	1	10
Arson.....	44	14	5	4	5	-	30	25	1	4
Bigamy.....	14	1	1	-	-	-	13	12	1	-
Blackmail and extortion.....	4	-	-	-	-	-	4	3	-	1
Escape and jail break.....	25	4	4	-	-	-	21	19	-	2
Kidnaping.....	7	5	1	4	-	-	2	-	-	2
Perjury.....	31	5	2	1	2	-	26	23	-	3
Other offenses:										
Minor assault.....	115	9	6	-	3	-	106	73	14	19
Noneupert or neglect.....	198	115	111	3	1	-	83	79	3	1
Violating liquor laws.....	5	-	-	-	-	-	5	5	-	-
Driving while intoxicated.....	29	4	-	-	4	-	25	20	2	3
Other motor-vehicle laws.....	125	17	4	-	13	-	108	90	7	11
Disorderly conduct and vagrancy.....	23	6	1	1	4	-	17	17	-	-
Gambling.....	64	15	15	-	-	-	49	48	-	1
All other offenses.....	101	34	25	4	5	-	67	49	11	7

*Larceny, except auto theft, includes embezzlement and fraud.

(OVER)

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	2,865	100.0	2,393	100.0	2,529	100.0	2,313	100.0
Death penalty.....	2	0.1	1	(a)	1	(a)	1	(a)
State prisons and reformatories.....	717	25.0	644	26.9	774	30.6	714	30.9
Probation and suspended sentence.....	940	32.8	854	35.7	736	29.1	721	31.2
Local jails, workhouses, etc.....	870	30.4	609	25.4	695	27.5	531	23.0
Fine or costs only.....	21	0.7	17	0.7	24	0.9	46	2.0
Institutions for juveniles.....	-	-	-	-	-	-	-	-
On file after conviction.....	315	11.0	268	11.2	299	11.8	300	13.0

(a) Less than one-tenth of 1 percent.

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN SUPERIOR COURTS, BY OFFENSE: MASSACHUSETTS, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	On file after conviction
All offenses.....	3,325	2	731	1,117	1,021	84	-	370
Major offenses, total.....	2,865	2	717	940	870	21	-	315
Murder.....	8	2	6	-	-	-	-	-
Manlaughter.....	12	-	6	-	6	-	-	-
Robbery.....	342	-	182	53	79	-	-	28
Aggravated assault.....	137	-	29	38	56	3	-	11
Burglary.....	969	-	241	430	204	-	-	94
Larceny, except auto theft.....	*445	-	73	169	141	1	-	61
Auto theft.....	286	-	43	71	137	2	-	33
Embezzlement and fraud.....	(*)	-	-	-	-	-	-	-
Stolen property, receiving, etc.....	51	-	5	20	13	4	-	9
Forgery and counterfeiting.....	42	-	2	15	20	-	-	5
Repe.....	200	-	66	50	66	-	-	18
Commercialized vice.....	14	-	1	1	-	-	-	8
Other sex offenses.....	101	-	26	3	28	3	-	10
Violating drug laws.....	36	-	7	5	19	-	-	5
Carrying, etc., weapons.....	78	-	3	19	40	1	-	15
Other major offenses.....	144	-	27	35	61	3	-	18
Abortion.....	48	-	10	12	16	1	-	9
Arson.....	30	-	6	13	7	-	-	4
Bigamy.....	13	-	3	5	2	-	-	3
Blackmail and extortion.....	4	-	1	2	1	-	-	-
Escape and jail break.....	21	-	4	-	17	-	-	-
Kidnaping.....	2	-	2	-	-	-	-	2
Perjury.....	26	-	1	3	18	2	-	2
Other offenses:								
Minor assault.....	106	-	-	45	45	11	-	5
Nonsupport or neglect.....	83	-	7	61	8	-	-	7
Violating liquor laws.....	5	-	-	4	-	1	-	-
Driving while intoxicated.....	25	-	-	1	11	12	-	1
Other motor vehicle laws.....	108	-	4	21	50	15	-	18
Disorderly conduct and vagrancy.....	17	-	-	6	7	-	-	4
Gambling.....	49	-	-	12	9	18	-	10
All other offenses.....	67	-	3	27	21	6	-	10

*Larceny except auto theft, includes embezzlement and fraud.

JUDICIAL CRIMINAL STATISTICS: MICHIGAN, 1939

There were 4,173 defendants charged with major offenses who were disposed of by the trial courts of Michigan, according to data reported by the Department of Corrections to the Bureau of the Census. Table 1 shows the disposition of these defendants for each of the last 4 years. In 1939 approx-

imately four-fifths (79.3 percent) of all defendants disposed of were convicted. Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	4,173	100.0	4,623	100.0	4,723	100.0	2,624	100.0
Eliminated without conviction....	863	20.7	949	20.5	822	17.4	424	16.2
Dismissed.....	370	8.9	515	11.2	457	9.9	292	11.1
Acquitted by court(jury waived)	81	1.9	130	2.8	73	1.5	17	0.6
Acquitted by jury.....	105	2.5	73	1.7	224	4.7	80	3.0
Other no-penalty disposition....	307	7.4	223	4.8	58	1.2	35	1.3
Convicted.....	3,310	79.3	3,674	79.5	3,901	82.6	2,200	83.8
Plea of guilty.....	2,652	63.6	2,987	64.6	3,092	65.5	1,821	69.4
Court finds guilty.....	373	8.9	379	8.2	241	5.1	92	3.5
Jury verdict guilty.....	265	6.8	308	6.7	568	12.0	287	10.9

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN TRIAL COURTS, BY OFFENSE: MICHIGAN, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dis-missed	Acquit- ted by court (jury waived)	Ac- quit- ted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	6,121	1,467	681	123	131	522	4,654	2,821	484	349
Major offenses, total.....	4,173	863	370	81	105	307	3,310	2,652	373	295
Murder.....	45	15	8	1	4	7	30	13	3	14
Manslaughter.....	103	44	17	2	11	14	59	43	6	10
Robbery.....	270	41	17	7	4	13	229	163	33	33
Aggravated assault.....	281	105	52	13	7	28	176	102	42	32
Burglary.....	981	103	42	7	15	39	878	755	57	36
Larceny, except auto theft.....	571	78	24	8	13	33	493	424	38	31
Auto theft.....	436	53	32	1	7	13	382	321	39	13
Embezzlement and fraud.....	255	69	37	2	4	26	196	144	27	15
Stolen property, receiving, etc.	76	29	12	3	1	13	47	38	5	4
Forgery and counterfeiting.....	176	26	11	1	1	15	150	130	14	6
Rape.....	303	114	43	13	17	41	189	131	23	30
Commercialized vice.....	48	11	5	1	1	5	37	23	11	3
Other sex offenses.....	370	116	44	8	16	43	254	137	32	35
Violating drug laws.....	41	12	5	5	1	1	29	17	7	7
Carrying, etc., weapons.....	111	18	12	2	1	1	93	54	22	6
Other major offenses.....	166	28	13	2	4	10	77	57	9	11
Abortion.....	7	1	1	1	1	1	4	1	-	3
Arson.....	18	11	5	1	2	3	7	5	-	2
Bigamy.....	14	2	1	-	-	-	12	11	1	-
Blackmail and extortion.....	14	4	3	-	-	-	10	2	3	5
Escape and jail break.....	30	-	-	-	-	-	30	27	3	-
Kidnaping.....	8	5	2	-	-	4	2	1	-	1
Perjury.....	15	3	1	-	1	1	12	10	2	-
Other offenses:										
Minor assault.....	54	12	5	1	3	3	42	24	4	14
Nonsupport or neglect.....	134	73	19	2	4	45	111	95	9	3
Violating liquor laws.....	163	69	18	7	4	40	94	81	9	4
Driving while intoxicated.....	42	4	-	-	2	2	39	28	4	7
Other motor-vehicle laws.....	40	12	6	1	-	5	28	22	1	5
Disorderly conduct and vagrancy.....	105	3	-	-	-	3	102	38	11	3
Gambling.....	725	192	138	21	1	12	553	517	29	7
All other offenses.....	624	249	125	10	12	102	376	310	44	21

On the basis of the 1930 population, report covers 60.5 percent of the population of the State in 1926, 98.4 percent in 1927, and 100.0 percent in 1938 and 1939.

*Figures totaling 22, which were reported in "Other" (sentence) have been included in "Other" (no-penalty disposition) since they do not represent convictions. It is known that some cases in which the complaint was withdrawn or nolle prossed were reported under this category.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	3,310	100.0	3,674	100.0	3,901	100.0	2,189	100.0
Death penalty.....	-	-	-	-	-	-	-	-
State prisons and reformatories..	1,430	43.2	1,786	48.6	1,856	47.6	1,109	50.7
Probation and suspended sentence.	1,511	45.6	1,293	35.2	1,463	37.5	835	38.1
Local jails, workhouses, etc.....	214	6.5	472	12.8	468	11.7	150	7.3
Fine or costs only.....	155	4.7	123	3.3	123	3.2	85	3.9
Institutions for juveniles.....	-	-	-	-	1	-	-	-
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN TRIAL COURTS, BY OFFENSE: MICHIGAN, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence ¹
All offenses.....	4,654	-	1,578	2,040	297	739	-	-
Major offenses, total.....	3,310	-	1,430	1,511	214	155	-	-
Murder.....	30	-	30	-	-	-	-	-
Manslaughter.....	59	-	9	38	2	10	-	-
Robbery.....	229	-	196	21	11	1	-	-
Aggravated assault.....	176	-	89	65	25	26	-	-
Burglary.....	878	-	387	454	26	11	-	-
Larceny, except auto theft.....	493	-	175	265	40	13	-	-
Auto theft.....	383	-	149	211	15	8	-	-
Embezzlement and fraud.....	186	-	41	96	13	36	-	-
Stolen property, receiving, etc.	47	-	17	25	1	4	-	-
Forgery and counterfeiting.....	150	-	65	67	9	9	-	-
Rape.....	189	-	119	52	12	6	-	-
Commercialized vice.....	37	-	11	7	7	12	-	-
Other sex offenses.....	254	-	91	112	39	12	-	-
Violating drug laws.....	29	-	18	8	3	4	-	-
Carrying, etc., weapons.....	93	-	24	63	2	4	-	-
Other major offenses.....	77	-	48	17	9	3	-	-
Abortion.....	4	-	3	-	1	-	-	-
Arson.....	7	-	7	-	-	1	-	-
Bigamy.....	12	-	7	5	-	-	-	-
Blackmail and extortion.....	10	-	5	4	1	-	-	-
Escape and jail break.....	30	-	24	1	4	1	-	-
Kidnaping.....	2	-	1	-	1	-	-	-
Perjury.....	12	-	2	7	2	1	-	-
Other offenses:								
Minor assault.....	42	-	10	13	-	14	-	-
Monsupport or neglect.....	111	-	17	89	2	3	-	-
Violating liquor laws.....	94	-	7	28	21	38	-	-
Driving while intoxicated.....	33	-	13	9	7	10	-	-
Other motor-vehicle laws.....	23	-	5	18	2	3	-	-
Disorderly conduct and vagrancy..	102	-	51	39	9	3	-	-
Gambling.....	553	-	6	74	28	445	-	-
All other offenses.....	378	-	39	254	14	68	-	-

¹Figures totaling 22, which were reported in "Other" (sentence) have been included in "Other" (no-penalty disposition) since they do not represent convictions. It is known that some cases in which the complaint was withdrawn or nolle prossed were reported under this category.

JUDICIAL CRIMINAL STATISTICS: MINNESOTA, 1939

There were 2,069 defendants charged with major offenses who were disposed of by the district courts of Minnesota during the calendar year 1939, according to data reported by the Minnesota Bureau of Criminal Apprehension to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ents for each of the last 4 years. In 1939 approximately 9 out of every 10 (90.5 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of...	2,069	100.0	2,295	100.0	1,908	100.0	1,911	100.0
Eliminated with out conviction...	196	9.5	294	12.8	222	11.7	231	12.1
Dismissed...	132	6.4	231	10.1	111	5.8	168	8.8
Acquitted by court (jury waived)...	-	-	2	0.1	1	0.1	1	0.1
Acquitted by jury...	56	2.7	43	1.9	55	2.9	46	2.4
Other non-penalty disposition...	8	0.4	18	0.8	15	0.8	16	0.8
Convicted...	1,873	90.5	2,001	87.2	1,676	87.8	1,680	87.9
Placed on probation...	1,784	86.2	1,903	82.9	1,578	82.7	1,586	83.0
Court finds guilty...	8	0.3	6	0.3	8	0.4	6	0.3
Jury verdict guilty...	83	4.0	92	4.0	90	4.7	88	4.6

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE MINNESOTA, 1939

Offense	Total defendants disposed of	Disposed of without conviction				Convicted				
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty	
All offenses.....	2,069	255	181	2	74	8	2,393	2,276	9	108
Major offenses, total...	1,069	196	132	-	56	8	1,873	1,784	6	83
Murder.....	12	5	2	-	2	1	7	5	-	2
Manslaughter.....	28	11	3	-	8	-	17	14	-	3
Robbery.....	127	16	7	-	8	1	111	104	-	7
Aggravated assault.....	72	10	5	-	3	3	62	52	-	10
Burglary.....	225	5	5	-	-	-	220	216	-	4
Larceny, except auto theft.....	702	63	47	-	6	-	639	625	3	11
Auto theft.....	170	9	7	-	1	1	161	158	-	5
Embezzlement and fraud.....	71	12	9	-	3	-	59	52	-	7
Stolen property, receiving, etc.....	37	9	5	-	4	-	28	27	-	1
Forgery and counterfeiting.....	321	13	12	-	1	-	308	298	-	10
Rape.....	112	11	6	-	5	-	101	90	1	10
Commercialized vice.....	15	1	1	-	-	-	14	12	-	2
Other sex offenses.....	101	17	12	-	2	3	84	75	1	8
Violating drug laws.....	3	-	-	-	-	-	3	3	-	-
Carrying, etc., weapons.....	9	2	2	-	-	-	7	7	-	-
Other major offenses.....	64	12	9	-	3	-	52	48	1	3
Abortion.....	9	4	4	-	-	-	5	5	-	-
Arson.....	35	7	4	-	3	-	28	24	1	3
Bigamy.....	5	1	1	-	-	-	4	4	-	-
Blackmail and extortion.....	5	-	-	-	-	-	5	5	-	-
Escape and jail break.....	9	-	-	-	-	-	9	9	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-
Perjury.....	1	-	-	-	-	-	1	1	-	-
Other offenses:										
Minor assault.....	37	8	4	-	4	-	29	26	-	3
Non-support or neglect.....	127	19	18	1	-	-	108	102	1	5
Violating liquor laws.....	148	7	5	-	-	-	141	137	-	4
Driving while intoxicated.....	1	-	-	-	-	-	1	1	-	-
Other motor-vehicle laws.....	6	1	1	-	-	-	5	4	-	1
Disorderly conduct and vagrancy.....	1	-	-	-	-	-	1	1	-	-
Gambling.....	182	9	8	-	1	-	173	164	-	9
All other offenses.....	77	15	13	1	1	-	62	57	2	3

On the basis of the 1930 population, reports cover 100 percent of the population of the State in 1939, 1938, 1937, and 1936.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, however, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	1,873	100.0	2,001	100.0	1,676	100.0	1,664	100.0
Death penalty.....	-	-	-	-	-	-	-	-
State prisons and reformatories....	859	45.9	903	45.1	757	45.2	789	47.4
Probation and suspended sentence....	740	39.5	788	39.4	672	40.1	573	34.4
Local jails, workhouses, etc.....	212	11.3	267	13.3	180	10.7	243	14.6
Fine or costs only.....	55	2.9	35	1.7	61	3.6	58	3.5
Institutions for juveniles.....	7	0.4	8	0.4	6	0.4	1	0.1
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: MINNESOTA, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juveniles delinquents only	Other sentence
All offenses.....	2,393	-	879	867	272	368	7	-
Major offenses, total.....	1,873	-	859	740	212	55	7	-
Murder.....	7	-	7	-	-	-	-	-
Manslaughter.....	17	-	10	4	1	2	-	-
Robbery.....	111	-	88	19	-	-	4	-
Aggravated assault.....	62	-	35	17	5	5	-	-
Burglary.....	220	-	101	90	27	1	1	-
Larceny, except auto theft.....	639	-	276	269	76	16	2	-
Auto theft.....	161	-	68	75	15	3	-	-
Embezzlement and fraud.....	59	-	10	33	6	10	-	-
Stolen property, receiving, etc..	28	-	5	15	7	1	-	-
Forgery and counterfeiting.....	308	-	123	122	51	12	-	-
Rape.....	101	-	52	45	4	-	-	-
Commercialized vice.....	14	-	7	1	5	1	-	-
Other sex offenses.....	84	-	49	22	10	3	-	-
Violating drug laws.....	3	-	2	-	1	-	-	-
Carrying, etc., weapons.....	7	-	-	4	3	-	-	-
Other major offenses.....	52	-	26	24	1	1	-	-
Abortion.....	5	-	4	1	-	-	-	-
Arson.....	28	-	13	15	-	-	-	-
Bigamy.....	4	-	3	1	-	-	-	-
Blackmail and extortion.....	5	-	1	4	-	-	-	-
Escape and jail break.....	9	-	5	2	1	1	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	1	-	-	1	-	-	-	-
Other offenses:								
Mino. assault.....	-	-	-	0	11	8	-	-
Nonsupport or neglect.....	108	-	17	86	5	-	-	-
Violating liquor laws.....	141	-	-	9	22	112	-	-
Driving while intoxicated.....	1	-	-	-	-	-	-	-
Other motor-vehicle laws.....	3	-	-	-	3	2	-	-
Disorderly conduct and vagrancy..	1	-	-	1	-	-	-	-
Gambling.....	173	-	2	-	1	165	-	-
All other offenses.....	63	-	1	-	16	26	-	-

JUDICIAL CRIMINAL STATISTICS: MONTANA, 1939

There were 375 defendants charged with major offenses who were disposed of by the district courts of Montana during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately 6 out of every 7 (85.6 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	375	100.0	345	100.0	586	100.0	563	100.0
Eliminated without conviction.....	54	14.4	49	14.2	154	22.9	166	29.5
Dismissed.....	43	11.5	35	10.1	100	17.1	131	23.3
Acquitted by court (jury waived).....	-	-	-	-	-	-	-	-
Acquitted by jury.....	10	2.7	14	4.1	28	4.8	22	3.9
Other no-penalty disposition.....	1	0.3	-	-	6	1.0	13	2.3
Convicted.....	321	85.6	296	85.8	432	77.1	397	70.5
Flea of guilty.....	294	78.4	275	79.7	379	64.7	347	61.6
Court finds guilty.....	2	0.5	3	0.9	4	0.7	10	1.8
Jury verdict guilty.....	25	6.7	18	5.2	69	11.8	40	7.1

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: MONTANA, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	465	77	61	-	14	2	368	354	2	32
Major offenses, total.....	375	54	43	-	10	1	321	294	2	25
Murder.....	8	2	-	-	2	-	6	3	-	3
Manslaughter.....	6	3	-	-	3	-	3	2	-	1
Robbery.....	16	6	5	-	1	-	10	9	-	1
Aggravated assault.....	22	2	2	-	-	-	20	16	1	3
Burglary.....	93	4	4	-	-	-	89	85	-	4
Larceny, except auto theft.....	97	19	17	-	2	-	78	72	-	6
Auto theft.....	14	-	-	-	-	-	14	14	-	-
Embezzlement and fraud.....	12	3	3	-	-	-	9	6	-	3
Stolen property, received, etc.....	6	2	1	-	1	-	4	2	1	1
Forgery and counterfeiting.....	61	3	3	-	-	-	58	58	-	-
Rape.....	13	4	3	-	-	1	9	9	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-
Other sex offenses.....	15	2	1	-	1	-	13	10	-	3
Violating drug laws.....	5	-	-	-	-	-	5	5	-	-
Carrying, etc., weapons.....	5	-	-	-	-	-	5	5	-	-
Other major offenses.....	7	4	4	-	-	-	3	3	-	-
Abortion.....	-	-	-	-	-	-	-	-	-	-
Arson.....	3	2	2	-	-	-	1	1	-	-
Bigamy.....	1	-	-	-	-	-	1	1	-	-
Blackmail and extortion.....	1	1	1	-	-	-	-	-	-	-
Escape and jail break.....	1	-	-	-	-	-	1	1	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-
Perjury.....	1	1	1	-	-	-	-	-	-	-
Other offenses:										
Minor assault.....	16	4	4	-	-	-	12	11	-	1
Nonsupport or neglect.....	1	-	-	-	-	-	1	1	-	-
Violating liquor laws.....	4	1	-	-	1	-	3	3	-	-
Driving while intoxicated.....	9	3	2	-	1	-	6	5	-	1
Other motor-vehicle laws.....	11	4	3	-	1	-	7	5	-	2
Disorderly conduct and vagrancy.....	4	-	-	-	-	-	4	2	-	2
Gambling.....	16	1	-	-	1	-	15	14	-	1
All other offenses.....	29	10	9	-	-	1	19	19	-	-

On the basis of the 1930 population, reports cover 98.8 percent of the population of the State in 1936, 95.8 percent in 1937, 62.9 percent in 1938, and 68.9 percent in 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, however, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1936		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	321	100.0	296	100.0	452	100.0	387	100.0
Death penalty.....	1	0.3	1	0.3	-	-	-	-
State prisons and reformatories.....	248	77.3	210	70.9	338	74.8	296	76.5
Probation and suspended sentence.....	46	14.3	58	19.6	90	19.9	58	15.0
Local jails, workhouses, etc.....	13	4.0	22	7.4	15	3.3	13	3.4
Fine or costs only.....	6	1.9	1	0.3	4	0.9	6	1.6
Institutions for juveniles.....	7	2.2	4	1.4	5	1.1	14	3.6
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: MONTANA, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	388	1	252	65	26	30	14	-
Major offenses, total.....	321	1	248	46	13	6	7	-
Murder.....	6	1	5	-	-	-	-	-
Manslaughter.....	3	-	1	2	-	-	-	-
Robbery.....	10	-	8	2	-	-	-	-
Aggravated assault.....	20	-	16	3	-	1	-	-
Burglary.....	89	-	72	17	-	-	-	-
Larceny, except auto theft.....	78	-	52	13	4	3	6	-
Auto theft.....	14	-	10	-	3	1	-	-
Embezzlement and fraud.....	9	-	8	-	1	-	-	-
Stolen property, receiving, etc.....	4	-	1	-	3	-	-	-
Forgery and counterfeiting.....	58	-	52	5	-	-	1	-
Rape.....	9	-	9	-	-	-	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-
Other sex offenses.....	13	-	10	-	2	1	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	5	-	4	1	-	-	-	-
Other major offenses.....	3	-	-	3	-	-	-	-
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	1	-	-	1	-	-	-	-
Bigamy.....	1	-	-	1	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	1	-	-	1	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	-	-	-	-	-	-	-	-
Other offenses:								
Minor assault.....	12	-	-	4	6	2	-	-
Nonsupport or neglect.....	1	-	-	1	-	-	-	-
Violating liquor laws.....	3	-	-	1	2	-	-	-
Driving while intoxicated.....	6	-	1	1	1	3	-	-
Other motor-vehicle laws.....	7	-	-	3	-	3	1	-
Disorderly conduct and vagrancy.....	4	-	-	1	2	1	-	-
Gambling.....	15	-	-	-	1	14	-	-
All other offenses.....	19	-	3	8	1	1	6	-

JUDICIAL CRIMINAL STATISTICS: NEW HAMPSHIRE, 1939

There were 436 defendants charged with major offenses who were disposed of by the superior courts of New Hampshire during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately three-fourths (77.3 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	436	100.0	496	100.0	422	100.0	414	100.0
Eliminated without conviction.....	99	22.7	108	21.8	65	15.4	70	16.9
Dismissed.....	86	19.7	80	16.1	49	11.6	54	13.0
Acquitted by court(jury waived)	-	-	2	0.4	-	-	-	-
Acquitted by jury.....	9	2.1	8	1.6	6	1.4	9	2.2
Other non-penalty disposition.....	4	0.9	16	3.6	10	2.4	7	1.7
Convicted.....	337	77.3	388	78.2	357	84.6	344	83.1
Plea of guilty.....	334	76.6	353	71.2	331	78.4	286	69.1
Court finds guilty.....	-	-	3	0.6	3	0.7	45	10.9
Jury verdict guilty.....	3	0.7	32	6.5	23	5.5	13	3.1

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN SUPERIOR COURTS, BY OFFENSE: NEW HAMPSHIRE, 1939

Offense	Total defendants disposed of	Disposed of without conviction				Convicted				
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (Jury waived)	Jury verdict guilty
All offenses.....	532	125	109	-	11	5	398	380	1	7
Major offenses, total.....	474	99	86	-	9	4	377	354	-	3
Murder.....	3	2	1	-	1	-	6	6	-	-
Manslaughter.....	4	1	-	-	1	-	3	3	-	-
Robbery.....	15	2	2	-	-	-	13	13	-	-
Aggravated assault.....	18	4	1	-	2	1	14	14	-	-
Burglary.....	109	14	11	-	2	1	95	95	-	-
Larceny, except auto theft.....	78	9	9	-	-	-	69	69	-	-
Auto theft.....	20	3	3	-	-	-	17	17	-	-
Embezzlement and fraud.....	74	42	42	-	-	-	32	32	-	-
Stolen property, receiving, etc.....	5	1	1	-	-	-	4	3	-	1
Forgery and counterfeiting.....	10	1	1	-	-	-	9	9	-	-
Rape.....	29	9	7	-	2	-	20	20	-	-
Commercialized vice.....	1	-	-	-	-	-	1	-	-	1
Other sex offenses.....	49	7	5	-	1	1	42	41	-	1
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-	-	-
Other major offenses.....	16	4	3	-	-	1	12	12	-	-
Abortion.....	2	2	2	-	-	-	-	-	-	-
Arson.....	8	1	-	-	1	7	7	7	-	-
Bigamy.....	4	1	1	-	-	3	3	3	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	1	-	-	-	-	1	1	1	-	-
Kidnaping.....	1	-	-	-	-	1	1	1	-	-
Perjury.....	-	-	-	-	-	-	-	-	-	-
Other offenses:										
Minor assault.....	3	-	-	-	-	-	3	3	-	-
Nonsupport or neglect.....	20	9	9	-	-	-	11	11	-	-
Violating liquor laws.....	2	-	-	-	-	-	2	2	-	-
Driving while intoxicated.....	10	6	4	-	2	-	4	3	-	1
Other motor-vehicle laws.....	27	5	5	-	-	-	22	19	-	3
Disorderly conduct and vagrancy..	1	-	-	-	-	-	1	1	-	-
Gambling.....	-	-	-	-	-	-	-	-	-	-
All other offenses.....	14	6	5	-	-	1	8	7	1	-

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	337	100.0	388	100.0	357	100.0	344	100.0
Death penalty.....	-	-	-	-	1	0.3	-	-
State prisons and reformatories..	91	27.0	113	29.1	113	31.7	106	30.8
Probation and suspended sentence..	176	52.2	195	50.3	140	39.2	147	42.7
Local jails, workhouses, etc.....	55	16.3	70	18.0	83	23.2	81	23.5
Fine or costs only.....	12	3.6	8	2.1	15	4.2	8	2.3
Institutions for juveniles.....	3	0.9	1	0.3	4	1.1	2	0.6
Other sentences.....	-	-	1	0.3	1	0.3	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN SUPERIOR COURTS, BY OFFENSE: NEW HAMPSHIRE, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	388	-	93	200	62	28	5	-
Major offenses, total.....	337	-	91	176	55	12	3	-
Murder.....	6	-	6	-	-	-	-	-
Manslaughter.....	3	-	1	-	-	2	-	-
Robbery.....	13	-	5	4	1	-	3	-
Aggravated assault.....	14	-	6	3	4	1	-	-
Burglary.....	95	-	30	49	16	-	-	-
Larceny, except auto theft.....	69	-	12	41	15	1	-	-
Auto theft.....	17	-	2	12	3	-	-	-
Embezzlement and fraud.....	32	-	3	24	2	3	-	-
Stolen property, receiving, etc.	4	-	-	-	-	1	-	-
Forgery and counterfeiting.....	9	-	2	5	1	1	-	-
Rape.....	20	-	10	7	3	-	-	-
Commercialized vice.....	1	-	-	-	1	-	-	-
Other sex offenses.....	42	-	7	25	7	3	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-
Other major offenses.....	12	-	7	3	2	-	-	-
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	7	-	4	1	2	-	-	-
Bigamy.....	3	-	1	2	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	1	-	1	-	-	-	-	-
Kidnaping.....	1	-	1	-	-	-	-	-
Perjury.....	-	-	-	-	-	-	-	-
Other offenses:								
Minor assault.....	3	-	-	1	1	1	-	-
Nonsupport or neglect.....	11	-	1	8	2	-	-	-
Violating liquor laws.....	2	-	-	-	-	2	-	-
Driving while intoxicated.....	4	-	-	2	1	1	-	-
Other motor-vehicle laws.....	22	-	-	8	3	11	-	-
Disorderly conduct and vagrancy..	1	-	-	-	-	-	-	1
Gambling.....	-	-	-	-	-	-	-	-
All other offenses.....	8	-	1	5	-	1	1	-

JUDICIAL CRIMINAL STATISTICS: NEW JERSEY, 1939

There were 5,870 defendants charged with major offenses who were disposed of by the trial courts of New Jersey during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately four-fifths (80.1 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	5,870	100.0	5,104	100.0	5,260	100.0	5,836	100.0
Eliminated without conviction...	1,170	19.9	1,208	19.8	1,058	20.3	1,455	24.9
Dismissed.....	702	12.0	681	11.2	584	11.1	644	14.5
Acquitted by court(jury waived)	254	4.3	292	4.8	218	4.1	289	5.0
Acquitted by jury.....	188	3.2	201	3.3	229	4.4	272	4.7
Other non-penalty disposition...	26	0.4	34	0.6	37	0.7	50	0.9
Convicted.....	4,700	80.1	4,896	80.2	4,192	79.7	4,381	75.1
Plea of guilty.....	4,103	69.9	4,207	68.9	3,628	69.0	3,640	62.4
Court finds guilty.....	374	6.4	386	6.3	310	5.9	414	7.1
Jury verdict guilty.....	223	3.8	303	5.0	254	4.8	327	5.6

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN TRIAL COURTS, BY OFFENSE: NEW JERSEY, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted				
		Total	Dis-missed	Acquit-ted by court (jury waived)	Ac-quit-ted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty	
All offenses.....	8,800	1,993	1,215	445	286	47	6,807	5,751	775	281	
Major offenses, total.....	5,870	1,170	702	254	188	26	4,700	4,103	374	223	
Murder.....	34	11	4	-	7	-	23	13	1	9	
Manslaughter.....	70	24	16	11	7	-	36	26	2	8	
Robbery.....	397	75	41	12	22	-	322	282	14	26	
Aggravated assault.....	661	207	102	65	37	3	454	320	98	36	
Burglary.....	1,298	108	63	21	18	4	1,192	1,129	39	24	
Larceny, except auto theft.....	1,054	146	95	33	12	6	908	833	54	21	
Auto theft.....	226	27	16	10	-	1	199	188	8	3	
Embezzlement and fraud.....	674	236	199	20	16	1	438	370	52	16	
Stolen property, receiving, etc.	168	49	21	15	13	-	119	95	12	12	
Forgery and counterfeiting.....	111	16	10	1	4	1	95	92	2	1	
Rape.....	201	51	20	13	17	1	150	113	9	28	
Commercialized vice.....	157	43	30	10	3	-	114	83	20	11	
Other sex offenses.....	574	118	63	28	23	4	456	382	49	25	
Violating drug laws.....	12	4	3	1	-	-	8	7	-	1	
Carrying, etc., weapons.....	133	27	10	10	3	4	106	98	8	2	
Other major offenses.....	100	20	9	4	6	1	80	72	6	8	
Abortion.....	16	7	3	-	3	1	9	6	1	-	
Arson.....	27	4	1	1	2	-	23	19	3	1	
Bigamy.....	2	-	-	-	-	-	2	2	-	-	
Blackmail and extortion.....	2	-	-	-	-	-	2	2	-	-	
Escape and jail break.....	28	-	-	-	-	-	28	23	-	-	
Kidnaping.....	3	3	3	-	-	-	-	-	-	-	
Perjury.....	17	6	2	3	1	-	11	8	2	1	
Other offenses:											
Minor assault.....	591	208	96	81	21	8	385	279	85	31	
Nonsupport or neglect.....	575	136	107	26	2	1	439	349	86	4	
Violating liquor laws.....	526	112	68	26	14	4	414	386	18	10	
Driving while intoxicated.....	88	33	6	27	-	-	52	7	44	1	
Other motor-vehicle laws.....	42	21	5	11	5	-	21	10	9	2	
Disorderly conduct and vagrancy.....	197	5	5	-	-	-	192	84	108	-	
Gambling.....	373	57	50	1	4	2	316	309	6	1	
All other offenses.....	541	253	176	19	52	6	288	224	45	19	

On the basis of the 1930 population, reports cover 100 percent of the population of the State in 1936, 90.8 percent in 1937, and 100 percent in 1938 and 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	4,700	100.0	4,896	100.0	4,192	100.0	4,352	100.0
Death penalty.....	2	(¹)	-	-	4	0.1	4	0.1
State prisons and reformatories.....	1,555	33.1	1,698	34.7	1,425	34.0	1,524	35.0
Probation and suspended sentence.....	1,704	36.3	1,797	36.7	1,563	37.3	1,874	43.1
Local jails, workhouses, etc.....	944	20.1	1,044	21.3	920	21.9	767	17.6
Fine or costs only.....	402	8.6	308	6.3	190	4.5	126	2.9
Institutions for juveniles.....	80	1.7	33	0.7	75	1.8	55	1.3
Other sentences.....	13	0.3	16	0.3	15	0.4	2	(¹)

¹Less than one-tenth of 1 percent.

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN TRIAL COURTS, BY OFFENSE: NEW JERSEY, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	6,807	2	1,684	2,687	1,337	985	98	14
Major offenses, total.....	4,700	2	1,555	1,704	944	402	80	13
Murder.....	23	2	21	-	-	-	-	-
Manlaughter.....	36	-	12	7	11	6	-	-
Robbery.....	322	-	186	82	40	2	7	5
Aggravated assault.....	454	-	110	140	161	35	8	-
Burglary.....	1,192	-	480	443	190	57	21	1
Larceny, except auto theft.....	908	-	256	385	181	69	15	2
Auto theft.....	199	-	74	81	30	14	-	-
Embezzlement and fraud.....	438	-	56	212	108	60	-	2
Stolen property, receiving, etc.....	119	-	14	63	30	11	-	1
Forgery and counterfeiting.....	96	-	33	35	21	5	1	-
Rape.....	150	-	54	52	28	17	19	-
Commercialized vice.....	114	-	45	25	16	28	-	-
Other sex offenses.....	456	-	148	150	83	64	9	2
Violating drug laws.....	8	-	5	-	3	-	-	-
Carrying, etc., weapons.....	106	-	25	38	28	15	-	-
Other major offenses.....	80	-	36	11	14	19	-	-
Abortion.....	9	-	3	3	-	3	-	-
Arson.....	23	-	11	2	5	5	-	-
Bigamy.....	7	-	4	2	1	-	-	-
Blackmail and extortion.....	2	-	1	-	-	1	-	-
Escape and jail break.....	28	-	17	1	5	5	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	11	-	-	3	3	5	-	-
Other offenses:								
Minor assault.....	385	-	45	167	107	66	-	-
Nonsupport or neglect.....	439	-	31	303	48	57	-	-
Violating liquor laws.....	414	-	19	86	106	202	-	1
Driving while intoxicated.....	52	-	-	-	23	29	-	-
Other motor-vehicle laws.....	21	-	-	-	2	14	-	-
Disorderly conduct and vagrancy.....	192	-	-	94	31	67	-	-
Gambling.....	316	-	1	177	49	89	-	-
All other offenses.....	288	-	33	151	27	59	18	-

JUDICIAL CRIMINAL STATISTICS: NEW MEXICO, 1939

There were 1,008 defendants charged with major offenses who were disposed of by the district courts of New Mexico during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 nearly three-fourths (72.2 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,008	100.0	955	100.0	838	100.0	867	100.0
Eliminated without conviction....	280	27.8	238	24.9	205	24.5	319	36.8
Dismissed.....	237	23.5	183	19.2	143	17.1	266	30.7
Acquitted by court(jury waived)	4	0.4	1	0.1	-	-	11	1.3
Acquitted by jury.....	39	3.9	51	5.3	57	6.8	36	4.2
Other no-penalty dispositions..	-	-	3	0.3	5	0.6	6	0.7
Convicted.....	728	72.2	717	75.1	633	75.5	548	63.2
Plea of guilty.....	661	65.6	622	65.1	528	63.0	461	53.2
Court finds guilty.....	5	0.5	33	3.5	19	2.3	8	0.9
Jury verdict guilty.....	62	6.2	62	6.5	86	10.3	79	9.1

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: NEW MEXICO, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	1,495	414	356	9	47	2,108	996	15	70	
Major offenses, total.....	1,008	280	237	4	39	-	728	661	5	62
Murder.....	18	5	-	-	5	-	13	8	-	5
Manlaughter.....	23	11	7	-	4	-	12	10	-	2
Robbery.....	23	6	4	-	2	-	17	14	-	3
Aggravated assault.....	115	61	51	-	10	-	54	44	-	10
Burglary.....	98	19	17	1	1	-	79	77	-	2
Larceny, except auto theft.....	343	72	62	1	9	-	271	251	1	19
Auto theft.....	43	9	8	-	1	-	34	30	-	4
Embezzlement and fraud.....	83	27	24	1	2	-	56	55	-	1
Stolen property, receiving, etc..	25	8	6	-	2	-	17	15	-	2
Forgery and counterfeiting.....	167	16	16	-	-	-	91	85	4	2
Rape.....	52	18	18	-	-	-	34	24	-	10
Commercialized vice.....	13	5	5	-	-	-	8	8	-	-
Other sex offenses.....	15	9	8	-	1	-	6	6	-	-
Violating drug laws.....	8	-	-	-	-	-	8	8	-	-
Carrying, etc., weapons.....	19	7	7	-	-	-	12	11	-	1
Other major offenses.....	23	7	4	1	2	-	16	15	-	1
Abortion.....	-	-	-	-	-	-	-	-	-	-
Arson.....	7	5	2	1	2	-	2	2	-	-
Bigamy.....	7	1	-	-	-	-	7	7	-	-
Blackmail and extortion.....	5	1	1	-	-	-	4	4	-	-
Escape and jail break.....	2	-	-	-	-	-	2	2	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-
Perjury.....	2	1	1	-	-	-	1	-	-	1
Other offenses:										
Minor assault.....	36	13	12	-	1	-	23	21	2	-
Nonsupport or neglect.....	9	5	5	-	-	-	4	4	-	-
Violating liquor laws.....	31	8	7	-	1	-	23	20	2	1
Driving while intoxicated.....	190	33	26	2	3	2	157	150	2	5
Other motor-vehicle laws.....	54	9	8	1	-	-	45	44	-	1
Disorderly conduct and vagrancy..	9	1	1	-	-	-	8	8	-	-
Gambling.....	26	8	8	-	-	-	18	17	1	-
All other offenses.....	132	57	52	2	3	-	75	71	3	1

On the basis of the 1930 population, reports cover 92.1 percent of the population of the State in 1936, 97.7 percent (all except Otero County) in 1937, 1938, and 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.--TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	728	100.0	717	100.0	633	100.0	547	100.0
Death penalty.....	1	0.1	4	0.6	3	0.5	1	0.2
State prisons and reformatories..	377	51.8	389	54.3	404	63.8	324	59.2
Probation and suspended sentence.	276	37.9	248	34.6	154	24.3	150	27.4
Local jails, workhouses, etc.....	40	5.5	39	5.4	38	6.0	48	8.8
Fine or costs only.....	24	3.3	14	2.0	29	4.6	16	2.9
Institutions for juveniles.....	10	1.4	23	3.2	5	0.8	4	0.7
Other sentences.....	-	-	-	-	-	-	4	0.7

TABLE 4.--TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: NEW MEXICO, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juveniles delinquents only	Other sentence
All offenses.....	1,061	1	396	418	132	121	13	-
Major offenses, total.....	728	1	377	276	40	24	10	-
Murder.....	13	1	12	-	-	-	-	-
Manslaughter.....	12	-	5	7	-	-	-	-
Robbery.....	17	-	17	-	-	-	-	-
Aggravated assault.....	54	-	27	18	5	4	-	-
Burglary.....	79	-	46	29	2	-	2	-
Larceny, except auto theft.....	271	-	124	114	17	9	7	-
Auto theft.....	34	-	10	13	10	1	-	-
Embezzlement and fraud.....	56	-	26	21	1	7	1	-
Stolen property, receiving, etc..	17	-	4	12	1	-	-	-
Forgery and counterfeiting.....	91	-	58	32	1	-	-	-
Repe.....	34	-	27	6	-	1	-	-
Commercialized vice.....	8	-	1	4	3	-	-	-
Other sex offenses.....	6	-	6	-	-	-	-	-
Violating drug laws.....	8	-	4	4	-	-	-	-
Carrying, etc., weapons.....	12	-	4	6	-	2	-	-
Other major offenses.....	16	-	6	10	-	-	-	-
Abortion.....	-	-	-	-	-	-	-	-
Araon.....	2	-	-	2	-	-	-	-
Bigamy.....	7	-	3	4	-	-	-	-
Blackmail and extortion.....	4	-	-	4	-	-	-	-
Escape and jail break.....	2	-	2	-	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	1	-	1	-	-	-	-	-
Other offenses:								
Minor assault.....	23	-	-	11	6	6	-	-
Nonsupport or neglect.....	4	-	1	3	-	-	-	-
Violating liquor laws.....	23	-	-	11	8	4	-	-
Driving while intoxicated.....	157	-	6	38	63	50	-	-
Other motor-vehicle laws.....	45	-	-	30	6	9	-	-
Disorderly conduct and vagrancy..	8	-	-	3	1	2	2	-
Gambling.....	18	-	-	5	1	12	-	-
All other offenses.....	75	-	12	41	7	14	1	-

JUDICIAL CRIMINAL STATISTICS: NEW YORK, 1939

The New York State Department of Correction reported to the Bureau of the Census on the disposition by the trial courts of New York on 11,824 defendants charged with major offenses during the calendar year 1939.

Table 1 shows the disposition of these defend-

ants for each of the last 3 years. In 1939 over three-fourths (78.0 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937	
	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	10,153	100.0	10,887	100.0	10,316	100.0
Eliminated without conviction.....	2,229	22.0	2,884	27.0	2,556	24.8
Dismissed.....	1,332	13.1	1,986	18.6	1,659	16.1
Acquitted by court (jury waived)....	-	-	-	-	-	-
Acquitted by jury.....	573	5.6	765	7.2	897	8.7
Other no-penalty disposition.....	324	3.2	133	1.2	-	-
Convicted.....	7,924	78.0	7,803	73.0	7,760	75.2
Plea of guilty.....	7,121	70.1	6,955	65.1	6,904	66.9
Court finds guilty.....	-	-	-	-	-	-
Jury verdict guilty.....	803	7.9	848	7.9	856	8.3

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN TRIAL COURTS, BY OFFENSE: NEW YORK, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	11,824	2,454	1,509	-	607	338	9,370	8,515	-	855
Major offenses, total.....	10,153	2,229	1,332	-	573	324	7,924	7,121	-	803
Murder.....	106	45	18	-	12	15	61	18	-	43
Manslaughter.....	222	83	34	-	42	7	139	91	-	48
Robbery.....	947	256	124	-	97	45	691	562	-	129
Aggravated assault.....	816	248	114	-	89	45	568	442	-	126
Burglary.....	2,413	355	226	-	72	57	2,058	1,934	-	124
Larceny, except auto theft.....	2,375	349	237	-	70	42	2,026	1,920	-	106
Auto theft.....	732	109	74	-	17	18	623	584	-	39
Embezzlement and fraud.....	17	12	8	-	2	2	5	4	-	1
Stolen property, receiving, etc.	177	92	53	-	23	16	85	72	-	13
Forgery and counterfeiting.....	408	81	60	-	14	7	327	309	-	18
Rape.....	437	143	94	-	34	15	294	249	-	45
Commercialized vice.....	28	10	9	-	1	-	18	18	-	-
Other sex offenses.....	334	86	44	-	31	11	248	226	-	22
Violating drug laws.....	39	9	-	-	8	1	30	26	-	4
Carrying, etc., weapons.....	389	75	52	-	15	8	314	290	-	24
Other major offenses.....	713	276	185	-	56	35	437	376	-	61
Abortion.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Arson.....	83	33	19	-	9	5	50	42	-	8
Bigamy.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Blackmail and extortion.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Escape and jail break.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Kidnaping.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Perjury.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Other offenses:										
Minor assault.....	623	-	-	-	-	-	623	603	-	20
Non-support or neglect.....	330	91	82	-	5	4	239	237	-	2
Violating liquor laws.....	-	-	-	-	-	-	-	-	-	-
Driving while intoxicated.....	94	7	3	-	4	-	97	77	-	10
Other motor-vehicle laws.....	7	-	-	-	-	-	7	7	-	-
Disorderly conduct and vagrancy.	10	-	-	-	-	-	10	10	-	-
Gambling.....	36	-	-	-	-	-	35	36	-	-
All other offenses.....	571	127	92	-	25	10	444	424	-	20

¹Not returned separately. Offenses reported as "other felonies" and malicious mischief (felony) are included in other major offenses.

Note.- The following five counties reported in part: Erie, Essex, Lewis, Niagara, and Suffolk.

(OVER)

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937	
	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	7,924	100.0	7,803	100.0	7,760	100.0
Death penalty.....	23	0.3	20	0.3	18	0.2
State prisons and reformatories.....	3,338	42.1	3,400	43.6	3,317	42.7
Probation and suspended sentence.....	2,772	35.0	2,533	33.7	2,465	31.8
Local jails, workhouses, etc.....	1,729	21.8	1,599	21.8	1,877	24.2
Fine or costs only.....	55	0.7	20	0.3	40	0.5
Institutions for juveniles.....	-	-	-	-	-	-
Other sentences.....	7	0.8	31	0.4	43	0.6

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN TRIAL COURTS, BY OFFENSE: NEW YORK, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, penitentiaries, and workhouses	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	9,370	23	3,416	3,522	2,292	108	-	9
Major offenses, total.....	7,924	23	3,338	2,772	1,729	55	-	7
Murder.....	61	20	39	-	1	-	-	1
Manslaughter.....	139	-	113	16	7	3	-	-
Robbery.....	691	-	617	66	8	-	-	-
Aggravated assault.....	568	-	351	117	97	3	-	-
Burglary.....	2,058	-	733	833	490	-	-	2
Larceny, except auto theft.....	2,026	-	541	894	585	5	-	1
Auto theft.....	623	-	190	277	155	-	-	1
Embezzlement and fraud.....	5	-	1	3	1	-	-	-
Stolen property, receiving, etc.....	85	-	27	40	17	1	-	-
Forgery and counterfeiting.....	327	-	152	128	47	-	-	-
Rape.....	294	-	125	104	56	8	-	1
Commercialized vice.....	18	-	5	6	2	5	-	-
Other sex offenses.....	248	-	147	54	46	1	-	-
Violating drug laws.....	30	-	13	3	14	-	-	-
Carrying, etc., weapons.....	314	-	120	91	99	4	-	-
Other major offenses.....	437	23	164	140	104	25	-	1
Abortion.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Arson.....	50	-	32	15	3	-	-	-
Bigamy.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Blackmail and extortion.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Escape and jail break.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Kidnaping.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Perjury.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Other offenses:								
Minor assault.....	623	-	17	292	223	1	-	-
Nonsupport or neglect.....	239	-	30	158	50	1	-	-
Violating liquor laws.....	87	-	-	-	-	-	-	-
Driving while intoxicated.....	7	-	14	22	47	4	-	-
Other motor-vehicle laws.....	7	-	1	5	1	-	-	-
Disorderly conduct and vagrancy.....	10	-	1	8	1	-	-	-
Gambling.....	36	-	-	14	19	3	-	-
All other offenses.....	444	-	15	261	122	44	-	2

¹Not returned separately. Offenses reported as "other felonies" and malicious mischief (felony) are included in other major offenses.

²3 death sentences for kidnaping reported as "other felonies".

JUDICIAL CRIMINAL STATISTICS: NORTH DAKOTA, 1939

There were 584 defendants charged with major offenses who were disposed of by the district courts of North Dakota during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census. Table 1 shows the disposition of these defendants for each of the last 4

years. In 1939 approximately 6 out of every 7 (86.5 percent) defendants disposed of were convicted. Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	584	100.0	533	100.0	536	100.0	330	100.0
Eliminated without conviction.....	79	13.5	93	17.4	109	20.3	59	17.9
Dismissed.....	60	10.3	78	14.6	92	17.2	47	14.2
Acquitted by court (jury waived)..	1	0.2	-	-	-	-	-	-
Acquitted by jury.....	9	1.5	12	2.3	15	2.8	5	1.5
Other no-penalty disposition.....	9	1.5	3	0.6	2	0.4	7	2.1
Convicted.....	505	86.5	440	82.6	427	79.7	271	82.1
Plea of guilty.....	480	82.2	414	77.7	396	73.9	238	72.1
Court finds guilty.....	3	0.5	10	1.9	3	0.6	8	1.8
Jury verdict guilty.....	22	3.8	16	3.0	28	5.2	27	8.2

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: NORTH DAKOTA, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dis-missed	Acquit-ted by court (jury waived)	Acquit-ted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury ver-dict guilty
All offenses.....	914	136	113	2	10	11	778	746	7	25
Major offenses, total.....	584	79	60	1	9	9	505	480	3	22
Murder.....	4	1	1	-	-	-	3	3	-	-
Manlaughter.....	5	-	-	-	-	-	5	3	-	2
Robbery.....	17	1	1	-	-	-	16	11	-	5
Aggravated assault.....	23	12	9	-	-	3	11	10	-	1
Burglary.....	98	5	3	1	-	1	93	92	-	1
Larceny, except auto theft.....	189	20	16	-	3	1	169	167	1	1
Auto theft.....	27	-	-	-	-	-	27	27	-	-
Embezzlement and fraud.....	46	6	4	-	2	-	40	37	-	3
Stolen property, receiving, etc.	13	1	1	-	-	-	12	10	-	2
Forgery and counterfeiting.....	35	3	2	-	-	1	32	32	-	-
Rape.....	47	21	17	-	3	1	26	25	-	1
Commercialized vice.....	3	1	1	-	-	-	2	1	-	1
Other sex offenses.....	50	5	2	-	1	2	45	42	2	1
Violating drug laws.....	2	-	-	-	-	-	2	2	-	-
Carrying, etc., weapons.....	4	-	-	-	-	-	4	4	-	-
Other major offenses.....	21	3	3	-	-	-	18	14	-	4
Abortion.....	3	1	1	-	-	-	2	1	-	1
Arson.....	7	1	1	-	-	-	6	4	-	2
Bigamy.....	1	-	-	-	-	-	-	-	-	-
Blackmail and extortion.....	1	-	-	-	-	-	-	-	-	-
Escape and jail break.....	9	1	1	-	-	-	8	8	-	-
Kidnaping.....	1	-	-	-	-	-	1	-	-	1
Perjury.....	1	-	-	-	-	-	1	1	-	-
Other offenses:										
Minor assault.....	39	20	19	-	-	1	19	18	1	-
Nonsupport or neglect.....	30	5	5	-	-	-	25	23	1	1
Violating liquor laws.....	32	2	2	-	-	-	30	29	-	1
Driving while intoxicated.....	127	4	3	-	1	-	123	121	1	1
Other motor-vehicle laws.....	24	4	3	1	-	-	20	20	-	-
Disorderly conduct and vagrancy.	16	3	3	-	-	-	13	13	-	-
Gambling.....	2	-	-	-	-	-	2	2	-	-
All other offenses.....	60	19	18	-	-	1	41	40	1	-

On the basis of the 1930 population, the reports cover 77.4 percent in 1936, 98.6 percent in 1937, 93.5 percent in 1938, and 99.6 percent in 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

For the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

Table 4 shows the variety of sentences used

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	505	100.0	440	100.0	427	100.0	275	100.0
Death penalty.....	-	-	-	-	-	-	-	-
State prisons and reformatories.....	270	53.5	228	51.8	219	51.3	158	57.5
Probation and suspended sentence.....	71	14.1	55	12.5	53	12.4	32	11.6
Local jails, workhouses, etc.....	108	21.4	108	24.5	118	27.6	55	20.0
Fines or costs only.....	22	4.4	10	2.3	13	3.0	6	2.2
Institutions for juveniles.....	34	6.7	39	8.9	24	5.6	24	8.7
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: NORTH DAKOTA, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	778	-	286	117	266	71	38	-
Major offenses, total.....	505	-	270	71	108	22	34	-
Murder.....	3	-	3	-	-	-	-	-
Manslaughter.....	5	-	3	1	1	-	-	-
Robbery.....	16	-	15	-	-	-	1	-
Aggravated assault.....	11	-	5	2	3	-	1	-
Burglary.....	93	-	46	17	18	6	6	-
Larceny, except auto theft.....	169	-	84	29	47	1	8	-
Auto theft.....	27	-	14	1	5	-	7	-
Embezzlement and fraud.....	40	-	22	5	9	1	3	-
Stolen property, receiving, etc..	12	-	4	5	3	-	4	-
Forgery and counterfeiting.....	32	-	20	-	7	1	4	-
Rape.....	26	-	19	4	-	-	3	-
Commercialized vice.....	2	-	-	2	-	-	-	-
Other sex offenses.....	45	-	16	4	12	12	1	-
Violating drug laws.....	2	-	2	-	-	-	-	-
Carrying, etc., weapons.....	4	-	4	-	-	-	-	-
Other major offenses.....	18	-	13	1	3	1	-	-
Abortion.....	2	-	1	-	1	-	-	-
Arson.....	6	-	5	-	-	1	-	-
Bigamy.....	-	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	8	-	6	-	2	-	-	-
Kidnaping.....	1	-	1	-	-	-	-	-
Perjury.....	1	-	-	1	-	-	-	-
Other offenses:								
Minor assault.....	19	-	-	5	9	5	-	-
Nonsupport or neglect.....	25	-	11	12	1	1	-	-
Violating liquor laws.....	30	-	-	2	19	9	-	-
Driving while intoxicated.....	123	-	-	19	87	17	-	-
Other motor-vehicle laws.....	20	-	-	3	14	3	-	-
Disorderly conduct and vagrancy..	13	-	-	-	11	2	-	-
Gambling.....	2	-	-	1	1	-	-	-
All other offenses.....	41	-	5	4	16	12	4	-

JUDICIAL CRIMINAL STATISTICS: OHIO, 1939

There were 5,536 defendants charged with major offenses who were disposed of by the common pleas courts of Ohio during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately 5 out of every 6 (83.3 percent) defendants disposed of were convicted.

Table 2 presents detailed figures for all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	5,536	100.0	6,459	100.0	6,010	100.0	5,732	100.0
Eliminated without conviction.....	925	16.7	997	15.4	1,153	19.2	1,515	26.4
Dismissed.....	668	12.1	682	10.6	796	13.2	1,171	20.4
Acquitted by court (jury waived)..	93	1.7	83	1.3	129	2.1	110	1.9
Acquitted by jury.....	123	2.2	179	2.8	158	2.6	139	2.4
Other non-penalty disposition.....	41	0.7	53	0.8	70	1.2	95	1.7
Convicted.....	4,611	83.3	5,462	84.6	4,857	80.8	4,217	73.6
Plea of guilty.....	4,070	73.5	4,737	73.3	4,152	69.1	3,550	61.9
Court finds guilty.....	236	4.3	253	3.9	300	5.0	278	4.8
Jury verdict guilty.....	305	5.5	472	7.3	405	6.7	389	6.8

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN COMMON PLEAS COURTS, BY OFFENSE: OHIO, 1939

Offense	Total defendants disposed of	Disposed of without conviction				Convicted				
		Total	Dis-missed	Acquit-ted by court (jury waived)	Acquit-ted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury ver-dict guilty
All offenses.....	6,115	1,532	1,186	117	179	50	6,583	5,871	330	382
Major offenses, total.....	5,536	925	668	93	123	41	4,611	4,070	236	305
Murder.....	72	22	7	5	7	3	50	21	7	22
Manslaughter.....	175	43	12	7	22	2	132	98	10	24
Robbery.....	602	108	71	12	21	4	494	394	42	58
Aggravated assault.....	262	63	45	9	4	5	199	144	15	40
Burglary.....	1,497	156	111	17	22	6	1,341	1,250	52	39
Larceny, except auto theft.....	775	98	80	3	13	2	677	632	24	21
Auto theft.....	524	70	56	5	4	5	454	424	10	20
Embezzlement and fraud.....	313	98	89	4	5	-	215	195	10	10
Stolen property, receiving, etc.	163	28	22	3	3	-	135	118	11	6
Forgery and counterfeiting.....	479	97	81	6	7	3	382	370	3	9
Rape.....	183	48	30	9	6	3	135	90	17	28
Commercialized vice.....	37	5	5	-	-	-	32	28	1	3
Other sex offenses.....	125	26	13	7	4	2	99	79	10	10
Violating drug laws.....	72	4	1	2	1	-	68	48	14	6
Carrying, etc. weapons.....	152	20	14	-	2	4	132	124	6	-
Other major offenses.....	105	39	31	4	2	2	66	55	2	9
Abortion.....	12	6	4	1	1	-	6	5	1	-
Arson.....	30	9	5	1	1	2	21	17	-	4
Bigamy.....	12	3	3	-	-	-	9	8	-	1
Blackmail and extortion.....	7	2	2	-	-	-	5	3	1	1
Escape and jail break.....	9	1	1	-	-	-	8	8	-	-
Kidnaping.....	11	5	5	-	-	-	6	6	-	-
Perjury.....	24	13	11	2	-	-	11	8	-	3
Other offenses:										
Minor assault.....	413	79	68	3	9	-	334	278	33	23
Nonsupport or neglect.....	663	251	226	9	9	7	412	377	22	13
Violating liquor laws.....	275	41	33	-	7	1	234	205	8	21
Driving while intoxicated.....	554	43	34	2	7	-	511	491	10	10
Other motor-vehicle laws.....	231	65	54	4	7	-	166	158	3	5
Disorderly conduct and vagrancy.	92	23	22	1	-	-	69	64	5	-
Gambling.....	157	30	20	1	9	-	127	124	1	2
All other offenses.....	194	75	61	4	9	1	119	104	12	3

On the basis of the 1930 population, the reports cover 100 percent of the population of the State in 1939, 99.8 percent in 1938, 97.5 percent in 1937, and 99.8 percent in 1936.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, however, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	4,611	100.0	5,462	100.0	4,857	100.0	4,040	100.0
Death penalty.....	1	(a)	18	0.3	3	0.1	4	0.1
State prisons and reformatories.....	2,093	45.4	2,506	45.9	2,279	46.9	1,893	46.9
Probation and suspended sentence.....	2,001	43.4	2,297	42.1	1,932	39.8	1,433	35.5
Local jails, workhouses, etc.....	379	8.2	468	8.6	427	8.8	512	12.7
Fine or costs only.....	137	3.0	173	3.2	212	4.4	182	4.5
Institutions for juveniles.....	-	-	-	-	4	0.1	11	0.3
Other sentences.....	-	-	-	-	-	-	5	0.1

(a) Less than 0.1.

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN COMMON PLEAS COURTS, BY OFFENSE: OHIO, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	6,583	1	2,174	2,614	811	983	-	-
Major offenses, total.....	4,611	1	2,093	2,001	379	137	-	-
Murder.....	50	1	49	-	-	-	-	-
Manslaughter.....	132	-	89	39	18	6	-	-
Robbery.....	494	-	357	136	1	-	-	-
Aggravated assault.....	199	-	98	93	7	1	-	-
Burglary.....	1,341	-	672	657	7	5	-	-
Larceny, except auto theft.....	677	-	182	299	162	34	-	-
Auto theft.....	454	-	190	259	4	1	-	-
Embezzlement and fraud.....	235	-	22	121	28	11	-	-
Stolen property, receiving, etc..	135	-	22	74	31	8	-	-
Forgery and counterfeiting.....	382	-	168	190	5	19	-	-
Rape.....	135	-	93	15	27	-	-	-
Commercialized vice.....	32	-	2	2	10	18	-	-
Other sex offenses.....	99	-	65	21	7	6	-	-
Violating drug laws.....	68	-	15	14	29	10	-	-
Carrying, etc., weapons.....	132	-	23	54	39	16	-	-
Other major offenses.....	66	-	33	27	4	2	-	-
Abortion.....	6	-	1	5	-	-	-	-
Arson.....	21	-	14	5	-	2	-	-
Bigamy.....	9	-	5	4	-	-	-	-
Blackmail and extortion.....	5	-	3	1	1	-	-	-
Escape and jail break.....	8	-	2	4	2	-	-	-
Kidnaping.....	6	-	6	-	-	-	-	-
Perjury.....	1	-	2	8	1	-	-	-
Other offenses:								
Minor assault.....	334	-	-	86	160	88	-	-
Nonsupport or neglect.....	412	-	59	329	12	12	-	-
Violating liquor laws.....	234	-	-	28	56	150	-	-
Driving while intoxicated.....	511	-	-	81	160	270	-	-
Other motor-vehicle laws.....	186	-	7	27	14	118	-	-
Disorderly conduct and vagrancy..	69	-	-	11	5	53	-	-
Gambling.....	127	-	-	6	8	113	-	-
All other offenses.....	119	-	15	45	17	42	-	-

JUDICIAL CRIMINAL STATISTICS: OREGON, 1939

There were 1,136 defendants charged with major offenses who were disposed of by the circuit courts of Oregon during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately 5 out of every 6 (83.0 percent) defendants disposed of were convicted. Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,175	100.0	1,089	100.0	832	100.0	1,045	100.0
Eliminated without conviction...	193	17.0	127	11.7	101	12.1	162	15.5
Dismissed.....	150	13.2	94	8.6	60	7.2	123	11.8
Acquitted by court (jury waived)	3	0.3	7	0.6	-	-	1	0.1
Acquitted by jury.....	32	2.8	27	2.5	35	4.2	34	3.3
Other no-penalty disposition..	8	0.7	3	0.3	6	0.7	4	0.4
Convicted.....	942	83.0	962	88.3	731	87.9	883	84.5
Plea of guilty.....	891	79.4	891	81.8	682	82.1	809	77.4
Court finds guilty.....	7	0.6	4	0.4	5	0.6	3	0.3
Jury verdict guilty.....	45	4.0	67	6.2	43	5.2	71	6.8

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN CIRCUIT COURTS, BY OFFENSE: OREGON, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	1,417	286	222	4	49	11	1,131	1,042	21	68
Major offenses, total.....	1,136	193	150	3	32	3	943	891	7	48
Murder.....	4	2	-	-	1	1	-	-	-	2
Manslaughter.....	21	9	3	-	6	-	12	9	-	3
Robbery.....	40	4	2	-	2	-	36	34	-	2
Aggravated assault.....	52	14	9	-	3	-	39	36	1	1
Burglary.....	187	21	19	-	1	1	166	158	2	6
Larceny, except auto theft.....	351	62	53	2	6	1	289	278	1	10
Auto theft.....	76	3	2	-	1	-	73	73	-	-
Embezzlement and fraud.....	127	21	18	-	2	1	106	99	-	7
Stolen property, receiving, etc.	25	6	4	-	2	-	19	18	-	1
Forgery and counterfeiting.....	120	27	26	-	1	-	93	87	1	5
Rape.....	35	6	5	-	1	-	29	25	1	3
Commercialized vice.....	2	-	-	-	-	-	2	2	-	-
Other sex offenses.....	69	12	5	-	6	1	56	51	1	4
Violating drug laws.....	7	-	-	-	-	-	7	5	-	2
Carrying, etc., weapons.....	7	-	1	-	-	-	6	5	-	1
Other major offenses.....	21	4	3	-	-	1	17	16	-	1
Abortion.....	-	-	-	-	-	-	-	-	-	-
Arson.....	6	1	-	-	-	1	5	5	-	-
Bigamy.....	5	2	2	-	-	-	3	3	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	6	1	1	-	-	-	5	5	-	-
Kidnaping.....	1	-	-	-	-	-	1	1	-	-
Perjury.....	3	-	-	-	-	-	3	2	-	1
Other offenses:										
Minor assault.....	30	11	7	1	3	-	19	16	1	2
Nonsupport or neglect.....	49	17	15	-	2	-	32	27	5	-
Violating liquor laws.....	10	3	3	-	2	-	7	7	-	-
Driving while intoxicated.....	32	7	4	-	3	-	25	19	1	6
Other motor-vehicle laws.....	31	5	4	-	1	-	26	21	5	-
Disorderly conduct and vagrancy.	15	3	3	-	-	-	12	8	3	1
Gambling.....	12	5	3	-	-	2	7	7	-	-
All other offenses.....	102	37	23	-	8	1	65	53	4	8

On the basis of the 1930 population, reports cover 100.0 percent of the population of the State in 1936, 54.9 percent in 1937, 91.5 percent in 1938, and (on the basis of the 1940 preliminary population) 88.0 percent in 1939.

JUDICIAL CRIMINAL STATISTICS: OREGON, 1939

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	943	100.0	962	100.0	731	100.0	882	100.0
Death penalty.....	-	-	1	0.1	-	-	-	-
State prisons and reformatories..	437	46.3	430	44.7	348	47.6	492	55.8
Probation and suspended sentence..	342	36.3	355	36.9	283	38.7	266	30.2
Local jails, workhouses, etc.....	145	15.4	157	16.3	85	11.6	110	12.5
Fine or costs only.....	8	0.8	14	1.5	13	1.8	8	0.9
Institutions for juveniles.....	2	1.0	5	0.5	2	0.3	5	0.6
Other sentences.....	2	0.2	-	-	-	-	1	0.1

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN CIRCUIT COURTS, BY OFFENSE: OREGON, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	1,131	-	458	417	197	46	10	3
Major offenses, total.....	943	-	437	342	145	8	9	2
Murder.....	2	-	2	-	-	-	-	-
Manslaughter.....	12	-	6	3	3	-	-	-
Robbery.....	36	-	25	5	-	-	6	-
Aggravated assault.....	38	-	19	10	7	1	1	-
Burglary.....	166	-	98	59	9	-	-	-
Larceny, except auto theft.....	289	-	97	118	70	3	1	-
Auto theft.....	73	-	24	26	21	-	1	1
Embezzlement and fraud.....	106	-	47	47	12	-	-	-
Stolen property, receiving, etc..	19	-	7	9	3	-	-	-
Forgery and counterfeiting.....	93	-	54	32	4	3	-	-
Rape.....	29	-	21	8	-	-	-	-
Commercialized vice.....	2	-	-	1	-	1	-	-
Other sex offenses.....	56	-	24	21	11	-	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	5	-	5	-	-	-	-	-
Other major offenses.....	17	-	8	3	5	-	-	1
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	5	-	4	1	-	-	-	-
Bigamy.....	3	-	1	1	1	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	5	-	1	-	3	-	-	1
Kidnaping.....	1	-	1	-	-	-	-	-
Perjury.....	3	-	1	1	1	-	-	-
Other offenses:								
Minor assault.....	19	-	-	10	5	4	-	-
Nonsupport or neglect.....	32	-	2	29	1	-	-	-
Violating liquor laws.....	2	-	-	1	1	-	-	-
Driving while intoxicated.....	25	-	-	7	11	7	-	-
Other motor-vehicle laws.....	26	-	3	6	5	11	-	1
Disorderly conduct and vagrancy..	12	-	-	4	3	5	-	-
Gambling.....	7	-	-	-	3	4	-	-
All other offenses.....	65	-	16	18	23	7	1	-

JUDICIAL CRIMINAL STATISTICS: PENNSYLVANIA, 1939

There were 19,937 defendants charged with major offenses who were disposed of by the trial courts of Pennsylvania during the calendar year 1939, according to data reported by the Department of Welfare at Harrisburg to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately 7 out of each 10 (71.0 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	19,937	100.0	24,548	100.0	22,503	100.0	21,067	100.0
Eliminated without conviction....	5,778	29.0	6,255	25.5	6,699	29.6	6,727	30.5
Dismissed.....	2,299	11.5	2,359	9.2	2,684	11.9	2,674	12.1
Acquitted by court (jury waived).....	770	3.9	409	1.7	148	0.6	123	0.6
Acquitted by jury.....	2,151	10.8	3,348	13.6	3,602	15.9	3,769	17.1
Other non-penalty disposition....	559	2.8	229	1.0	268	1.2	162	0.7
Convicted.....	14,158	71.0	18,292	74.5	15,904	70.4	15,340	69.5
Plea of guilty.....	10,946	54.9	11,252	45.8	9,799	43.4	9,043	41.0
Court finds guilty.....	1,044	5.4	514	2.1	457	2.0	498	2.3
Jury verdict guilty.....	2,128	10.7	6,527	26.6	5,648	25.0	5,794	26.3

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN TRIAL COURTS, BY OFFENSE: PENNSYLVANIA, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dis-missed	Acquitted by court (jury waived)	Ac-quitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	39,904	12,600	5,688	1,913	3,698	1,301	27,304	19,155	4,580	3,269
Major offenses, total.....	19,937	5,779	2,299	770	2,151	559	14,158	10,946	1,084	2,128
Murder.....	180	69	15	2	42	10	111	72	2	36
Manslaughter.....	376	229	102	14	115	7	136	72	7	57
Robbery.....	959	157	38	7	122	20	771	506	37	228
Aggravated assault.....	2,635	1,349	449	225	495	180	1,286	658	257	371
Burglary.....	3,058	422	144	21	221	26	2,626	2,309	79	248
Larceny, except auto theft.....	4,747	1,064	299	194	279	92	3,683	2,049	294	340
Auto theft.....	874	141	56	23	51	11	733	635	28	70
Embezzlement and fraud.....	1,878	679	375	73	163	68	1,199	1,035	63	101
Stolen property, receiving, etc.....	520	224	73	45	59	26	296	190	27	79
Forgery and counterfeiting.....	615	156	96	11	30	19	459	426	15	17
Rape.....	578	209	75	7	115	11	359	212	21	126
Commercialized vice.....	393	82	20	24	35	3	211	238	43	30
Other sex offenses.....	1,958	637	315	58	203	61	1,321	927	130	264
Violating drug laws.....	259	15	6	6	2	1	244	159	16	59
Carrying, etc., weapons.....	824	195	90	40	58	7	439	321	56	52
Other major offenses.....	275	111	46	9	50	7	164	126	8	30
Abortion.....	48	24	7	-	16	1	22	9	-	13
Arson.....	53	33	10	-	20	3	50	41	-	9
Bigamy.....	19	6	-	-	-	-	11	9	-	1
Blackmail and extortion.....	35	20	11	2	7	-	15	6	4	5
Escape and jail break.....	51	2	-	-	-	-	49	48	-	1
Kidnaping.....	1	-	-	-	-	-	1	-	-	-
Perjury.....	40	24	11	3	7	2	15	13	-	1
Other offenses:										
Minor assault.....	2,240	1,219	561	161	379	113	1,021	887	194	240
Non-support or neglect.....	4,919	1,267	968	40	19	340	2,552	1,226	2,204	22
Violating liquor laws.....	2,231	513	191	107	182	33	1,718	1,289	223	206
Driving while intoxicated.....	3,374	735	103	133	459	40	2,639	2,214	161	264
Other motor-vehicle laws.....	2,271	963	457	329	124	43	1,408	984	324	100
Disorderly conduct and vagrancy.....	216	96	53	16	7	20	120	85	24	11
Gambling.....	1,502	507	116	194	173	19	995	630	219	95
All other offenses.....	2,114	1,421	940	153	199	129	1,693	1,044	447	202

On the basis of the 1930 population, reports cover 100 percent of the population of the State in 1936 and 1937, 99.6 percent in 1938, and 100 percent in 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	14,158	100.0	13,293	100.0	15,904	100.0	15,340	100.0
Death penalty.....	9	0.1	8	(1)	7	(1)	16	0.1
State prisons and reformatories.....	1,904	13.4	2,474	18.5	2,292	14.4	1,397	12.4
Probation and suspended sentence.....	3,764	26.6	5,671	30.8	4,701	29.6	4,362	28.4
Local jails, workhouses, etc.....	6,474	45.7	8,170	44.7	7,121	44.8	6,326	45.1
Fine or costs only.....	1,573	11.1	1,664	9.1	1,837	19.3	1,318	12.5
Institutions for juveniles.....	276	1.9	226	1.2	94	0.6	201	1.3
Other sentences.....	158	1.1	120	0.7	42	0.2	20	0.1

¹Less than one-tenth of 1 percent.

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN TRIAL COURTS, BY OFFENSE: PENNSYLVANIA, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	27,304	9	2,033	6,786	9,929	6,117	394	2,036
Major offenses, total.....	14,158	9	1,904	3,764	6,474	1,573	276	158
Murder.....	111	9	74	-	28	-	-	-
Manslaughter.....	136	-	23	14	97	2	-	-
Robbery.....	771	-	227	101	416	10	15	2
Aggravated assault.....	1,286	-	81	392	679	131	3	1
Burglary.....	2,636	-	517	736	1,153	132	92	5
Larceny, except auto theft.....	3,683	-	423	1,221	1,640	137	107	5
Auto theft.....	733	-	125	201	327	59	19	2
Embezzlement and fraud.....	1,199	-	29	257	599	205	3	6
Stolen property, receiving, etc.	296	-	26	110	131	23	1	-
Forgery and counterfeiting.....	459	-	68	98	225	58	16	-
Rape.....	369	-	100	28	184	48	4	5
Commercialized vice.....	311	-	32	30	120	129	1	-
Other sex offenses.....	1,321	-	97	263	410	412	7	131
Violating drug laws.....	244	-	2	54	173	15	-	-
Carrying, etc., weapons.....	439	-	14	129	234	57	4	1
Other major offenses.....	164	-	66	30	59	4	5	-
Abortion.....	22	-	8	3	10	1	-	-
Arson.....	50	-	21	11	19	-	-	-
Bigamy.....	11	-	4	2	3	2	-	-
Blackmail and extortion.....	15	-	3	4	8	-	-	-
Escape and jail break.....	49	-	27	5	11	1	5	-
Kidnaping.....	1	-	-	-	1	-	-	-
Perjury.....	16	-	3	5	8	-	-	-
Other offenses:								
Minor assault.....	1,021	-	29	324	435	224	2	7
Nonsupport or neglect.....	3,552	-	31	479	46	1,205	9	1,782
Violating liquor laws.....	1,718	-	8	385	519	606	-	-
Driving while intoxicated.....	2,659	-	2	631	1,281	733	2	-
Other motor-vehicle laws.....	1,408	-	17	349	461	579	4	1
Disorderly conduct and vagrancy.....	120	-	1	35	41	41	1	1
Gambling.....	995	-	-	181	300	512	1	1
All other offenses.....	1,632	-	41	638	272	457	99	86

¹The nature of the sentence has been reported as "order from the court for support."

JUDICIAL CRIMINAL STATISTICS: RHODE ISLAND, 1939

There were 632 defendants charged with major offenses who were disposed of by the superior courts of Rhode Island during the calendar year 1939, according to data reported by the Department of Social Welfare at Providence to the Bureau of the Census. Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939, 93.9 percent of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	632	100.0	651	100.0	568	100.0	560	100.0
Eliminated without conviction...	7	1.1	26	4.0	8	1.4	22	3.9
Dismissed.....	7	1.1	26	4.0	4	0.7	17	3.0
Acquitted by court (jury waived)	-	-	-	-	-	-	-	-
Acquitted by jury.....	-	-	-	-	4	0.7	2	0.4
Other no-penalty disposition..	-	-	-	-	-	-	3	0.5
Convicted.....	625	98.9	625	96.0	560	98.6	538	96.1
Plea of guilty.....	625	98.9	625	96.0	557	98.1	534	95.4
Court finds guilty.....	-	-	-	-	-	-	-	-
Jury verdict guilty.....	-	-	-	-	3	0.5	4	0.7

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN SUPERIOR COURTS, BY OFFENSE: RHODE ISLAND, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed and nolle prosequi	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea ¹ guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	666	12	12	-	-	-	654	654	-	-
Major offenses, total.....	622	7	7	-	-	-	625	625	-	-
Murder.....	1	-	-	-	-	-	1	1	-	-
Manslaughter.....	5	-	-	-	-	-	5	5	-	-
Robbery.....	29	1	1	-	-	-	28	28	-	-
Aggravated assault.....	4	-	-	-	-	-	4	4	-	-
Burglary.....	310	2	2	-	-	-	308	308	-	-
Larceny, except auto theft.....	13	-	-	-	-	-	13	13	-	-
Auto theft.....	95	-	-	-	-	-	95	95	-	-
Embezzlement and fraud.....	28	-	-	-	-	-	28	28	-	-
Stolen property, receiving, etc.	7	-	-	-	-	-	7	7	-	-
Forgery and counterfeiting.....	17	-	-	-	-	-	17	17	-	-
Rape.....	25	1	1	-	-	-	24	24	-	-
Commercialized vice.....	9	-	-	-	-	-	9	9	-	-
Other sex offenses.....	11	-	-	-	-	-	11	11	-	-
Violating drug laws.....	4	-	-	-	-	-	4	4	-	-
Carrying, etc., weapons.....	41	1	1	-	-	-	40	40	-	-
Other major offenses.....	31	2	2	-	-	-	29	29	-	-
Abortion.....	11	2	2	-	-	-	9	9	-	-
Arson.....	10	-	-	-	-	-	10	10	-	-
Bigamy.....	2	-	-	-	-	-	2	2	-	-
Blackmail and extortion.....	1	-	-	-	-	-	1	1	-	-
Escape and jail break.....	6	-	-	-	-	-	6	6	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-
Perjury.....	1	-	-	-	-	-	1	1	-	-
Other offenses:										
Minor assault.....	1	1	1	-	-	-	-	-	-	-
Nonsupport or neglect.....	-	-	-	-	-	-	-	-	-	-
Violating liquor laws.....	-	-	-	-	-	-	-	-	-	-
Driving while intoxicated.....	3	-	-	-	-	-	3	3	-	-
Other motor-vehicle laws.....	11	1	1	-	-	-	10	10	-	-
Disorderly conduct and vagrancy	5	-	-	-	-	-	5	5	-	-
Gambling.....	2	-	-	-	-	-	2	2	-	-
All other offenses.....	8	3	3	-	-	-	5	5	-	-

¹Defendants who were convicted on a plea of nolo contendere are included with pleas of guilty.

JUDICIAL CRIMINAL STATISTICS: RHODE ISLAND, 1939

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	625	100.0	625	100.0	560	100.0	538	100.0
Death penalty.....	-	-	-	-	-	-	-	-
State prisons and reformatories.....	194	31.0	162	25.9	146	26.1	116	21.6
Probation and suspended sentence.....	377	60.3	405	64.8	346	61.8	354	65.8
Local jails, workhouses, etc.....	46	7.4	57	9.1	59	10.5	63	11.7
Fine or costs only.....	8	1.3	1	0.2	3	0.5	5	0.9
Institutions for juveniles.....	-	-	-	-	6	1.1	-	-
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN SUPERIOR COURTS, BY OFFENSE: RHODE ISLAND, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	654	-	197	333	58	16	-	-
Major offenses, total.....	625	-	194	377	43	8	-	-
Murder.....	1	-	1	-	-	-	-	-
Manslaughter.....	5	-	2	3	-	-	-	-
Robbery.....	28	-	19	9	1	-	-	-
Aggravated assault.....	4	-	3	1	-	-	-	-
Burglary.....	308	-	30	199	29	-	-	-
Larceny, except auto theft.....	18	-	5	10	1	2	-	-
Auto theft.....	95	-	29	60	6	-	-	-
Embezzlement and fraud.....	23	-	8	15	5	-	-	-
Stolen property, receiving, etc.....	7	-	1	2	-	1	-	-
Forgery and counterfeiting.....	17	-	1	10	1	5	-	-
Rape.....	25	-	12	13	-	-	-	-
Commercialized vice.....	9	-	1	8	-	-	-	-
Other sex offenses.....	11	-	3	8	1	-	-	-
Violating drug laws.....	4	-	2	1	-	-	-	-
Carrying, etc., weapons.....	40	-	14	26	1	-	-	-
Other major offenses.....	29	-	14	14	1	-	-	-
Abortion.....	9	1	5	4	-	-	-	-
Arson.....	10	-	2	7	1	-	-	-
Bigamy.....	2	-	2	2	-	-	-	-
Blackmail and extortion.....	1	-	1	-	-	-	-	-
Escape and jail break.....	6	-	6	-	-	-	-	-
Kidnaping.....	1	-	-	-	-	-	-	-
Perjury.....	1	-	-	1	-	-	-	-
Other offenses:								
Minor assault.....	-	-	-	-	-	-	-	-
Nonsupport or neglect.....	-	-	-	-	-	-	-	-
Violating liquor laws.....	-	-	-	-	-	-	-	-
Driving while intoxicated.....	8	-	-	1	2	3	-	-
Other motor-vehicle laws.....	10	-	-	2	7	1	-	-
Disorderly conduct and vagrancy.....	5	-	1	2	2	2	-	-
Gambling.....	3	-	2	1	-	-	-	-
All other offenses.....	5	-	1	1	1	2	-	-

JUDICIAL CRIMINAL STATISTICS: SOUTH DAKOTA, 1939

There were 468 defendants charged with major offenses who were disposed of by the circuit courts of South Dakota during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately 7 out of every 8 (84.7 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	468	100.0	392	100.0	526	100.0	512	100.0
Eliminated without conviction....	53	11.3	51	12.0	85	16.2	71	13.9
Dismissed.....	38	8.1	35	8.9	70	13.3	48	9.4
Acquitted by court(jury waived)	-	-	2	0.5	1	0.2	-	-
Acquitted by jury.....	13	2.8	13	3.3	13	2.5	18	3.5
Other non-penalty disposition...	2	0.4	1	0.2	1	0.2	8	1.0
Convicted.....	415	88.7	341	87.0	441	83.8	441	86.1
Plea of guilty.....	374	79.9	308	77.8	406	77.2	419	81.8
Court finds guilty.....	22	4.7	26	6.6	9	1.7	2	0.4
Jury verdict guilty.....	19	4.1	10	2.6	26	4.9	20	3.9

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN CIRCUIT COURTS, BY OFFENSE: SOUTH DAKOTA, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by Jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	743	77	59	-	16	2	671	603	43	25
Major offenses, total.....	468	53	38	-	13	2	415	374	22	19
Murder.....	3	-	-	-	-	3	2	-	1	-
Manslaughter.....	6	2	1	-	1	4	4	-	-	-
Robbery.....	11	-	-	-	-	11	9	-	2	-
Aggravated assault.....	11	5	5	-	-	6	6	-	-	-
Burglary.....	81	10	7	-	3	71	68	2	1	-
Larceny, except auto theft.....	156	9	6	-	2	147	133	7	7	-
Auto theft.....	17	-	-	-	-	17	13	4	-	-
Embezzlement and fraud.....	37	5	5	-	-	32	32	-	-	-
Stolen property, receiving, etc.....	11	-	-	-	-	11	7	3	1	-
Forgery and counterfeiting.....	69	5	4	-	1	64	62	2	-	-
Rape.....	26	7	5	-	2	19	12	1	6	-
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-
Violating drug laws.....	24	5	4	-	-	19	17	2	-	-
Carrying, etc., weapons.....	5	-	-	-	-	5	4	1	-	-
Other major offenses.....	11	5	1	-	4	6	5	-	1	-
Abortion.....	-	-	-	-	-	-	-	-	-	-
Arson.....	3	2	1	-	1	1	1	-	-	-
Bigamy.....	-	-	-	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	4	-	-	-	-	4	4	-	-	-
Kidnaping.....	3	3	-	-	3	-	-	-	-	-
Perjury.....	1	-	-	-	-	1	-	-	1	-
Other offenses:										
Minor assault.....	10	3	3	-	-	7	5	-	2	-
Non-support or neglect.....	15	3	3	-	-	12	10	3	-	-
Violating liquor laws.....	29	1	1	-	-	28	24	3	1	-
Driving while intoxicated.....	104	3	2	-	1	101	96	5	-	-
Other motor-vehicle laws.....	28	6	5	-	1	22	22	-	-	-
Disorderly conduct and vagrancy..	8	2	2	-	-	6	5	1	-	-
Gambling.....	15	-	-	-	-	15	15	-	-	-
All other offenses.....	70	6	5	-	1	64	52	9	3	-

On the basis of the 1930 population, reports cover 97.3 percent of the population of the State in 1936, 99.6 percent in 1937, 76.3 percent in 1938, and (on the basis of the 1940 population) 94.4 percent in 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

Table 4 shows the variety of sentences used

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	415	100.0	341	100.0	441	100.0	441	100.0
Death penalty.....	-	-	-	-	-	-	-	-
State prisons and reformatories..	231	55.7	191	56.0	287	65.3	271	61.5
Probation and suspended sentence.	87	21.0	63	18.5	82	18.6	98	21.5
Local jails, workhouses, etc.....	79	19.0	62	20.2	79	17.9	68	15.0
Fine or costs only.....	7	1.7	-	2.1	16	3.6	7	1.6
Institutions for juveniles.....	11	2.7	6	1.8	7	1.6	2	0.5
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN CIRCUIT COURTS, BY OFFENSE: SOUTH DAKOTA, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Pro- nation and sus- pended sen- tence	Local jails, work- houses, etc.	Fine, or costs only	Insti- tutions for ju- venile delin- quents only	Other sen- tence
All offenses.....	671	-	248	125	183	98	14	3
Major offenses, total.....	415	-	221	87	79	7	11	-
Murder.....	3	-	3	-	-	-	-	-
Manslaughter.....	4	-	4	-	-	-	-	-
Robbery.....	11	-	6	2	1	1	-	-
Aggravated assault.....	6	-	2	2	1	1	-	-
Burglary.....	71	-	40	15	12	1	3	-
Larceny, except auto theft.....	147	-	71	41	31	1	3	-
Auto theft.....	17	-	9	4	2	1	1	-
Embezzlement and fraud.....	32	-	17	5	9	-	1	-
Stolen property, receiving, etc..	11	-	2	6	3	-	-	-
Forgery and counterfeiting.....	64	-	42	9	13	-	-	-
Rape.....	19	-	15	-	4	-	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-
Other sex offenses.....	19	-	13	2	1	2	1	-
Violating drug laws.....	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	5	-	1	1	1	1	1	-
Other major offenses.....	6	-	4	1	-	-	1	-
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	1	-	1	-	-	-	-	-
Bribery.....	-	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	4	-	4	1	-	-	1	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	1	-	1	-	-	-	-	-
Other offenses:								
Minor assault.....	7	-	-	1	5	1	-	-
Nonsupport or neglect.....	12	-	7	9	-	-	-	-
Violating liquor laws.....	23	-	-	1	15	12	-	-
Driving while intoxicated.....	101	-	-	15	52	34	-	-
Other motor-vehicle laws.....	42	-	-	1	13	13	-	-
Disorderly conduct and vagrancy..	6	-	-	-	1	2	2	-
Gambling.....	15	-	-	-	-	15	-	-
All other offenses.....	64	-	12	3	25	14	1	3

JUDICIAL CRIMINAL STATISTICS: UTAH, 1939

There were 415 defendants charged with major offenses who were disposed of by the district courts of Utah during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately 5 out of every 6 (83.4 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	415	100.0	383	100.0	377	100.0	291	100.0
Eliminated without conviction.....	69	16.6	102	26.6	81	21.5	95	32.6
Dismissed.....	36	8.7	41	10.7	47	12.5	61	21.0
Acquitted by court (jury waived)...	7	1.7	14	3.7	1	0.3	-	-
Acquitted by jury.....	23	5.5	45	11.7	31	8.2	28	9.6
Other no-penalty disposition.....	3	0.7	2	0.5	2	0.5	6	2.1
Convicted.....	346	83.4	281	73.4	296	78.5	196	67.4
Plea of guilty.....	257	61.9	208	54.3	221	58.6	139	47.8
Court finds guilty.....	12	2.9	13	3.4	9	2.4	5	1.7
Jury verdict guilty.....	77	18.6	60	15.7	66	17.5	52	17.9

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: UTAH, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	529	101	58	9	31	3	428	314	18	96
Major offenses, total.....	415	69	36	7	23	3	346	257	12	77
Murder.....	8	2	-	-	2	-	6	1	-	5
Manslaughter.....	7	2	-	1	1	-	5	1	-	4
Robbery.....	24	5	-	-	5	-	19	8	-	11
Aggravated assault.....	16	5	1	-	3	1	11	7	1	3
Burglary.....	153	18	14	-	4	-	135	115	3	17
Larceny, except auto theft.....	60	11	5	2	3	1	49	33	3	13
Auto theft.....	23	-	-	-	-	-	23	19	3	1
Embezzlement and fraud.....	8	2	1	-	1	-	6	2	-	4
Stolen property, receiving, etc.....	4	1	-	1	-	-	3	2	-	1
Forgery and counterfeiting.....	47	5	4	-	-	1	42	38	1	3
Rape.....	23	2	-	1	1	-	21	12	-	9
Commercialized vice.....	27	11	7	2	2	-	16	8	1	7
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	7	3	2	-	1	-	4	4	-	-
Other major offenses.....	8	2	2	-	-	-	6	3	-	3
Abortion.....	-	-	-	-	-	-	-	-	-	-
Arson.....	2	1	1	-	-	-	1	-	-	1
Bigamy.....	2	1	1	-	-	-	1	1	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	-	-	-	-	-	-	-	-	-	-
Kidnaping.....	4	-	-	-	-	-	4	2	-	2
Perjury.....	4	-	-	-	-	-	4	2	-	2
Other offenses:										
Minor assault.....	14	2	1	1	-	-	12	9	-	3
Nonsupport or neglect.....	15	7	6	-	1	-	8	5	3	-
Violating liquor laws.....	31	3	3	-	-	-	28	23	-	5
Driving while intoxicated.....	11	5	1	-	4	-	6	4	-	2
Other motor-vehicle laws.....	17	5	2	1	2	-	12	3	3	6
Disorderly conduct and vagrancy.....	3	1	1	-	-	-	2	1	-	1
Gambling.....	2	2	2	-	-	-	-	-	-	-
All other offenses.....	21	7	6	-	1	-	14	12	-	2

On the basis of the 1930 population, reports cover 98.3 percent of the population of the State in 1936 and 100.0 percent in 1937, 1938, and 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, however, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	346	100.0	281	100.0	296	100.0	190	100.0
Death penalty.....	-	-	1	0.4	-	-	-	-
State prisons and reformatories....	156	45.1	151	53.7	168	56.8	118	62.1
Probation and suspended sentence....	159	46.0	104	37.0	86	29.1	36	18.9
Local jails, workhouses, etc.....	23	6.6	21	7.5	33	11.1	27	14.2
Fine or costs only.....	6	1.7	1	0.4	5	1.7	9	4.7
Institutions for juveniles.....	2	0.6	3	1.1	4	1.4	-	-
Other sentences.....	-	-	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: UTAH, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	428	-	161	191	44	30	2	-
Major offenses, total.....	346	-	156	159	23	6	2	-
Murder.....	6	-	6	-	-	-	-	-
Manlaughter.....	5	-	-	1	4	-	-	-
Robbery.....	19	-	10	9	-	-	-	-
Aggravated assault.....	11	-	8	3	-	-	-	-
Burglary.....	135	-	56	69	5	3	2	-
Larceny, except auto theft.....	49	-	19	23	7	-	-	-
Auto theft.....	23	-	10	12	1	-	-	-
Embezzlement and fraud.....	6	-	1	4	1	-	-	-
Stolen property, receiving, etc.....	3	-	-	1	2	-	-	-
Forgery and counterfeiting.....	42	-	21	19	2	-	-	-
Rape.....	21	-	12	6	1	-	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-
Other sex offenses.....	16	-	-	6	-	-	-	-
Violating drug laws.....	4	-	2	2	-	-	-	-
Carrying, etc., weapons.....	6	-	1	4	-	1	-	-
Other major offenses.....	6	-	-	-	-	-	-	-
Abortion.....	-	-	-	-	-	-	-	-
Araon.....	1	-	-	1	-	-	-	-
Bigamy.....	1	-	1	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	-	-	-	-	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	4	-	-	3	-	1	-	-
Other offenses:								
Minor assault.....	12	-	-	3	6	3	-	-
Nonsupport or neglect.....	6	-	-	6	-	-	-	-
Violating liquor laws.....	26	-	-	9	10	9	-	-
Driving while intoxicated.....	6	-	-	1	4	1	-	-
Other motor vehicle laws.....	12	-	-	4	-	6	-	-
Disorderly conduct and vagrancy..	2	-	-	-	1	1	-	-
Gambling.....	-	-	-	-	-	-	-	-
All other offenses.....	14	-	5	7	-	2	-	-

JUDICIAL CRIMINAL STATISTICS: VERMONT, 1939

There were 425 defendants charged with major offenses who were disposed of by the county and municipal courts of Vermont during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 over three-fourths (77.2 percent) of all defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	425	100.0	434	100.0	649	100.0	377	100.0
Eliminated without conviction....	97	22.8	96	22.1	144	22.2	96	25.5
Dismissed.....	79	18.6	86	19.8	117	18.0	76	20.2
Acquitted by court(jury waived)	1	0.2	1	0.2	1	0.2	3	0.8
Acquitted by jury.....	11	2.6	2	0.5	8	1.2	4	1.1
Other no-penalty disposition....	6	1.4	7	1.6	18	2.8	13	3.4
Convicted.....	328	77.2	338	77.9	505	77.8	281	74.5
Plea of guilty.....	311	73.2	317	73.0	486	74.9	256	67.9
Court finds guilty.....	1	0.2	1	0.2	-	-	2	0.5
Jury verdict guilty.....	16	3.8	20	4.6	19	2.9	23	6.1

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN TRIAL COURTS, BY OFFENSE: VERMONT, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dismissed	Acquitted by court by jury (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	3,030	395	357	3	27	8	2,635	2,598	7	30
Major offenses, total.....	425	97	79	1	11	6	328	311	1	16
Murder.....	2	1	-	-	-	1	1	-	-	1
Manslaughter.....	-	-	-	-	-	-	-	-	-	-
Robbery.....	3	-	-	-	-	3	3	-	-	-
Aggravated assault.....	14	-	-	-	-	14	14	-	-	-
Burglary.....	74	7	7	-	-	67	66	-	1	-
Larceny, except auto theft.....	162	43	37	1	4	119	116	-	3	-
Auto theft.....	14	-	-	-	-	14	13	-	1	-
Embezzlement and fraud.....	30	6	6	-	-	24	23	-	1	-
Stolen property, receiving, etc..	5	7	1	-	-	2	2	-	-	-
Forgery and counterfeiting.....	23	8	5	-	2	15	15	-	1	-
Rape.....	19	1	1	-	-	18	18	-	-	-
Other sex offenses.....	53	12	7	-	4	41	37	-	4	-
Violating drug laws.....	9	2	2	-	-	7	6	1	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-	-	-
Other major offenses.....	17	9	8	-	-	8	7	-	1	-
Abortion.....	-	-	-	-	-	-	-	-	-	-
Arson.....	8	4	4	-	-	4	3	-	1	-
Bigamy.....	-	-	-	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	4	1	-	-	-	3	3	-	-	-
Kidnaping.....	3	3	3	-	-	-	-	-	-	-
Perjury.....	2	1	1	-	-	1	1	-	-	-
Other offenses:										
Minor assault.....	53	17	13	-	1	36	36	-	-	-
Nonsupport or neglect.....	43	15	15	-	-	28	28	-	-	-
Violating liquor laws.....	31	8	5	-	1	25	24	-	1	-
Driving while intoxicated.....	145	12	9	-	3	133	126	-	7	-
Other motor-vehicle laws.....	867	64	55	1	8	823	818	2	3	-
Disorderly conduct and vagrancy..	1,320	154	151	1	2	1,166	1,164	1	1	-
Gambling.....	21	2	1	-	1	19	19	-	-	-
All other offenses.....	105	28	26	-	-	77	72	3	2	-

On the basis of the 1930 population, reports cover approximately 65.0 percent of the population of the State in 1936, 90.0 percent in 1937, 56.0 percent in 1938, and 59.5 percent in 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years. Table 4 shows the variety of sentences used for the same general classes of offenses. In interpreting these data it should be remembered that several of these classes of offenses include charges of widely varying degree of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	328	100.0	338	100.0	505	100.0	281	100.0
Death penalty.....	-	-	-	-	-	-	-	-
State prisons and reformatories..	134	40.9	128	37.9	184	36.4	134	47.7
Probation and suspended sentence..	97	29.8	87	25.7	132	26.1	59	21.0
Local jails, workhouses, etc.....	53	16.2	83	24.8	122	24.2	43	15.3
Fine or costs only.....	30	9.1	34	10.1	59	11.7	40	14.2
Institutions for juveniles.....	13	4.0	6	1.8	8	1.6	5	1.8
Other sentences.....	1	0.5	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN TRIAL COURTS, BY OFFENSE: VERMONT, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	2,655	-	165	197	687	1,568	17	1
Major offenses, total.....	328	-	134	97	53	30	13	1
Murder.....	1	-	1	-	-	-	-	-
Manslaughter.....	-	-	-	-	-	-	-	-
Robbery.....	3	-	3	-	-	-	-	-
Aggravated assault.....	14	-	7	7	-	-	-	-
Burglary.....	67	-	40	23	-	-	4	-
Larceny, except auto theft.....	119	-	23	31	38	21	5	1
Auto theft.....	14	-	8	3	2	-	1	-
Embezzlement and fraud.....	24	-	8	8	5	5	-	-
Stolen property, receiving, etc..	2	-	-	1	-	1	-	-
Forgery and counterfeiting.....	16	-	8	5	2	-	1	-
Rape.....	11	-	6	5	-	-	-	-
Commercialized vice.....	1	-	1	-	-	-	-	-
Other sex offenses.....	41	-	20	12	5	2	2	-
Violating drug laws.....	7	-	7	-	-	-	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-
Other major offenses.....	8	-	4	2	1	1	-	-
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	4	-	1	1	1	1	-	-
Bigamy.....	-	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	3	-	3	-	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	1	-	-	1	-	-	-	-
Other offenses:								
Minor assault.....	33	-	-	12	9	15	-	-
Nonsupport or neglect.....	25	-	6	21	1	-	-	-
Violating liquor laws.....	25	-	6	11	-	8	-	-
Driving while intoxicated.....	133	-	2	16	16	99	-	-
Other motor-vehicle laws.....	823	-	4	18	18	781	2	-
Disorderly conduct and vagrancy..	1,166	-	9	14	570	572	1	-
Gambling.....	19	-	-	-	2	17	-	-
All other offenses.....	77	-	4	8	18	46	1	-

JUDICIAL CRIMINAL STATISTICS: WASHINGTON, 1939

There were 1,614 defendants charged with major offenses who were disposed of by the superior courts of Washington during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ante for each of the last 4 years. In 1939 approximately 5 out of every 6 (84.3 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,614	100.0	1,637	100.0	1,579	100.0	1,501	100.0
Eliminated without conviction....	254	15.7	280	17.1	290	18.4	315	21.0
Dismissed.....	177	11.0	200	12.2	219	13.9	199	13.3
Acquitted by court(jury waived)	1	0.1	6	0.4	2	0.1	2	0.1
Acquitted by jury.....	58	3.6	58	3.5	52	3.3	47	3.1
Other no-penalty disposition....	18	1.1	16	1.0	17	1.1	67	4.5
Convicted.....	1,360	84.3	1,357	82.9	1,289	81.6	1,186	79.0
Plea of guilty.....	1,235	76.5	1,206	73.7	1,128	71.4	1,015	67.6
Court finds guilty.....	4	0.2	19	1.2	18	1.1	8	0.5
Jury verdict guilty.....	121	7.5	132	8.1	143	9.1	163	10.9

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN SUPERIOR COURTS, BY OFFENSE: WASHINGTON, 1939

Offense	Total defendants disposed of	Disposed of without conviction					Convicted			
		Total	Dis-missed	Ac-quitted by court (jury waived)	Ac-quitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	1,996	397	289	1	84	23	1,599	1,447	10	142
Major offenses, total.....	1,614	254	177	1	58	18	1,360	1,235	4	121
Murder.....	13	6	2	-	3	1	7	4	-	3
Man-slaughter.....	29	12	5	-	7	-	17	11	-	6
Robbery.....	88	17	12	1	2	2	71	61	-	10
Aggravated assault.....	45	12	5	-	5	2	33	27	-	6
Burglary.....	377	28	17	-	7	4	349	322	1	26
Larceny, except auto theft.....	507	89	67	-	18	6	418	387	2	29
Auto theft.....	124	14	11	-	2	1	110	108	-	4
Embezzlement and fraud.....	10	5	5	-	-	-	5	5	-	-
Stolen property, receiving, etc.....	10	1	1	-	-	-	9	8	-	1
Forgery and counterfeiting.....	161	15	14	-	-	1	146	138	1	7
Rape.....	22	6	5	-	1	-	16	8	-	8
Commercialized vice.....	6	2	1	-	1	-	4	4	-	-
Other sex offenses.....	154	27	18	-	8	1	127	112	-	15
Violating drug laws.....	24	7	7	-	-	-	17	15	-	2
Carrying, etc., weapons.....	10	3	2	-	1	-	7	7	-	-
Other major offenses.....	34	10	5	-	5	-	24	20	-	4
Abortion.....	1	-	-	-	-	-	1	-	-	1
Arson.....	19	7	4	-	3	-	12	12	-	-
Bigamy.....	2	-	-	-	-	-	2	2	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	4	-	-	-	-	-	4	4	-	-
Kidnaping.....	4	-	-	-	-	-	4	1	-	3
Perjury.....	4	3	1	-	2	-	1	1	-	-
Other offenses:										
Minor assault.....	52	18	14	-	3	1	34	31	-	3
Nonsupport or neglect.....	45	21	20	-	1	-	24	21	2	1
Violating liquor laws.....	31	10	7	-	2	1	21	20	1	-
Driving while intoxicated.....	49	14	6	-	7	1	35	26	-	9
Other motor-vehicle laws.....	57	9	6	-	2	1	48	47	-	1
Disorderly conduct and vagrancy..	27	15	15	-	-	-	12	12	-	-
Gambling.....	17	5	5	-	-	-	12	12	-	-
All other offenses.....	104	51	39	-	11	1	53	43	3	7

On the basis of the 1930 population, reports cover 99.5 percent of the population of the State in 1936, 100 percent in 1937, 1938, and 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, however, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	1,360	100.0	1,357	100.0	1,289	100.0	1,170	100.0
Death.....	2	0.1	4	0.3	5	0.4	1	0.1
State prisons and reformatories..	776	57.1	83	6.2	847	65.7	763	65.2
Probation and suspended sentence..	356	26.2	288	21.2	193	15.0	202	17.3
Local jails, workhouses, etc.....	203	14.9	198	14.6	231	17.9	182	15.6
Fine or costs only.....	12	0.9	7	0.5	13	1.0	15	1.3
Institutions for juveniles.....	9	0.7	7	0.5	-	-	7	0.6
Other sentences.....	2	0.1	-	-	-	-	-	-

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN SUPERIOR COURTS, BY OFFENSE: WASHINGTON, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juveniles delinquents only	Other sentence
All offenses.....	1,599	2	789	421	287	86	11	3
Major offenses, total.....	1,360	2	776	356	203	12	9	2
Murder.....	7	1	6	-	-	-	-	-
Manlaughter.....	17	-	6	1	10	-	-	-
Robbery.....	71	-	59	12	-	-	-	-
Aggravated assault.....	33	-	23	5	2	1	-	-
Burglary.....	349	-	227	104	9	-	6	1
Larceny, except auto theft.....	418	-	185	151	128	5	1	-
Auto theft.....	110	-	60	43	5	-	2	-
Embezzlement and fraud.....	5	-	2	1	2	-	-	-
Stolen property, receiving, etc.....	9	-	2	3	4	-	-	-
Forgery and counterfeiting.....	146	-	115	26	5	-	-	-
Rape.....	16	-	16	-	-	-	-	-
Commercialized vice.....	4	-	2	1	-	1	-	-
Other sex offenses.....	127	-	74	19	31	2	-	1
Violating drug laws.....	17	-	10	2	4	-	-	-
Carrying, etc., weapons.....	7	-	2	2	2	3	-	-
Other major offenses.....	24	1	13	5	5	-	-	-
Abortion.....	1	-	-	-	1	-	-	-
Arson.....	12	-	7	4	1	-	-	-
Bigamy.....	2	-	-	-	2	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	4	-	3	-	1	-	-	-
Kidnaping.....	4	1	2	1	-	-	-	-
Perjury.....	1	-	1	-	-	-	-	-
Other offenses:								
Minor assault.....	34	-	-	7	23	4	-	-
Non-support or neglect.....	24	-	-	20	2	2	-	-
Violating liquor laws.....	21	-	1	2	6	10	-	-
Driving while intoxicated.....	35	-	1	4	14	16	-	-
Other motor-vehicle laws.....	48	-	1	8	16	21	2	-
Disorderly conduct and vagrancy..	12	-	-	3	9	-	-	-
Gambling.....	12	-	-	-	-	12	-	-
All other offenses.....	53	-	10	21	12	9	-	1

JUDICIAL CRIMINAL STATISTICS: WISCONSIN, 1939

There were 3,225 defendants charged with major offenses who were disposed of by the trial courts of Wisconsin during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census.

Table 1 shows the disposition of these defend-

ants for each of the last 4 years. In 1939 approximately 5 out of every 6 (84.3 percent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	3,225	100.0	3,430	100.0	3,024	100.0	3,005	100.0
Eliminated without conviction....	506	15.7	472	13.8	476	15.7	670	22.3
Dismissed.....	388	12.0	325	9.8	332	11.0	454	15.1
Acquitted by court(jury waived)	47	1.5	71	2.1	41	1.4	42	1.4
Acquitted by jury.....	27	0.8	34	1.0	39	1.3	41	1.4
Other no-penalty disposition....	44	1.4	32	0.9	64	2.1	133	4.4
Convicted.....	2,719	84.3	2,958	86.2	2,548	84.3	2,335	77.7
Plea of guilty.....	2,373	75.6	2,585	75.4	2,275	75.2	2,049	68.2
Court finds guilty.....	277	8.6	290	8.5	190	6.3	199	6.6
Jury verdict guilty.....	69	2.1	83	2.4	83	2.7	87	2.9

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN TRIAL COURTS, BY OFFENSE: WISCONSIN, 1939

Offense	Total Defendants disposed of	Disposed of without conviction				Convicted				
		Total	Dismissed	Acquitted by court (jury waived)	Acquitted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury verdict guilty
All offenses.....	23,301	13,277	1,080	121	47	12,029	10,024	9,112	815	97
Major offenses, total.....	3,225	506	388	47	27	44	2,719	2,373	277	69
Murder.....	12	1	-	-	-	1	11	7	-	4
Manslaughter.....	32	4	1	1	2	-	28	21	3	4
Robbery.....	97	6	2	1	3	-	81	67	11	3
Aggravated assault.....	134	33	21	6	2	4	101	71	22	8
Burglary.....	529	43	37	5	1	-	486	446	33	7
Larceny, except auto theft.....	810	84	69	10	3	2	726	620	95	11
Auto theft.....	229	30	20	5	3	2	199	183	15	1
Embezzlement and fraud.....	366	139	119	5	2	13	227	197	26	4
Stolen property, receiving, etc..	52	13	12	1	-	-	39	34	2	3
Forgery and counterfeiting.....	258	17	14	-	1	2	241	233	7	1
Rape.....	186	29	16	4	5	4	157	135	12	10
Commercialized vice.....	43	11	10	-	1	-	32	32	-	-
Other sex offenses.....	393	73	53	7	2	11	320	262	50	8
Violating drug laws.....	3	1	-	-	-	1	2	2	-	-
Carrying, etc., weapons.....	16	2	1	1	-	-	14	14	-	-
Other major offenses.....	76	20	13	1	2	4	55	49	1	5
Abortion.....	4	1	1	-	-	-	3	2	-	-
Arson.....	29	7	2	1	4	2	22	3	19	3
Bigamy.....	3	1	1	-	-	-	2	-	-	-
Blackmail and extortion.....	4	-	-	-	-	-	4	4	-	-
Escape and jail break.....	9	2	2	-	-	-	7	7	-	-
Kidnaping.....	1	1	1	-	-	-	-	-	-	-
Perjury.....	25	8	6	1	1	-	17	15	1	1
Other offenses:	.	.	.	.	.	.	.	.	.	.
Minor assault.....	265	98	84	7	4	3	167	120	47	-
Nonsupport or neglect.....	409	140	92	22	2	24	269	225	41	3
Violating liquor laws.....	133	36	35	1	-	-	102	79	18	5
Driving while intoxicated.....	826	51	10	8	-	33	785	674	108	3
Other motor-vehicle laws.....	13,969	11,967	186	12	1	11688	2,092	1,370	120	2
Disorderly conduct and vagrancy..	3,578	373	133	7	1	232	3,205	3,097	108	-
Gambling.....	89	8	8	-	-	-	81	69	11	1
All other offenses.....	802	198	144	17	12	25	604	505	85	14

¹Increase due to bail forfeitures reported by Dane County Superior Court.

On the basis of the 1930 population, reports cover 99.2 percent of the population of the State in 1936, 99.7 percent in 1937, 95.0 percent in 1938, and (on the basis of the 1940 preliminary population) 93.0 percent in 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	2,719	100.0	2,958	100.0	2,548	100.0	2,330	100.0
Death penalty.....	-	-	-	-	-	-	-	-
State prisons and reformatories..	830	30.5	899	30.4	730	28.6	717	30.8
Probation and suspended sentence.	1,154	42.4	1,158	39.1	1,053	41.3	855	36.7
Local jails, workhouses, etc.....	431	15.9	561	19.0	500	19.6	498	20.9
Fine or costs only.....	234	9.7	315	10.6	235	9.2	252	10.8
Institutions for juveniles.....	36	1.3	25	0.8	30	1.2	13	0.6
Other sentences.....	4	0.1	-	-	-	-	5	0.2

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN TRIAL COURTS, BY OFFENSE: WISCONSIN, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons and reformatories	Probation and suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	10,024	-	936	3,407	1,423	4,047	37	174
Major offenses, total.....	2,719	-	830	1,154	431	264	36	4
Murder.....	11	-	11	-	-	-	-	-
Manslaughter.....	23	-	15	6	2	5	-	-
Robbery.....	81	-	59	15	5	-	2	-
Aggravated assault.....	101	-	44	21	22	13	1	-
Burglary.....	486	-	200	238	40	2	6	-
Larceny, except auto theft.....	726	-	127	316	181	88	12	2
Auto theft.....	199	-	54	100	27	11	7	-
Embezzlement and fraud.....	227	-	38	114	45	28	-	2
Stolen property, receiving, etc.	39	-	7	14	8	10	-	-
Forgery and counterfeiting.....	241	-	94	116	24	7	-	-
Rape.....	157	-	59	75	9	14	-	-
Commercialized vice.....	32	-	4	-	3	19	-	-
Other sex offenses.....	320	-	103	96	57	57	7	-
Violating drug laws.....	2	-	-	-	1	1	-	-
Carrying, etc., weapons.....	14	-	1	6	2	4	1	-
Other major offenses.....	55	-	14	31	5	5	-	-
Abortion.....	3	-	1	-	-	-	-	-
Arson.....	22	-	11	10	1	-	-	-
Bigamy.....	2	-	-	1	1	-	-	-
Blackmail and extortion.....	4	-	1	1	1	2	-	-
Escape and jail break.....	7	-	-	5	1	1	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	17	-	2	13	-	2	-	-
Other offenses:								
Minor assault.....	167	-	3	55	35	74	-	-
Nonsupport or neglect.....	269	-	30	194	42	3	-	-
Violating liquor laws.....	102	-	1	14	5	82	-	-
Driving while intoxicated.....	785	-	-	19	43	611	-	112
Other motor-vehicle laws.....	2,092	-	9	303	72	1,659	-	49
Disorderly conduct and vagrancy..	3,205	-	16	1,572	704	911	-	2
Gambling.....	81	-	-	-	-	81	-	-
All other offenses.....	604	-	47	96	91	362	1	7

JUDICIAL CRIMINAL STATISTICS: WYOMING, 1939

There were 385 defendants charged with major offenses who were disposed of by the district courts of Wyoming during the calendar year 1939, according to data reported by the clerks of court to the Bureau of the Census. Table 1 shows the disposition of these defendants for each of the last 4 years.

In 1939 approximately 5 out of every 6 (83.4 per cent) defendants disposed of were convicted.

Table 2 presents detailed figures of all dispositions in 1939, showing the method of disposition of all defendants, by offense groups.

TABLE 1.—DISPOSITION OF DEFENDANTS CHARGED WITH MAJOR OFFENSES

Disposition	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	385	100.0	317	100.0	328	100.0	273	100.0
Eliminated without conviction.....	64	16.6	70	22.1	82	18.9	71	26.0
Dismissed.....	54	14.0	53	16.7	51	15.5	49	17.9
Acquitted by court (jury waived)..	-	-	5	1.6	-	-	1	0.4
Acquitted by jury.....	9	2.3	11	3.5	10	3.0	6	2.2
Other no-penalty disposition.....	1	0.3	1	0.3	1	0.3	15	5.5
Convicted.....	321	83.4	247	77.9	266	81.1	202	74.0
Plea of guilty.....	311	80.8	233	73.5	241	73.5	187	68.5
Court finds guilty.....	-	-	8	2.5	11	3.4	3	1.1
Jury verdict guilty.....	10	2.6	6	1.9	14	4.3	12	4.4

TABLE 2.—DISPOSITION OF DEFENDANTS IN CRIMINAL CASES IN DISTRICT COURTS, BY OFFENSE: WYOMING, 1939

Offense	Total defendants disposed of	Disposed of without conviction				Convicted				
		Total	Dis-missed	Acquit- ted by court (jury waived)	Acquit- ted by jury	Other	Total	Plea guilty	Court finds guilty (jury waived)	Jury ver- dict guilty
All offenses.....	597	139	125	3	9	2	458	425	21	12
Major offenses, total.....	385	64	54	-	9	1	321	311	-	10
Murder.....	4	3	1	-	2	-	1	-	-	1
Menslaughter.....	7	3	2	-	1	-	4	2	-	3
Robbery.....	17	1	1	-	-	-	16	13	-	1
Aggravated assault.....	17	4	4	-	-	-	13	12	-	1
Burglary.....	98	7	7	-	-	-	91	89	-	2
Larceny, except auto theft.....	92	15	12	-	2	1	77	76	-	1
Auto theft.....	29	3	3	-	-	-	26	26	-	-
Embezzlement and fraud.....	22	6	5	-	1	-	16	16	-	-
Stolen property, receiving, etc.	9	4	3	-	1	-	5	5	-	-
Forgery and counterfeiting.....	70	9	9	-	-	-	61	61	-	-
Rape.....	17	8	6	-	2	-	9	9	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-
Other sex offenses.....	1	-	-	-	-	-	1	1	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-	-	-
Other major offenses.....	2	1	1	-	-	-	1	1	-	-
Abortion.....	-	-	-	-	-	-	-	-	-	-
Arson.....	1	1	1	-	-	-	-	-	-	-
Bigamy.....	-	-	-	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	1	-	-	-	-	-	1	1	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-
Perjury.....	-	-	-	-	-	-	-	-	-	-
Other offenses:										
Minor assault.....	14	3	3	-	-	-	11	7	3	1
Nonsupport or neglect.....	15	7	7	-	-	-	8	8	-	-
Violating liquor laws.....	-	-	-	-	-	-	-	-	-	-
Driving while intoxicated.....	51	20	20	-	-	-	31	29	1	1
Other motor-vehicle laws.....	21	7	6	-	-	1	14	14	-	-
Disorderly conduct and vagrancy.	7	-	-	-	-	-	7	7	-	-
Gambling.....	5	2	2	-	-	-	3	3	-	-
All other offenses.....	99	36	33	3	-	-	63	46	17	-

On the basis of the 1930 population, the reports cover 92.5 percent in 1936, 96.4 percent in 1937, 93.9 percent in 1938, and 100.0 percent in 1939.

Table 3 shows the type of sentence imposed on those convicted of major offenses during each of the last 4 years.

Table 4 shows the variety of sentences used

for the same general classes of offenses. In interpreting these data, it should be remembered that several of these classes of offenses include charges of widely varying degrees of seriousness.

TABLE 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES

Type of sentence	1939		1938		1937		1936	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants sentenced.....	321	100.0	247	100.0	266	100.0	202	100.0
Death penalty.....	-	-	1	0.4	-	-	1	0.5
State prisons and reformatories.....	196	61.1	155	62.8	161	68.0	144	71.3
Probation or suspended sentence.....	89	27.7	41	16.6	46	17.3	28	13.9
Local jails, workhouses, etc.....	10	3.1	13	5.3	25	9.4	18	8.9
Fine or costs only.....	6	1.9	6	2.4	14	5.3	10	5.0
Institutions for juveniles.....	20	6.2	31	12.6	-	-	-	-
Other sentences.....	-	-	-	-	-	-	1	0.5

TABLE 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED IN DISTRICT COURTS, BY OFFENSE: WYOMING, 1939

Offense	Total number of defendants sentenced	Death penalty	State prisons or reformatories	Probation or suspended sentence	Local jails, workhouses, etc.	Fine or costs only	Institutions for juvenile delinquents only	Other sentence
All offenses.....	458	-	212	142	33	42	29	-
Major offenses, total.....	321	-	196	89	10	6	20	-
Murder.....	1	-	1	-	-	-	-	-
Manslaughter.....	4	-	4	-	-	-	-	-
Robbery.....	16	-	11	4	1	-	-	-
Aggravated assault.....	13	-	9	3	1	-	-	-
Burglary.....	91	-	42	39	2	-	8	-
Larceny, except auto theft.....	77	-	47	21	3	3	3	-
Auto theft.....	26	-	12	8	-	-	6	-
Embezzlement and fraud.....	18	-	11	3	-	2	-	-
Stolen property, receiving, etc.	5	-	4	-	1	-	-	-
Forgery and counterfeiting.....	61	-	50	6	2	1	2	-
Rape.....	9	-	4	4	-	-	1	-
Commercialized vice.....	-	-	-	-	-	-	-	-
Other sex offenses.....	1	-	1	-	-	-	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-
Other major offenses.....	1	-	-	1	-	-	-	-
Abortion.....	-	-	-	-	-	-	-	-
Arson.....	-	-	-	-	-	-	-	-
Bigamy.....	-	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-
Escape and jail break.....	1	-	-	1	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-
Perjury.....	-	-	-	-	-	-	-	-
Other offenses:								
Minor assault.....	11	-	-	2	2	7	-	-
Nonsupport or neglect.....	8	-	1	6	1	-	-	-
Violating liquor laws.....	-	-	-	-	-	-	-	-
Driving while intoxicated.....	31	-	-	15	14	2	-	-
Other motor-vehicle laws.....	14	-	1	3	1	7	2	-
Disorderly conduct and vagrancy.....	7	-	-	1	1	5	-	-
Gambling.....	3	-	-	-	-	3	-	-
All other offenses.....	63	-	14	26	4	12	7	-

