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UNITED STATES DEPARTMENT OF COMMERCE

JESSE H. JONES, *Secretary*

BUREAU OF THE CENSUS

J. C. CAPT, *Director*

JUDICIAL CRIMINAL STATISTICS

1942



WASHINGTON: 1944

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L. C. Capt. Director



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WASHINGTON: 1944

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STATE TABLES

California Colorado Connecticut District of Columbia Idaho Iowa Kansas Massachusetts Minnesota	Montana New Hampshire New Jersey New Mexico New York North Dakota Ohio Oregon	Pennsylvania Rhode Island South Dakota Utah Vermont Washington Wisconsin Wyoming
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JUDICIAL CRIMINAL STATISTICS: 1942

SUMMARY

INTRODUCTION

The 1942 statistics show substantially the same facts in regard to the disposition and sentence of criminal offenders in courts of general jurisdiction as were found in the analysis of the data for the past seven years. The 1942 report is presented chiefly as a brief summary of the statistical data collected from the cooperating 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 a 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 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 1938 to 1942.

The statistics indicate that 75 percent of all defendants prosecuted for major offenses in the courts of general jurisdiction during 1942 were convicted. Seven-tenths of those disposed of without conviction were eliminated by dismissal of the charges against them. Pleas of guilty accounted for 82 percent of all convictions. Of the defendants convicted and sentenced, 37 percent received sentences to State prisons or reformatories, and about one-third were given probation or a suspended sentence.

SCOPE OF THE REPORT

Twenty-five States, including the District of Columbia, cooperated with the Bureau of the Census in furnishing reports on defendants in criminal cases disposed of during the year 1942 in courts having original felony jurisdiction. This is the eleventh 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, 27 for 1938, 25 for 1939, 27 for 1940, and 25 for 1941.

LIMITATIONS OF THE 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. In 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.

Although most offenders convicted of felony charges are disposed of by courts of general jurisdiction, not by any means all felony charges come before these courts. Many offenders arrested on felony charges 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 which 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 they give an adequate picture of the administration of criminal justice.

There are wide differences from State to State both in the organization of the general trial courts and in the particular jurisdiction possessed by them. While most States have one court of general jurisdiction in each county, in some States special jurisdiction to dispose of felony offenses has been given to local 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. In addition, however, the municipal courts of that State have been granted power to dispose of felony cases when 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 county and municipal courts in Vermont to obtain adequate coverage of the felony convictions in that State.

There may be a great deal of variation in the extent of jurisdiction possessed by the general trial courts even within a single State. Their

misdemeanor jurisdiction is essentially residual; that is, they may dispose of all types of cases not within the exclusive jurisdiction of a lower court. In metropolitan counties the lower courts handle the bulk of lesser offenses and felony cases only are tried in the general court. In rural counties, however, nearly all cases, felony and misdemeanor, come before the general trial court. There are, therefore, some very real difficulties in a comparative analysis of these statistics. For this reason, summary reports are limited to the major offense categories. It is thought that this method eliminates a great deal of variability in the statistics that would otherwise result from the widely differing jurisdiction of the reporting courts. No refinements of selection, however, will make up for the fact that these statistics do not embody the results of the early stages in the prosecution of felony cases.

METHODS OF COLLECTION

Tally-sheet method.—For most States, 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. This 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 for which convicted and sentence imposed. The 1942 data were collected by this tally-sheet method in 20 of the 25 States. In Pennsylvania a summary tally sheet was prepared from reports of the clerks and submitted to the Bureau by the Department of Welfare. Reports were received from Massachusetts and New York on the basis of the reporting forms used by the Departments of Correction in those States. Reports for the District of Columbia were prepared by the Administrative Office of the United States Courts.

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 provided. General instructions are intended to apply to many jurisdictions; most clerks of court are exceedingly busy officials usually without sufficient clerical assistance, and they are asked to make these reports voluntarily without compensation or other assistance. For these reasons, 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 is quite difficult. Inasmuch as clerks may have different ideas on the proper classification of offenders, there is undoubtedly a 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. Further, if errors have been made in the preparation of the report, there is no way to check or eliminate them except to repeat the entire process of compilation.

Case-card method.—In two of the States--Ohio and Minnesota--judicial criminal statistics are collected on the basis of individual-case reports. 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 collecting, editing, and clarifying of recorded data is done by a central statistical agency of the State, thus insuring uniform interpretation of the data reported. The cards are forwarded annually to the Bureau of the Census where they are coded and tabulated.

This method is far more flexible than the tally-sheet method because it makes possible a more intensive analysis of the data collected and can quite easily be adapted to the particular record-keeping routines used by different clerks of court.

ANALYSIS OF 1942 DATA

General.—The 1942 report consists principally of summaries for each of the 25 cooperating States. For 24 States it was possible to present a 5-year comparison showing, by major offenses, the number of defendants charged and convicted, together with the rate per 100,000 of the population. For all 25 States the procedural outcome and type of sentence imposed are shown in 5-year comparison tables. 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.

Disposition and sentence, by States.—Table 1 shows, by States, the number and proportion of defendants charged with major offenses who were disposed of without conviction, and the number and proportion convicted. The proportion of defendants disposed of without conviction ranged from 37.8 in Vermont to 2.6 in Rhode Island and conversely the proportion convicted ranged from 97.4 in Rhode Island to 62.2 in Vermont.

Table 1.—PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES, BY STATES: 1942

STATE	Defendants disposed of	DISPOSED OF WITHOUT CONVICTION		CONVICTED AND SENTENCED		STATE	Defendants disposed of	DISPOSED OF WITHOUT CONVICTION		CONVICTED AND SENTENCED	
		Number	Per cent	Number	Per cent			Number	Per cent	Number	Per cent
Total, 25 States.	57,641	14,295	24.8	43,346	75.2	New Mexico.....	641	206	32.1	435	67.9
California.....	6,530	1,494	22.9	5,036	77.1	New York.....	8,779	2,152	24.5	6,627	75.5
Colorado.....	1,145	263	23.0	882	77.0	North Dakota.....	364	44	12.1	370	87.9
Connecticut.....	860	96	11.2	764	88.8	Ohio.....	4,079	885	21.7	3,191	78.3
District of Columbia...	1,564	377	24.1	1,187	75.9	Oregon.....	578	75	13.0	503	87.0
Idaho.....	311	92	29.6	219	70.4	Pennsylvania.....	14,309	4,414	30.8	9,895	69.2
Iowa.....	1,486	366	24.6	1,120	75.4	Rhode Island.....	468	12	2.6	456	97.4
Kansas.....	1,055	319	30.2	736	69.8	South Dakota.....	287	51	17.8	236	82.2
Massachusetts.....	2,825	579	20.5	2,246	79.5	Utah.....	362	108	29.8	254	70.2
Minnesota.....	1,385	219	15.8	1,166	84.2	Vermont.....	410	155	37.8	255	62.2
Montana.....	376	87	23.1	289	76.9	Washington.....	1,187	291	24.5	896	75.5
New Hampshire.....	335	69	20.6	266	79.4	Wisconsin.....	2,247	421	18.7	1,826	81.3
New Jersey.....	5,872	1,473	25.1	4,399	74.9	Wyoming.....	186	47	25.3	139	74.7

¹ Statistics are for the year July 1, 1942, through June 30, 1943.

Table 2 shows the number and proportion of defendants disposed of without conviction for each of the three types of disposition, 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 accounted for the great majority of defendants eliminated, ranging from 96.1 percent in Vermont to 53.2

percent in Pennsylvania.

It will be noted that in several States there were no acquittals by court after waiver of jury trial. In most of these States there is no legal provision for waiver of jury trial in a felony case. The proportion of defendants disposed of who were acquitted by jury ranged from 36.7 percent in Pennsylvania to 3.9 percent in Vermont.

Table 2.—DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES WITHOUT CONVICTION, BY METHOD OF DISPOSITION, BY STATES: 1942

[Percent not shown where base is less than 50]

STATE	Defendants disposed of without conviction	DISMISSED AND OTHER NO-PENALTY		ACQUITTED--			
		Number	Percent	By court ¹		By jury	
				Number	Percent	Number	Percent
Total, 25 States.....	14,295	10,100	70.7	1,210	8.5	2,985	20.9
California.....	1,494	1,058	70.8	260	17.4	176	11.8
Colorado.....	263	189	71.9	-	-	74	28.1
Connecticut.....	96	79	82.3	13	18.5	4	4.2
District of Columbia.....	377	242	64.2	1	0.3	134	35.5
Idaho.....	92	77	83.7	2	2.2	13	14.1
Iowa.....	366	335	91.5	5	1.4	26	7.1
Kansas.....	319	278	87.1	3	0.9	38	11.9
Massachusetts.....	579	367	63.4	67	11.6	145	25.0
Minnesota.....	219	172	78.5	1	0.5	46	21.0
Montana.....	87	70	80.5	4	4.6	13	14.9
New Hampshire.....	69	62	89.9	2	2.9	5	7.2
New Jersey.....	1,473	1,006	68.3	307	20.8	160	10.9
New Mexico.....	206	166	80.6	1	0.5	39	18.9
New York.....	2,152	1,906	88.6	-	-	246	11.4
North Dakota.....	44	35	-	4	-	5	-
Ohio.....	885	707	79.9	75	8.5	103	11.6
Oregon.....	75	55	73.3	4	5.3	16	21.3
Pennsylvania.....	4,414	2,349	53.2	446	10.1	1,619	36.7
Rhode Island.....	12	6	-	-	-	6	-
South Dakota.....	51	38	74.5	1	2.0	12	23.5
Utah.....	108	80	74.1	1	0.9	27	25.0
Vermont.....	155	149	96.1	-	-	6	3.9
Washington.....	291	247	84.9	2	0.7	42	14.4
Wisconsin.....	421	385	91.4	11	2.6	25	5.9
Wyoming.....	47	42	-	-	-	5	-

¹ Jury waived.

² Statistics are for the year July 1, 1942, through June 30, 1943.

Table 3 shows the number and proportion of convictions for each of the three types of conviction: (1) Pleas of guilty, (2) convictions by court after waiver of jury trial, and (3) jury verdicts of guilty. A plea of guilty was the most frequent method of reaching a conviction. The proportion of convictions resulting

from pleas of guilty ranged from 98.5 percent in Rhode Island to 67.3 in Utah. (Data by method of conviction were not available for New York State.) Jury verdicts of guilty accounted for 29.9 percent of all convictions in Utah and 1.1 percent in Rhode Island.

Table 3.—DEFENDANTS CONVICTED OF MAJOR OFFENSES, BY METHOD OF CONVICTION, BY STATES: 1942

STATE	Defendants convicted and sentenced	PLEADED GUILTY		FOUND GUILTY--			
		Number	Percent	By court ¹		By jury	
				Number	Percent	Number	Percent
Total, 25 States.....	36,719	30,203	82.3	2,819	7.7	3,697	10.1
California.....	5,036	4,188	83.2	469	9.3	379	7.5
Colorado.....	882	749	84.9	13	1.5	120	13.6
Connecticut ²	764	680	89.0	69	9.0	15	2.0
District of Columbia.....	1,187	905	76.2	-	-	282	23.8
Idaho.....	219	195	89.0	5	2.3	19	8.7
Iowa.....	1,120	1,076	96.1	16	1.4	28	2.5
Kansas.....	736	633	86.0	26	3.5	77	10.5
Massachusetts.....	2,246	1,908	85.0	143	6.4	195	8.7
Minnesota.....	1,166	1,089	93.4	5	0.4	72	6.2
Montana.....	289	258	89.3	8	2.8	23	8.0
New Hampshire.....	266	261	98.1	-	-	5	1.9
New Jersey.....	4,399	3,560	80.9	642	14.6	197	4.5
New Mexico.....	435	374	86.0	14	3.2	47	10.8
New York ³	-	-	-	-	-	-	-
North Dakota.....	320	306	95.6	2	0.6	12	3.8
Ohio.....	3,194	2,736	85.7	194	6.1	264	8.3
Oregon.....	503	467	92.8	6	1.2	30	6.0
Pennsylvania.....	9,895	7,275	73.5	913	9.2	1,707	17.3
Rhode Island.....	456	449	98.5	-	-	7	1.5
South Dakota.....	236	216	91.5	5	2.1	15	6.4
Utah.....	254	171	67.3	7	2.8	76	29.9
Vermont.....	255	211	82.7	30	11.8	14	5.5
Washington.....	896	824	92.0	2	0.2	70	7.8
Wisconsin.....	1,826	1,538	84.2	248	13.6	40	2.2
Wyoming.....	139	134	96.4	2	1.4	5	3.6

¹ Jury waived.

² Statistics are for the year July 1, 1942, through June 30, 1943.

³ Data not available.

Table 4 shows, for each of the 25 States, the number and percent of those convicted and sentenced, by type of sentence imposed. In Kansas, 77.3 percent of the defendants sentenced for major offenses received a prison sentence, whereas, at the other end of the scale, the figures for Pennsylvania show only 17.1 percent of those convicted as sentenced to prison or death. This low figure reflects the fact that a considerable proportion of the defendants sentenced to confinement in Pennsylvania are sentenced to local jails or workhouses. Probation was used most

extensively in Rhode Island, where 76.3 percent were reported as being placed on probation or given a suspended sentence. Rhode Island law permits defendants to waive indictment by the grand jury and plead nolo contendere. Such defendants very frequently receive a deferred sentence. Probation was used next most extensively in New Hampshire where 49.6 percent of the convicted defendants received this treatment. Kansas reported the least use of this type of sentence, with 11.4 percent.

Table 4.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES, BY STATES: 1942

STATE	Defendants convicted and sentenced	PRISON OR REFORMATORY		PROBATION OR SUSPENDED SENTENCE		LOCAL JAIL OR WORKHOUSE		OTHER SENTENCE	
		Number	Percent	Number	Percent	Number	Percent	Number	Percent
Total, 25 States.....	43,346	16,046	37.0	14,125	32.6	9,888	22.8	3,287	7.6
California.....	5,036	1,488	29.5	1,620	32.2	1,614	32.0	314	6.2
Colorado.....	882	580	65.8	213	24.1	61	6.9	28	3.2
Connecticut ²	764	260	34.0	207	27.1	271	35.5	26	3.4
District of Columbia.....	1,187	697	58.7	292	24.6	193	16.3	5	0.4
Idaho.....	219	135	61.6	48	21.9	30	13.7	6	2.7
Iowa.....	1,120	487	43.5	193	17.2	368	32.9	72	6.4
Kansas.....	736	569	77.3	84	11.4	74	10.1	9	1.2
Massachusetts.....	2,246	³ 1,190	53.0	657	29.3	-	-	399	17.8
Minnesota.....	1,166	518	44.4	496	42.5	122	10.5	30	2.6
Montana.....	289	217	75.1	46	15.9	4	1.4	22	7.6
New Hampshire.....	266	69	25.9	132	49.6	52	19.5	13	4.9
New Jersey.....	4,399	1,505	34.2	1,672	38.0	809	18.4	413	9.4
New Mexico.....	435	236	54.3	131	30.1	26	6.0	42	9.7
New York.....	6,627	2,368	41.8	2,368	35.7	1,544	21.9	38	0.6
North Dakota.....	320	169	52.8	50	15.6	79	18.4	42	13.1
Ohio.....	3,194	1,456	45.6	1,443	45.2	225	7.0	70	2.2
Oregon.....	503	259	51.5	187	37.2	40	8.0	17	3.4
Pennsylvania.....	9,895	1,691	17.1	2,734	27.6	4,046	40.9	1,424	14.4
Rhode Island.....	456	85	18.6	348	76.3	19	4.2	4	0.9
South Dakota.....	236	151	64.0	44	18.6	37	15.7	4	1.7
Utah.....	254	134	52.8	85	33.5	18	7.1	17	6.7
Vermont.....	255	98	38.4	77	30.2	35	13.7	45	17.6
Washington.....	896	495	55.2	239	26.7	142	15.8	20	2.2
Wisconsin.....	1,826	700	38.3	726	39.8	181	9.9	219	12.0
Wyoming.....	139	89	64.0	34	24.5	8	5.8	8	5.8

¹ Includes 46 death sentences.

² Statistics are for the year July 1, 1942, through June 30, 1943.

³ Includes defendants sentenced to local jail or workhouse, or to an institution for juvenile delinquents only.

Disposition and sentence, by offense.—In interpreting the data presented in tables 5 to 8, which show 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 consequently, the figures shown on these tables reflect, in large part, the practices followed in these States in regard to both disposition and sentence. Five States—Pennsylvania, New York, California, New Jersey, and Ohio—account for about 69 percent of the cases covered, while the other 20 States account for the remainder.

Table 5 shows the number of defendants disposed of in the 25 States and those disposed of without conviction as well as those convicted in each offense group. Burglary, auto theft, violating drug laws, and forgery and counterfeiting show in that order the highest proportions of convictions, while manslaughter and aggravated assault show the lowest proportions.

Table 5.—PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES, BY OFFENSE: 1942

OFFENSE	Defendants disposed of	DISPOSED OF WITHOUT CONVICTION		CONVICTED AND SENTENCED	
		Number	Percent	Number	Percent
Total.....	57,641	14,295	24.8	43,346	75.2
Murder.....	805	260	32.3	545	67.7
Manslaughter.....	1,275	561	44.0	714	56.0
Robbery.....	3,984	969	24.3	3,015	75.7
Aggravated assault.....	5,426	2,053	37.8	3,373	62.2
Burglary.....	9,969	1,608	16.1	8,361	83.9
Larceny, except auto theft ¹	11,573	2,516	21.7	9,057	78.3
Auto theft.....	4,549	754	16.6	3,795	83.4
Embezzlement and fraud....	2,932	1,054	35.9	1,878	64.1
Stolen property, receiving, etc.....	1,537	501	32.6	1,036	67.4
Forgery and counterfeiting	3,562	727	20.4	2,835	79.6
Rape.....	2,567	882	34.4	1,685	65.6
Commercialized vice.....	882	219	24.8	663	75.2
Other sex offenses.....	4,801	1,159	24.1	3,642	75.9
Violating drug laws.....	522	99	19.0	423	81.0
Carrying, etc., weapons....	1,490	855	57.4	635	42.6
Other major offenses.....	1,767	578	32.7	1,189	67.3

¹ Includes embezzlement and fraud in Massachusetts.

Table 6 shows, by offense, the number and percent of defendants disposed of without conviction in the 25 States for each of the three types of non-conviction disposition. Defendants charged with forgery and counterfeiting show the highest proportion of dispositions by dismissal and lowest proportion of acquittals by jury. Defendants charged with murder show the lowest proportion of dispositions by dismissal and the highest proportion of acquittals by jury.

Table 7 shows, for each offense group, the number and percent of defendants convicted and sentenced in 24 States, by method of conviction. Forgery, auto theft, and burglary are the offense groups showing the highest proportion of convictions by plea of guilty; and murder, aggravated assault, and manslaughter are those showing the lowest. Murder and manslaughter, however, show the highest proportions of convictions by jury verdict.

Table 6.—DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES WITHOUT CONVICTION, BY METHOD OF DISPOSITION, BY OFFENSE: 1942

OFFENSE	Defendants disposed of without conviction	DISMISSED AND OTHER NC-PENALTY		ACQUITTED--			
		Number	Percent	By court ¹		By jury	
				Number	Percent	Number	Percent
Total.....	14,295	10,100	70.7	1,210	8.5	2,985	20.9
Murder.....	260	116	44.6	12	4.6	132	50.8
Manslaughter.....	561	291	51.9	44	7.8	226	40.3
Robbery.....	969	601	62.0	88	9.1	280	28.9
Aggravated assault.....	2,053	1,207	58.8	257	12.5	589	28.7
Burglary.....	1,608	1,264	78.6	80	5.0	264	16.4
Larceny, except auto theft ²	2,516	1,974	78.5	193	7.7	349	13.9
Auto theft.....	754	594	78.8	55	7.3	105	13.9
Embezzlement and fraud.....	1,054	824	78.2	71	6.7	159	15.1
Stolen property, receiving, etc.	501	290	57.9	69	13.8	142	28.3
Forgery and counterfeiting.....	727	660	90.8	25	3.4	42	5.8
Rape.....	882	584	66.2	66	7.5	232	26.3
Commercialized vice.....	219	145	66.2	26	11.9	48	21.9
Other sex offenses.....	1,159	810	69.9	127	11.0	222	19.2
Violating drug laws.....	99	76	76.8	15	15.2	8	8.1
Carrying, etc., weapons.....	355	219	61.7	57	16.1	79	22.3
Other major offenses.....	578	445	77.0	25	4.3	108	18.7

¹ Jury waived.

² Includes embezzlement and fraud in Massachusetts.

Table 7.—DEFENDANTS CONVICTED OF MAJOR OFFENSES, BY METHOD OF CONVICTION, BY OFFENSE: 1942

OFFENSE	Defendants convicted and sentenced	PLEADED GUILTY		FOUND GUILTY--			
		Number	Percent	By court ¹		By jury	
				Number	Percent	Number	Percent
Total.....	236,719	30,203	82.3	2,819	7.7	3,697	10.1
Murder.....	457	223	48.6	46	10.1	189	41.4
Manslaughter.....	597	398	66.7	43	7.2	156	26.1
Robbery.....	2,428	1,716	70.7	183	7.5	529	21.8
Aggravated assault.....	2,751	1,777	64.6	397	14.4	577	21.0
Burglary.....	7,227	6,396	88.5	375	5.2	456	6.3
Larceny, except auto theft ³	6,795	5,955	87.6	484	7.1	356	5.2
Auto theft.....	3,185	2,864	89.9	159	5.0	162	5.1
Embezzlement and fraud.....	1,877	1,645	87.6	114	6.1	118	6.3
Stolen property, receiving, etc.	953	723	75.9	81	8.5	149	15.6
Forgery and counterfeiting.....	2,683	2,546	94.9	83	3.1	54	2.0
Rape.....	1,485	1,079	72.7	131	8.8	275	18.5
Commercialized vice.....	645	463	71.8	79	12.2	103	16.0
Other sex offenses.....	3,405	2,660	78.1	375	11.0	370	10.9
Violating drug laws.....	399	300	75.2	78	19.5	21	5.3
Carrying, etc., weapons.....	864	683	79.1	105	12.2	76	8.8
Other major offenses.....	968	776	80.2	86	8.9	106	11.0

¹ Jury waived.

² Excludes 6,627 defendants convicted in New York State.

³ Includes embezzlement and fraud in Massachusetts.

Table 8 shows, for each offense group, the number and percent of defendants convicted and sentenced in the 25 States, by type of sentence imposed. As might be expected, nearly all persons convicted of murder were given a death or prison sentence. Of the 504 defendants shown in the table as receiving death or prison sentences for murder, 45 were given the death sentence.

Probation and suspended sentences were given most frequently to those defendants convicted of embezzlement and fraud, receiving stolen property, and auto theft. The offense groups showing the highest proportions of defendants sentenced to jail were those for violating drug laws and carrying weapons.

Table 8.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES, BY OFFENSE: 1942

OFFENSE	Defendants convicted and sentenced	PRISON OR REFORMATORY		PROBATION OR SUSPENDED SENTENCE		LOCAL JAIL OR WORKHOUSE		OTHER SENTENCE	
		Number	Percent	Number	Percent	Number	Percent	Number	Percent
Total.....	43,346	¹ 16,046	37.0	14,125	32.6	9,888	22.8	3,287	7.6
Murder.....	545	² 504	92.5	8	1.5	25	4.6	8	1.6
Manlaughter.....	714	346	48.5	175	24.5	154	21.6	39	5.5
Robbery.....	3,015	2,043	67.8	437	14.5	436	14.5	99	3.3
Aggravated assault.....	3,373	1,042	30.9	932	27.6	1,160	34.4	239	7.1
Burglary.....	8,361	3,397	40.6	2,907	34.8	1,611	19.3	446	5.3
Larceny, except auto theft ³	9,057	2,645	29.2	3,444	38.0	2,282	25.2	686	7.6
Auto theft.....	3,795	1,302	34.3	1,550	40.8	737	19.4	206	5.4
Embezzlement and fraud.....	1,878	416	22.2	851	45.3	456	24.3	155	8.3
Stolen property, receiving, etc..	1,036	202	19.5	450	43.4	267	27.7	97	9.4
Forgery and counterfeiting.....	2,835	1,201	42.4	962	33.9	554	19.5	118	4.2
Rape.....	1,685	864	51.3	426	25.3	321	19.1	74	4.4
Commercialized vice.....	663	166	25.0	146	22.0	201	30.3	150	22.6
Other sex offenses.....	3,642	1,030	28.3	1,028	28.2	859	23.6	725	19.9
Violating drug laws.....	423	118	27.9	91	21.5	198	46.8	16	3.8
Carrying, etc., weapons.....	1,135	182	16.0	401	35.3	428	37.7	124	10.9
Other major offenses.....	1,189	⁴ 588	49.5	317	26.7	179	15.1	105	8.8

¹ Includes defendants sentenced to local jail or workhouse in Massachusetts.

² Includes 45 death sentences.

³ Includes embezzlement and fraud in Massachusetts.

⁴ Includes 1 death sentence.



JUDICIAL CRIMINAL STATISTICS: 1942

CALIFORNIA

A total of 6,530 defendants were disposed of for major offenses in the superior courts of California during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 6,530 defendants, 5,036, or 77.1 percent, were convicted and sentenced; 1,620, or 32.2 percent, of the defendants convicted and sentenced were placed on probation or given a suspended sentence, and 1,614, or 32.0 percent, were sentenced to a local jail or workhouse. Of the 4,260 defendants charged with major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 3,411, or 80.1 percent, were convicted; and of the 1,092 persons charged with major crimes against the person (murder, manslaughter, aggravated assault, and rape) 695, or 63.6 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population has decreased from 137.3 in 1938 to 106.0 in 1942. The rate for defendants convicted followed the same general trend, decreasing from 113.6 in 1938 to 81.8 in 1942. More defendants were disposed of for burglary than for any other offense during 1942, with auto theft following in second place, and the two offense groups together accounting for 29.8 percent of all major offense dispositions. (See table 1.)

During the past 3 years and the year 1938, 79.3 percent of all defendants disposed of for major offenses were convicted. The percentage of defendants convicted decreased from 82.7 in 1938 to 77.1 in 1942. In 1942,

64.1 percent of all defendants entered a plea of guilty, whereas only 5.8 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the 4 years shown here, 32.5 percent were placed on probation or given a suspended sentence. The percentages for 1942 and 1938 fell below this figure, and the percentages for 1941 and 1940 were somewhat higher. Of all defendants convicted of major offenses during these 4 years, 33.1 percent were sentenced to a local jail or workhouse.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding 4 years (except 1939), are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 4 years (except 1939), while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 58 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 42 counties, 85.7 percent; 1941, 37 counties, 71.8 percent; 1940, 29 counties, 68.5 percent; 1938, 37 counties, 89.3 percent. No reports were received for 1939]

OFFENSE	NUMBER				RATE PER 100,000 OF THE POPULATION			
	1942	1941	1940	1938	1942 ¹	1941 ¹	1940 ²	1938 ³
DEFENDANTS DISPOSED OF								
Total.....	6,530	6,355	5,873	3,586	106.0	125.4	124.1	137.3
Murder.....	122	77	89	61	2.0	1.5	1.9	2.3
Manslaughter.....	124	199	158	71	2.0	3.9	3.3	2.7
Robbery.....	566	600	625	291	9.2	11.8	13.2	11.1
Aggravated assault.....	469	363	317	177	7.6	7.2	6.7	6.8
Burglary.....	1,101	1,202	1,222	706	17.9	23.7	25.8	27.0
Larceny, except auto theft.....	575	573	582	288	9.3	11.3	12.3	11.0
Auto theft.....	845	764	692	268	13.7	15.1	14.6	10.3
Embezzlement and fraud.....	205	210	331	461	3.3	4.1	7.0	17.6
Stolen property, receiving, etc.....	151	178	131	63	2.5	3.5	2.8	2.4
Forgery and counterfeiting.....	817	997	739	365	13.3	19.7	15.6	14.0
Rape.....	377	277	229	142	6.1	5.5	4.8	5.4
Other major offenses.....	1,178	915	758	693	19.1	18.1	16.0	26.5
DEFENDANTS CONVICTED								
Total.....	5,036	5,010	4,705	2,967	81.8	98.9	99.4	113.6
Murder.....	78	37	52	47	1.3	0.7	1.1	1.8
Manslaughter.....	78	118	93	52	1.3	2.3	2.0	2.0
Robbery.....	397	387	441	216	6.4	7.6	9.3	8.3
Aggravated assault.....	296	259	220	127	4.8	5.1	4.6	4.9
Burglary.....	893	998	1,040	620	14.5	19.7	22.0	23.7
Larceny, except auto theft.....	458	460	474	243	7.4	9.1	10.0	9.3
Auto theft.....	689	645	599	237	11.2	12.7	12.7	9.1
Embezzlement and fraud.....	170	180	287	377	2.8	3.6	6.0	14.4
Stolen property, receiving, etc.....	112	129	109	48	1.8	2.5	2.3	1.8
Forgery and counterfeiting.....	692	915	678	331	11.2	18.1	14.3	12.7
Rape.....	243	189	141	94	3.9	3.7	3.0	3.6
Other major offenses.....	930	693	571	575	15.1	13.7	12.1	22.0

¹ Based on estimate of civilian population for counties reporting. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940 for counties reporting.

³ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--CALIFORNIA

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

[No reports were received for 1939]

PROCEDURAL OUTCOME	1942		1941		1940		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	6,530	100.0	6,355	100.0	5,873	100.0	3,586	100.0
Disposed of without conviction.....	1,494	22.9	1,346	21.2	1,168	19.9	619	17.3
Dismissed.....	856	13.1	744	11.7	594	10.1	342	9.5
Acquitted by court (jury waived).....	260	4.0	244	3.8	240	4.1	96	2.7
Acquitted by jury.....	176	2.7	173	2.7	196	3.3	129	3.6
Other no-penalty disposition.....	202	3.1	184	2.9	138	2.3	52	1.5
Convicted and sentenced.....	5,036	77.1	5,010	78.9	4,705	80.1	2,967	82.7
Pleaded guilty.....	4,188	64.1	4,220	66.4	3,985	67.9	2,451	68.3
Found guilty by court (jury waived).....	469	7.2	419	6.6	330	5.6	195	5.4
Found guilty by jury.....	379	5.8	371	5.8	390	6.6	321	9.0

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

[No reports were received for 1939]

SENTENCE	1942		1941		1940		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced.....	5,026	100.0	5,010	100.0	4,705	100.0	2,967	100.0
Death penalty.....	9	0.2	5	0.1	10	0.2	7	0.2
Prison or reformatory.....	1,479	29.4	1,452	29.0	1,407	29.9	947	31.9
Probation or suspended sentence.....	1,620	32.2	1,816	36.2	1,600	34.0	722	24.3
Local jail or workhouse.....	1,614	32.0	1,519	30.3	1,526	32.4	1,206	40.6
Fine or costs only.....	114	2.3	95	1.1	45	0.9	21	0.7
Institution for juvenile delinquents only.....	155	3.1	115	2.3	115	2.4	64	2.1
Other sentence.....	45	0.9	47	0.9	4	0.1	-	-

Table 4. DISPOSITION IN SUPERIOR COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS								SENTENCE FOR THOSE CONVICTED									
	Total defendants disposed of	Disposed of without conviction				Convicted and sentenced				Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence	
		Total	Dismissed	Acquitted-- By court ¹	Other non-penalty By jury	Total	Pleaded guilty	Found guilty-- By court ¹	By jury									
All offenses.....	8,399	1,933	1,894	391	207	241	6,466	5,352	601	433	6,466	9	1,525	2,529	1,956	232	164	51
Major offenses.....	6,530	1,494	856	260	175	202	5,036	4,188	469	379	5,036	9	1,479	1,620	1,614	114	155	45
Murder.....	122	44	14	5	21	4	78	24	8	36	78	9	54	2	1	-	1	1
Manslaughter.....	124	46	26	9	11	-	78	39	12	27	78	-	43	22	12	1	-	-
Robbery.....	566	169	89	40	22	18	397	272	51	73	397	-	245	57	47	1	43	3
Aggravated assault.....	469	173	90	45	20	18	396	316	48	32	296	-	54	46	156	19	8	1
Burglary.....	1,101	208	118	33	24	33	893	791	63	39	893	-	269	296	287	14	30	7
Larceny, except auto theft.....	575	117	68	24	10	15	458	370	57	31	458	-	111	139	153	14	11	-
Auto theft.....	845	156	103	14	8	31	689	629	36	24	689	-	130	305	201	9	38	11
Embezzlement and fraud.....	205	85	26	5	-	4	170	158	10	2	170	-	35	86	48	-	-	2
Stolen property, receiving, etc.....	151	39	21	8	6	4	112	92	16	4	112	-	11	62	36	2	2	-
Forgery and counterfeiting.....	817	125	88	7	6	24	692	659	22	11	692	-	198	249	214	19	7	5
Rape.....	377	124	72	25	24	13	243	184	27	32	243	-	72	101	56	4	6	4
Commercialized vice.....	21	10	9	-	-	1	11	9	2	-	11	-	3	4	-	-	-	-
Other sex offenses.....	562	102	51	17	9	25	460	378	51	31	460	-	114	153	144	10	1	8
Violating drug laws.....	221	42	24	11	1	6	179	143	29	7	179	-	31	8	138	-	1	1
Carrying, etc., weapons.....	126	27	13	5	6	3	99	84	11	4	99	-	8	10	72	9	-	-
Other major offenses.....	249	67	44	12	8	3	181	129	26	26	181	-	80	59	16	12	12	2
Abortion.....	16	3	1	1	1	-	13	7	3	3	13	-	7	5	1	-	-	-
Arsen.....	42	11	7	2	2	-	31	19	4	8	31	-	8	17	5	1	-	-
Bigamy.....	28	3	3	-	-	-	25	21	2	2	25	-	4	17	1	1	1	1
Blackmail and extortion.....	9	3	1	2	-	-	6	5	1	-	6	-	3	2	-	1	-	-
Escape and jail break.....	95	20	16	3	-	1	75	67	8	-	75	-	45	8	9	9	3	1
Kidnaping.....	46	22	12	3	5	2	24	4	8	12	24	-	11	5	-	-	8	-
Perjury.....	12	5	4	1	-	-	7	6	-	1	7	-	2	5	-	-	-	-
Minor offenses ²	1,869	439	236	131	31	39	1,430	1,164	212	54	1,430	-	46	909	342	118	9	6

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, and driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

COLORADO

A total of 1,145 defendants were disposed of for major offenses in the district courts of Colorado during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 1,145 defendants, 882, or 77.0 percent, were convicted and sentenced; and 577, or 65.4 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 888 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 720, or 81.1 percent, were convicted; and of the 173 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 108, or 62.4 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population showed a downward trend from 141.2 in 1938 to 105.1 in 1942, although there was an increase in 1941. The rate for defendants convicted of major offenses followed the same general trend, decreasing from 116.3 in 1938 to 81.0 in 1942, with a slight increase in 1941. More defendants were disposed of for larceny than for any other offense during 1942, with burglary following in second place, and the two offense groups accounting for 48.3 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 78.9 percent of all defendants disposed of for major crimes were convicted. With the exception of a slight increase in 1940, the percent-

age convicted decreased from 82.3 in 1938 to 77.0 in 1942. In 1942, 65.4 percent of all defendants entered a plea of guilty, whereas only 10.5 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 65.3 percent were sentenced to a State prison or reformatory. The percentages for 1940 and 1939 fell below this amount, while those for the remaining years were somewhat higher. Of all defendants convicted of major offenses during the past 5 years, 27.9 percent were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 63 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, all counties, 100.0 percent; 1941, 59 counties, 99.1 percent; 1940, 59 counties, 99.2 percent; 1939 and 1938, 61 counties, 99.8 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ²	1940 ³	1939 ⁴	1938 ⁴
DEFENDANTS DISPOSED OF										
Total.....	1,145	1,345	1,327	1,528	1,546	105.1	123.2	119.1	137.6	141.2
Murder.....	30	20	32	34	31	2.8	1.8	2.9	3.1	2.8
Manslaughter.....	26	31	32	29	26	2.4	2.8	2.9	2.6	2.4
Robbery.....	79	112	88	102	143	7.3	10.3	7.9	9.2	13.1
Aggravated assault.....	49	56	41	45	53	4.5	5.1	3.7	4.1	4.8
Burglary.....	260	277	294	347	381	23.9	25.4	26.4	31.3	34.8
Larceny, except auto theft.....	293	354	332	418	372	26.9	32.4	29.8	37.6	34.0
Auto theft.....	58	49	71	70	63	5.3	4.5	6.4	6.3	5.8
Embezzlement and fraud.....	133	164	187	148	179	12.2	15.0	16.8	13.3	16.3
Stolen property, receiving, etc.....	18	47	29	34	52	1.7	4.3	2.6	3.1	4.7
Forgery and counterfeiting.....	47	91	90	127	112	4.3	8.3	8.1	11.4	10.2
Rape.....	68	71	76	101	76	6.2	6.5	6.8	9.1	6.9
Other major offenses.....	84	73	55	73	58	7.7	6.7	4.9	6.6	5.3
DEFENDANTS CONVICTED										
Total.....	882	1,037	1,054	1,194	1,273	81.0	95.0	94.6	107.5	116.3
Murder.....	22	14	13	17	16	2.0	1.3	1.2	1.5	1.5
Manslaughter.....	9	20	25	19	15	0.8	1.8	2.2	1.7	1.4
Robbery.....	56	97	79	88	117	5.1	8.9	7.1	7.9	10.7
Aggravated assault.....	30	35	23	27	35	2.8	3.2	2.1	2.4	3.2
Burglary.....	228	238	250	306	334	20.9	21.8	22.4	27.6	30.5
Larceny, except auto theft.....	243	275	265	329	310	22.3	25.2	23.8	29.6	28.3
Auto theft.....	48	40	60	58	55	4.4	3.7	5.4	5.2	5.0
Embezzlement and fraud.....	97	115	146	108	162	8.9	10.5	13.1	9.7	14.8
Stolen property, receiving, etc.....	11	32	24	33	43	1.0	2.9	2.2	3.0	3.9
Forgery and counterfeiting.....	37	78	83	109	98	3.4	7.1	7.4	9.8	9.0
Rape.....	47	43	48	50	44	4.3	3.9	4.3	4.5	4.0
Other major offenses.....	54	50	38	50	44	5.0	4.6	3.4	4.5	4.0

¹ Based on estimate of civilian population of the State.

² Based on estimate of civilian population for counties reporting. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

³ Based on Population census of 1940 for counties reporting.

⁴ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--COLORADO

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,145	100.0	1,345	100.0	1,327	100.0	1,528	100.0	1,546	100.0
Disposed of without conviction.....	263	23.0	308	22.9	273	20.6	334	21.9	273	17.7
Dismissed.....	181	15.8	204	15.2	202	15.2	243	15.9	168	10.9
Acquitted by court (jury waived).....	-	-	7	0.5	5	0.4	1	0.1	5	0.3
Acquitted by jury.....	74	6.5	60	4.5	49	3.7	78	5.1	74	4.8
Other no-penalty disposition.....	8	0.7	37	2.8	17	1.3	12	0.8	26	1.7
Convicted and sentenced.....	882	77.0	1,037	77.1	1,054	79.4	1,194	78.1	1,273	82.3
Plead guilty.....	749	65.4	932	69.3	956	72.0	1,085	70.7	1,093	70.7
Found guilty by court (jury waived).....	13	1.1	2	0.1	10	0.8	9	0.6	32	2.1
Found guilty by jury.....	120	10.5	103	7.7	88	6.6	120	7.9	148	9.6

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	882	100.0	1,037	100.0	1,054	100.0	1,194	100.0	1,273	100.0
Death penalty.....	3	0.3	-	-	1	0.1	5	0.4	4	0.3
Prison or reformatory.....	577	65.4	738	70.7	627	59.5	772	64.7	841	66.1
Probation or suspended sentence.....	213	24.1	265	25.6	371	35.2	348	29.1	321	25.2
Local jail or workhouse.....	61	6.9	34	3.3	39	3.7	51	4.3	53	4.9
Fine or costs only.....	25	2.9	4	0.4	12	1.1	15	1.3	34	2.7
Institution for juvenile delinquents only.....	2	0.2	1	0.1	4	0.4	3	0.3	10	0.8
Other sentence.....	-	-	-	-	-	-	-	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	Total defendants disposed of	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS								SENTENCE FOR THOSE CONVICTED								
		Disposed of without conviction				Convicted and sentenced				Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fines or costs only	Institution for juvenile delinquents only	Other sentence	
		Total	Dismissed	Acquitted--		Total	Plead guilty	Found guilty--										
All offenses.....	1,333	353	264	-	76	13	930	828	18	134	980	3	803	260	69	43	2	-
Major offenses.....	1,145	253	181	-	74	8	882	749	13	120	882	3	577	213	61	25	2	-
Murder.....	30	8	1	-	5	1	22	8	-	14	22	3	19	-	-	-	-	-
Manslaughter.....	25	17	7	-	10	-	9	-	-	9	-	-	1	5	3	-	-	-
Robbery.....	79	23	12	-	10	1	56	42	-	14	55	-	51	5	-	-	-	-
Aggravated assault.....	49	19	15	-	2	1	30	20	1	9	30	-	7	8	15	2	-	-
Burglary.....	260	32	23	-	7	2	228	203	8	17	228	-	155	55	8	8	1	-
Larceny, except auto theft.....	293	50	35	-	15	-	243	215	3	25	243	-	132	75	25	10	1	-
Auto theft.....	58	10	9	-	1	-	48	43	1	4	48	-	37	6	2	3	-	-
Embezzlement and fraud.....	138	35	23	-	12	1	97	64	-	13	97	-	59	25	2	1	-	-
Stolen property, receiving, etc.....	18	7	5	-	2	-	11	8	-	3	11	-	8	2	1	-	-	-
Forgery and counterfeiting.....	47	10	10	-	-	-	37	25	-	2	37	-	27	10	-	-	-	-
Rape.....	48	21	18	-	2	1	47	33	-	14	47	-	38	10	1	1	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Other sex offenses.....	46	13	9	-	3	1	33	31	-	2	33	-	25	8	-	-	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Carrying, etc., weapons.....	4	-	-	-	-	-	4	4	-	-	4	-	-	1	2	1	-	-
Other major offenses.....	34	17	13	-	4	-	17	14	-	3	17	-	10	6	1	-	-	-
Abortion.....	11	4	2	-	2	-	7	4	-	3	7	-	3	3	1	-	-	-
Arson.....	5	3	2	-	1	-	3	3	-	-	3	-	3	-	-	-	-	-
Sigamy.....	4	1	1	-	-	-	3	3	-	-	3	-	3	-	-	-	-	-
Bleekmail and extortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	3	1	-	-	1	-	2	2	-	-	2	-	2	-	-	-	-	-
Kidnaping.....	8	6	5	-	-	-	2	2	-	-	2	-	2	-	-	-	-	-
Perjury.....	2	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Minor offenses.....	188	90	83	-	2	2	98	79	5	14	98	-	25	47	8	17	-	-

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942-1943

CONNECTICUT

(Statistics are for the fiscal year ending June 30, 1943.)

A total of 860 defendants were disposed of for major offenses in the superior and common pleas courts of Connecticut during the fiscal year ending June 30, 1943, according to reports received by the Bureau of the Census from the clerks of court. Of these 860 defendants, 764, or 88.8 percent, were convicted and sentenced; and 256, or 33.5 percent, of the defendants convicted and sentenced were sentenced to a State prison or reformatory and 271, or 35.5 percent, were sentenced to a local jail or workhouse. Of the 427 defendants disposed of for major crimes against property (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 381, or 89.2 percent, were convicted; and of the 142 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 117, or 82.4 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population showed a downward trend from 61.6 in 1938-1939 to 48.7 in 1942-1943, although there was a slight increase in 1941-1942. The rate for defendants convicted of major offenses followed the same general trend. There were 166 defendants disposed of for burglary and 69 defendants disposed of for robbery during the fiscal year ending on June 30, 1943, and the two offense groups together accounting for 27.3 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 87.2 percent of all defendants disposed of for major crimes were convicted. This percentage was 84.8 in 1938-1939, 88.4 in 1939-1940,

86.6 in 1940-1941, 87.7 in 1941-1942, and 88.8 in 1942-1943. In 1942-1943, 79.1 percent of all defendants entered a plea of guilty, whereas only 1.7 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 32.7 percent were sentenced to a State prison or reformatory and 34.3 percent were sent to a local jail or workhouse. Only 2.9 percent of all defendants convicted of major offenses during the past 5 years were fined or charged with costs only, while 29.7 percent were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the fiscal year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the fiscal year ending in 1943 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in the year ending June 30, 1943, are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATES PER 100,000 OF THE POPULATION: 1939 TO 1943
[Statistics shown by fiscal year and not calendar year. Thus, figures for "1942-1943" are for the fiscal year ending June 30, 1943]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942-1943	1941-1942	1940-1941	1939-1940	1938-1939	1942-1943 ¹	1941-1942 ¹	1940-1941 ²	1939-1940 ³	1938-1939 ³
DEFENDANTS DISPOSED OF										
Total.....	860	959	901	954	1,029	48.7	55.0	52.7	56.4	61.6
Murder.....	13	10	9	3	10	0.7	0.6	0.5	0.2	0.6
Manslaughter.....	33	47	45	33	36	1.9	2.7	2.6	2.0	2.2
Robbery.....	69	73	66	91	64	3.9	4.2	3.9	5.4	3.8
Aggravated assault.....	36	40	25	38	30	2.0	2.3	1.5	2.2	1.8
Burglary.....	166	175	189	244	292	9.4	10.0	11.1	14.4	17.5
Larceny, except auto theft.....	67	94	86	82	94	3.8	5.4	5.0	4.9	5.6
Auto theft.....	41	97	82	71	62	2.2	5.6	4.8	4.2	3.7
Embezzlement and fraud.....	62	43	68	77	71	3.5	2.5	4.0	4.6	4.2
Stolen property, receiving, etc....	11	22	12	13	16	0.6	1.3	0.7	0.8	1.0
Forgery and counterfeiting.....	11	19	23	15	22	0.6	1.1	1.3	0.9	1.3
Rape.....	60	85	83	60	80	3.4	4.9	4.9	3.6	4.8
Other major offenses.....	291	254	213	227	252	16.5	14.6	12.5	13.4	15.1
DEFENDANTS CONVICTED										
Total.....	764	841	780	843	873	43.3	48.3	45.6	49.9	52.2
Murder.....	12	10	8	3	7	0.7	0.6	0.5	0.2	0.4
Manslaughter.....	27	36	28	20	23	1.5	2.1	1.6	1.2	1.4
Robbery.....	57	62	58	82	57	3.2	3.6	3.4	4.9	3.4
Aggravated assault.....	32	38	21	36	25	1.8	2.2	1.2	2.1	1.5
Burglary.....	155	165	172	227	271	8.8	9.5	10.1	13.4	16.2
Larceny, except auto theft.....	52	77	74	70	78	2.9	4.4	4.3	4.1	4.7
Auto theft.....	40	87	78	68	59	2.3	5.0	4.6	4.0	3.5
Embezzlement and fraud.....	56	36	60	68	61	3.2	2.1	3.5	4.0	3.7
Stolen property, receiving, etc....	10	17	10	13	13	0.6	1.0	0.6	0.8	0.8
Forgery and counterfeiting.....	11	18	21	14	19	0.6	1.0	1.2	0.8	1.1
Rape.....	46	79	64	51	73	2.6	4.5	3.7	3.0	4.4
Other major offenses.....	266	216	186	191	187	15.1	12.4	10.9	11.3	11.2

¹ Based on estimate of civilian population of the State. Rates for 1941-1942 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--CONNECTICUT

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1939 TO 1943

[Statistics shown are for fiscal years. See headnote on table 1]

PROCEDURAL OUTCOME	1942-1943		1941-1942		1940-1941		1939-1940		1938-1939	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	860	100.0	939	100.0	901	100.0	954	100.0	1,029	100.0
Disposed of without conviction.....	96	11.2	118	12.3	121	13.4	111	11.6	156	15.2
Dismissed.....	71	8.3	96	10.0	90	10.1	91	9.5	140	13.6
Acquitted by court (jury waived).....	18	1.5	10	1.0	12	1.3	11	1.2	12	1.2
Acquitted by jury.....	4	0.3	7	0.7	4	0.4	5	0.5	1	0.1
Other no-penalty disposition.....	8	0.9	5	0.3	15	1.7	4	0.4	3	0.3
Convicted and sentenced.....	764	88.8	841	87.7	780	86.6	843	88.4	873	84.8
Plead guilty.....	680	79.1	786	82.0	721	80.0	755	79.1	821	79.8
Found guilty by court (jury waived).....	69	8.0	40	4.2	42	4.7	54	5.7	36	3.5
Found guilty by jury.....	15	1.7	15	1.6	17	1.9	34	3.6	16	1.6

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1939 TO 1943

[Statistics shown are for fiscal years. See headnote on table 1]

SENTENCE	1942-1943		1941-1942		1940-1941		1939-1940		1938-1939	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	764	100.0	841	100.0	780	100.0	843	100.0	873	100.0
Death penalty.....	4	0.5	1	0.1	-	-	-	-	2	0.2
Prison or reformatory.....	256	33.5	288	34.2	230	29.5	318	37.1	255	29.2
Probation or suspended sentence.....	207	27.1	231	27.5	250	32.1	238	27.6	297	34.0
Local jail or workhouse.....	271	35.5	295	35.1	265	34.0	271	32.1	304	34.8
Fine or costs only.....	24	3.1	26	3.1	26	3.3	26	3.1	15	1.7
Institution for juvenile delinquents only.	2	0.3	-	-	9	1.2	-	-	-	-
Other sentence.....	-	-	-	-	-	-	-	-	-	-

Table 4. DISPOSITION IN SUPERIOR AND COMMON PLEAS COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942-1943

[Statistics shown are for fiscal years. See headnote on table 1]

OFFENSE	Total defendants disposed of	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED							
		Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other no-penalty	Total	Plead guilty	Found guilty--										
All offenses.....	1,370	275	216	30	10	19	1,095	951	120	24	1,095	4	274	289	363	162	3	-	
Major offenses.....	860	96	71	13	4	8	764	680	69	15	764	4	256	207	271	24	2	-	
Murder.....	13	1	1	-	-	-	12	7	2	3	12	4	8	-	-	-	-	-	
Manslaughter.....	33	6	3	1	2	-	27	24	3	-	27	-	10	3	8	5	1	-	
Robbery.....	69	12	10	2	-	-	57	54	3	-	57	-	34	9	14	-	-		
Aggravated assault.....	36	4	4	-	-	-	32	25	5	2	32	-	11	5	16	-	-		
Burglary.....	166	11	11	-	-	-	155	148	3	4	155	-	67	48	40	-	-		
Larceny, except auto theft.	67	15	8	5	-	2	52	44	8	-	52	-	10	17	23	2	-		
Auto theft.....	41	1	-	1	-	-	40	38	1	1	40	-	5	28	6	1	-		
Embezzlement and fraud....	62	6	5	-	-	1	56	52	4	-	56	-	3	12	39	2	-		
Stolen property, receiving, etc.....	11	1	1	-	-	-	10	10	-	-	10	-	1	2	7	-	-		
Forgery and counterfeiting.	11	-	-	-	-	-	11	11	-	-	11	-	4	2	5	-	-		
Rape.....	60	14	10	2	1	1	46	36	9	1	46	-	20	14	12	-	-		
Commercialized vice.....	9	-	-	-	-	-	9	6	3	-	9	-	2	-	6	1	-		
Other sex offenses.....	225	25	18	2	1	4	200	174	23	3	200	-	61	37	69	12	1		
Violating drug laws.....	5	-	-	-	-	-	5	5	-	-	5	-	1	1	3	-	-		
Carrying, etc., weapons....	4	-	-	-	-	-	4	4	-	-	4	-	-	4	-	-	-		
Other major offenses.....	48	-	-	-	-	-	48	42	5	1	48	-	19	9	19	1	-		
Abortion.....	2	-	-	-	-	-	2	2	-	-	2	-	-	1	-	1	-		
Arson.....	14	-	-	-	-	-	14	11	3	-	14	-	9	2	3	-	-		
Bigamy.....	9	-	-	-	-	-	9	8	1	-	9	-	1	3	5	-	-		
Blackmail and extortion....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
Escape and jail break....	15	-	-	-	-	-	15	13	1	1	15	-	8	1	6	-	-		
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
Perjury.....	8	-	-	-	-	-	8	8	-	-	8	-	1	2	5	-	-		
Minor offenses ²	510	179	145	17	6	11	331	271	51	9	331	-	18	82	92	138	1		

¹ Jury waived.² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

DISTRICT OF COLUMBIA

A total of 1,564 defendants were charged with major offenses and disposed of in the District Court of the District of Columbia during the calendar year 1942, according to reports received by the Bureau of the Census from the Administrative Office of the United States Courts. Of these 1,564 defendants, 1,187, or 75.9 percent, were convicted and sentenced; and 697, or 58.7 percent, of the defendants convicted and sentenced were sentenced to a reformatory and 292, or 24.6 percent, were placed on probation or given a suspended sentence. Of the 1,131 defendants charged with major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 892, or 78.9 percent, were convicted; and of the 368 persons charged with major crimes against the person (murder, manslaughter, aggravated assault, and rape) 248, or 67.4 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population dropped from 280.4 in 1938 to 202.2 in 1940, and in 1941, increased to 222.0. Even though the total for 1942 includes some defendants charged with major offenses, but convicted of minor offenses, the rate for that year dropped to 190.4. Likewise, the rate for defendants convicted showed a continuous decline from 203.2 in 1938 to 144.5 in 1942. Among the defendants charged with major offenses and disposed of in 1942, there were more defendants charged with aggravated assault than with any other offense, with robbery following in second place, and the two offense groups together accounting for 34.4 percent of the total. (See table 1.)

During the 4 years prior to 1942, 74.2 percent of all defendants disposed of for major offenses were convicted. In 1942, 75.9 percent of all defendants charged with major offenses were convicted; 57.9 percent entered a plea of guilty and 18.0 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the 4 years prior to 1942, 61.1 percent were sentenced to a reformatory, and 11.0 percent were sentenced to a local jail or workhouse. The corresponding percentages for defendants charged with major offenses and disposed of in 1942 were 58.7 and 16.3.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. For the year 1942, a defendant charged with more than one offense was assigned to the most serious offense of which charged. For the years 1938 to 1941, a defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942 ¹	1941	1940	1939	1938	1942 ²	1941 ²	1940 ³	1939 ⁴	1938 ⁴
DEFENDANTS DISPOSED OF										
Total.....	1,564	1,645	1,341	1,520	1,788	190.4	222.0	202.2	231.0	280.4
Murder.....	28	21	15	16	26	3.4	2.8	2.3	2.4	4.1
Manslaughter.....	20	42	21	33	57	2.4	5.7	3.2	5.0	8.9
Robbery.....	264	262	209	261	313	32.1	35.4	31.5	39.7	49.1
Aggravated assault.....	274	219	139	143	168	33.4	29.6	21.0	21.7	26.3
Burglary.....	239	287	339	300	317	29.1	38.7	51.1	45.6	49.7
Larceny, except auto theft.....	216	201	145	171	200	26.3	27.1	21.9	26.0	31.4
Auto theft.....	219	271	173	155	205	26.7	36.6	26.1	23.6	32.1
Embezzlement and fraud.....	94	97	65	113	164	11.4	13.1	9.8	17.2	25.7
Stolen property, receiving, etc.....	26	36	44	45	51	3.2	4.9	6.6	6.8	8.0
Forgery and counterfeiting.....	73	87	68	81	106	8.9	11.7	10.3	12.3	16.6
Rape.....	46	59	28	28	72	5.6	8.0	4.2	4.3	11.3
Other major offenses.....	65	63	95	174	109	7.9	6.5	14.3	26.4	17.1
DEFENDANTS CONVICTED										
Total.....	1,187	1,144	1,088	1,145	1,296	144.5	154.4	164.1	174.0	203.2
Murder.....	26	13	9	8	13	3.2	1.8	1.4	1.2	2.0
Manslaughter.....	12	26	15	27	44	1.5	3.5	2.3	4.1	6.9
Robbery.....	190	147	160	199	211	23.1	19.8	24.1	30.2	33.1
Aggravated assault.....	186	131	101	99	127	22.6	17.7	15.2	15.0	19.9
Burglary.....	202	226	309	261	272	24.6	30.5	46.6	39.7	42.7
Larceny, except auto theft.....	165	162	123	144	147	20.1	21.9	18.5	21.9	23.1
Auto theft.....	175	231	147	117	162	21.3	31.2	22.2	17.8	25.4
Embezzlement and fraud.....	74	49	48	49	78	9.0	6.6	7.2	7.4	12.2
Stolen property, receiving, etc.....	20	24	26	23	30	2.4	3.2	3.9	3.5	4.7
Forgery and counterfeiting.....	66	74	59	71	92	8.0	10.0	8.9	10.8	14.4
Rape.....	24	25	21	18	42	2.9	3.4	3.2	2.7	6.6
Other major offenses.....	47	36	70	129	78	5.7	4.9	10.6	19.6	12.2

¹ Includes defendants charged with major offenses but convicted of minor offenses.

² Based on estimate of civilian population of the District of Columbia. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

³ Based on Population census of 1940.

⁴ Based on estimate of total population of the District of Columbia.

JUDICIAL CRIMINAL STATISTICS--DISTRICT OF COLUMBIA

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942 ¹		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,564	100.0	1,645	100.0	1,341	100.0	1,520	100.0	1,788	100.0
Disposed of without conviction.....	377	24.1	501	30.5	253	18.9	375	24.7	492	27.5
Dismissed.....	242	15.5	284	17.3	162	12.1	250	16.4	327	18.3
Acquitted by court (jury waived).....	1	0.1	34	2.1	35	2.6	3	0.2	7	0.4
Acquitted by jury.....	134	8.6	173	10.5	52	3.9	107	7.0	154	8.6
Other no-penalty disposition.....	-	-	10	0.6	4	0.3	15	1.0	4	0.2
Convicted and sentenced.....	1,187	75.9	1,144	69.5	1,088	81.1	1,145	75.3	1,296	72.5
Pleaded guilty.....	905	57.9	892	54.2	914	68.2	955	62.8	1,069	59.8
Found guilty by court (jury waived).....	-	-	8	0.5	2	0.1	1	0.1	4	0.2
Found guilty by jury.....	282	18.0	244	14.6	172	12.8	189	12.4	223	12.5

¹ Includes defendants charged with major offense but convicted of minor offenses.

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942 ¹		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	1,187	100.0	1,144	100.0	1,088	100.0	1,145	100.0	1,296	100.0
Death penalty.....	-	-	6	0.5	1	0.1	1	0.1	1	0.1
Prison or reformatory.....	697	58.7	702	61.4	699	62.4	697	60.9	776	59.9
Probation or suspended sentence.....	292	24.6	293	25.6	297	27.3	338	29.5	349	26.9
Local jail or workhouse.....	193	16.3	137	12.0	108	9.9	104	9.1	167	12.9
Fine or costs only.....	5	0.4	6	0.5	3	0.3	5	0.4	8	0.2
Institution for juvenile delinquents only.	-	-	-	-	-	-	-	-	-	-
Other sentence.....	-	-	-	-	-	-	-	-	-	-

¹ Includes defendants charged with major offenses but convicted of minor offenses.

Table 4. DISPOSITION IN THE DISTRICT COURT OF DEFENDANTS FOR ALL OFFENSES: 1942

[Defendants classified by offense charged]

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other no-penalty	Total	Pleaded guilty	Found guilty--										
				By court ¹	By jury				By court ¹	By jury									
All offenses.....	1,646	480	297	1	182	-	1,368	1,059	-	309	1,368	-	734	388	235	11	-	-	
Major offenses.....	1,564	377	242	1	134	-	1,187	905	-	282	1,187	-	697	292	193	5	-	-	
Murder.....	28	2	1	-	1	-	26	16	-	10	26	-	26	-	-	-	-	-	
Manslaughter.....	20	6	5	-	3	-	12	5	-	7	12	-	7	2	3	-	-	-	
Robbery.....	264	74	42	-	32	-	190	117	-	73	190	-	133	37	20	-	-	-	
Aggravated assault.....	274	88	43	1	44	-	166	112	-	74	166	-	99	41	46	-	-	-	
Burglary.....	239	37	28	-	9	-	202	170	-	32	202	-	132	45	25	-	-	-	
Larceny, except auto theft.	216	51	40	-	11	-	165	137	-	28	165	-	81	56	28	-	-	-	
Auto theft.....	219	44	28	-	16	-	175	155	-	20	175	-	86	48	41	-	-	-	
Embezzlement and fraud....	94	20	15	-	5	-	74	64	-	10	74	-	39	20	11	4	-	-	
Stolen property, receiving, etc.....	26	6	3	-	3	-	20	17	-	3	20	-	9	8	3	-	-	-	
Forgery and counterfeiting.	73	7	7	-	-	-	66	64	-	2	66	-	33	23	10	-	-	-	
Rape.....	46	22	14	-	8	-	24	15	-	9	24	-	16	5	3	-	-	-	
Commercialized vice.....	3	2	2	-	-	-	1	-	-	1	1	-	1	-	-	-	-	-	
Other sex offenses.....	8	4	4	-	-	-	4	1	-	3	4	-	4	-	-	-	-	-	
Violating drug laws.....	32	9	7	-	2	-	23	19	-	4	23	-	17	4	1	1	-	-	
Carrying, etc., weapons....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Other major offenses.....	22	3	3	-	-	-	19	13	-	6	19	-	14	3	2	-	-	-	
Abortion.....	6	1	1	-	-	-	5	2	-	3	5	-	5	-	-	-	-	-	
Arsen.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Bigamy.....	6	1	1	-	-	-	5	4	-	1	5	-	3	2	-	-	-	-	
Blackmail and extortion....	5	1	1	-	-	-	4	4	-	4	4	-	4	-	-	-	-	-	
Escape and jail break....	3	-	-	-	-	-	3	2	-	1	3	-	-	1	2	-	-	-	
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Perjury.....	2	-	-	-	-	-	2	1	-	1	2	-	2	-	-	-	-	-	
Minor offenses ²	284	103	55	-	48	-	181	154	-	27	181	-	37	96	42	6	-	-	

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

February 24, 1944

JUDICIAL CRIMINAL STATISTICS: 1942

IDAHO

A total of 311 defendants were disposed of for major offenses in the district courts of Idaho during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 311 defendants, 219, or 70.4 percent, were convicted and sentenced; and 135, or 61.6 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 240 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 178, or 74.2 percent, were convicted; and of the 45 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 27 were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population dropped from 115.1 in 1939 to 67.2 in 1942. Likewise, the rate for defendants convicted showed a decline from 98.8 in 1939 to 47.3 in 1942. Among the defendants disposed of for major offenses during 1942, there were more defendants disposed of for forgery or counterfeiting than for any other offense, with burglary following in second place, and the two offense groups together accounting for 49.5 percent of all major offense dispositions. (See table 1.)

During the past five years, 81.2 percent of all defendants disposed of for major offenses were convicted. In 1938, 83.1 percent of the defendants were convicted;

in 1939, 85.9 percent; in 1940, 82.1 percent; in 1941, 79.2 percent; and in 1942, 70.4 percent. In 1942, 62.7 percent of all defendants entered a plea of guilty, whereas only 6.1 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past five years, 55.6 percent were sentenced to a State prison or reformatory. The percentages for 1940 and 1941 fell below this figure, and the percentages for the remaining years were somewhat higher.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding four years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past five years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942
[Statistics for all years except 1942 based on reports for all of the 44 counties of the State. Statistics for 1942 based on reports from 42 counties which contained 97.1 percent of the 1940 population of the State]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ²	1940 ³	1939 ⁴	1938 ⁴
DEFENDANTS DISPOSED OF										
Total.....	311	428	576	594	510	67.2	86.3	109.7	115.1	101.3
Murder.....	10	6	9	11	10	2.2	1.2	1.7	2.1	2.0
Manslaughter.....	7	12	15	14	10	1.5	2.4	2.9	2.7	2.0
Robbery.....	24	17	32	27	23	5.2	3.4	6.1	3.3	4.6
Aggravated assault.....	15	14	26	22	21	3.2	2.8	5.0	4.3	4.2
Burglary.....	69	118	155	171	138	14.9	22.8	29.5	33.1	26.4
Larceny, except auto theft.....	42	61	83	110	71	9.1	12.3	15.8	21.3	14.1
Auto theft.....	11	25	9	5	18	2.4	5.0	1.7	1.0	3.6
Embezzlement and fraud.....	8	19	21	15	33	1.7	3.8	4.0	2.9	6.6
Stolen property, receiving, etc.....	1	9	9	16	18	0.2	1.8	1.7	3.1	2.6
Forgery and counterfeiting.....	85	108	154	152	131	18.4	21.8	29.3	29.5	26.0
Rape.....	13	16	33	23	17	2.8	3.2	6.3	4.5	3.4
Other major offenses.....	26	28	30	38	30	5.6	5.6	5.7	7.4	6.0
DEFENDANTS CONVICTED										
Total.....	219	339	473	510	424	47.3	68.3	90.1	98.8	84.2
Murder.....	5	6	8	7	5	1.1	1.2	1.5	1.4	1.0
Manslaughter.....	6	8	8	11	6	1.3	1.6	1.5	2.1	1.2
Robbery.....	17	15	30	14	18	3.7	3.0	5.7	2.7	3.6
Aggravated assault.....	8	9	16	17	18	1.7	1.8	3.4	3.3	3.6
Burglary.....	55	95	134	157	118	11.9	19.1	25.5	30.4	23.4
Larceny, except auto theft.....	27	49	73	97	58	5.8	9.9	13.9	18.8	11.5
Auto theft.....	6	17	7	4	18	1.3	3.4	1.3	0.8	3.6
Embezzlement and fraud.....	7	12	13	11	18	1.5	2.4	2.5	2.1	3.6
Stolen property, receiving, etc.....	1	7	8	9	11	0.2	1.4	1.5	1.7	2.2
Forgery and counterfeiting.....	65	89	130	138	122	14.0	17.9	24.8	26.7	24.2
Rape.....	8	9	24	16	11	1.7	1.8	4.6	3.1	2.2
Other major offenses.....	14	23	20	29	21	3.0	4.6	3.8	5.6	4.2

¹ Based on estimate of civilian population for counties reporting.
² Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.
³ Based on Population census of 1940.
⁴ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--IDAHO

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	311	100.0	428	100.0	576	100.0	594	100.0	510	100.0
Disposed of without conviction.....	92	29.6	89	20.8	103	17.9	84	14.1	86	16.9
Dismissed.....	66	21.2	72	16.8	83	14.4	61	10.3	65	12.7
Acquitted by court (jury waived).....	2	0.6	-	-	-	-	-	-	6	1.2
Acquitted by jury.....	13	4.2	8	1.9	16	2.8	16	2.7	13	2.5
Other no-penalty disposition.....	11	3.5	9	2.1	4	0.7	7	1.2	2	0.4
Convicted and sentenced.....	219	70.4	339	79.2	473	82.1	510	85.9	424	83.1
Pleaded guilty.....	195	62.7	295	69.2	413	71.7	475	80.0	373	73.1
Found guilty by court (jury waived).....	6	1.6	3	0.7	16	2.8	5	0.8	18	3.5
Found guilty by jury.....	19	6.1	40	9.3	44	7.6	30	5.1	33	6.5

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	219	100.0	339	100.0	473	100.0	510	100.0	424	100.0
Death penalty.....	-	-	-	-	1	0.2	-	-	-	-
Prison or reformatory.....	135	61.6	179	52.8	245	51.8	292	57.3	241	56.8
Probation or suspended sentence.....	48	21.9	81	23.8	132	27.9	139	27.3	94	22.2
Local jail or workhouse.....	30	13.7	67	19.8	83	17.5	76	14.9	78	18.4
Fine or costs only.....	2	0.9	3	0.9	1	0.2	1	0.2	2	0.5
Institution for juvenile delinquents only.	3	1.4	8	2.4	11	2.3	2	0.4	9	2.1
Other sentence.....	1	0.5	1	0.3	-	-	-	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCES FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other no-penalty	Total	Pleaded guilty	Found guilty--										
				By court ¹	By jury				By court ¹	By jury									
All offenses.....	372	125	99	2	14	11	246	216	9	21	246	-	141	51	23	17	3	1	
Major offenses.....	311	92	66	2	13	11	219	195	5	19	219	-	135	46	20	2	3	1	
Murder.....	10	5	-	-	5	-	5	-	1	4	5	-	5	-	-	-	-	-	
Manslaughter.....	7	1	-	-	1	-	6	2	-	4	6	-	2	-	-	-	-	1	
Robbery.....	24	7	6	-	-	1	17	13	1	3	17	-	12	3	-	-	2	-	
Aggravated assault.....	15	7	5	-	1	1	8	5	1	2	8	-	6	-	1	1	-	-	
Burglary.....	59	14	12	1	-	1	55	53	-	2	55	-	32	14	8	-	1	-	
Larceny, except auto theft.	42	15	13	1	-	1	27	27	-	-	27	-	19	3	5	-	-	-	
Auto theft.....	11	5	5	-	-	-	6	6	-	-	6	-	4	1	1	-	-	-	
Embezzlement and fraud.....	8	1	-	-	-	1	7	6	-	1	7	-	4	1	2	-	-	-	
Stolen property, receiving, etc.....	1	-	-	-	-	-	1	1	-	-	1	-	-	1	-	-	-	-	
Forgery and counterfeiting.	85	20	16	-	1	3	65	52	2	1	55	-	34	21	10	-	-	-	
Rape.....	13	5	2	-	3	-	8	5	-	2	8	-	3	-	-	-	-	-	
Commercialized vice.....	1	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Other sex offenses.....	9	1	1	-	-	-	8	8	-	-	8	-	5	2	1	-	-	-	
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Carrying, etc., weapons....	8	5	3	-	-	2	3	3	-	-	3	-	-	-	2	1	-	-	
Other major offenses.....	8	5	2	-	2	1	3	3	-	-	3	-	3	-	-	-	-	-	
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Bigamy.....	3	1	-	-	1	-	2	2	-	-	2	-	2	-	-	-	-	-	
Blackmail and extortion....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break.....	2	1	1	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Perjury.....	2	2	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	
Minor offenses ²	61	34	23	-	1	-	27	21	4	2	27	-	6	3	3	15	-	-	

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

IOWA

A total of 1,486 defendants were disposed of for major offenses in the district courts of Iowa during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 1,486 defendants, 1,120, or 75.4 percent, were convicted and sentenced; and 487, or 43.5 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 1,119 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 861, or 76.9 percent, were convicted; and of the 129 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 77, or 59.7 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population increased from 85.6 in 1938 to 92.5 in 1939, and then decreased steadily to 60.8 in 1942. The rate for defendants convicted of major offenses followed the same general trend, increasing from 68.3 in 1938 to 71.4 in 1939, and declining to 45.8 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, with forgery and counterfeiting following in second place, and the two offense groups together accounting for 45.8 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 77.5 percent of all defendants disposed of for major crimes were convicted. In 1938, 79.8 percent of the defendants were convicted; in

1939, 77.2 percent; in 1940, 77.3 percent; in 1941, 77.7 percent; and in 1942, 75.4 percent. In 1942, 72.4 percent of all defendants entered a plea of guilty, whereas only 1.9 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 42.2 percent were sentenced to a State prison or reformatory. The percentages for 1939, 1940, and 1941 fell below this figure, and the percentages for 1938 and 1942 were somewhat higher. Only 17.9 percent of all defendants convicted of major offenses during the past 5 years were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942
[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 99 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 1941, and 1940, all counties, 100.0 percent; 1939, 85 counties, 80.6 percent; 1938, 81 counties, 77.2 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	1,486	1,890	2,195	1,875	1,641	60.8	76.2	86.5	92.5	85.6
Murder.....	16	19	17	15	20	0.7	0.8	0.7	0.7	1.0
Manslaughter.....	12	22	20	20	18	0.5	0.9	0.8	1.0	0.9
Robbery.....	41	66	67	69	53	1.7	2.7	2.6	3.1	2.8
Aggravated assault.....	51	81	69	85	71	2.1	3.3	2.7	4.2	3.7
Burglary.....	169	229	300	254	203	6.9	9.2	11.8	12.5	10.6
Larceny, except auto theft.....	412	567	588	482	492	16.9	22.8	23.2	23.8	25.7
Auto theft.....	105	119	161	142	107	4.3	4.8	6.8	7.0	5.6
Embezzlement and fraud.....	101	164	233	232	146	4.1	6.6	9.2	11.4	7.6
Stolen property, receiving, etc.....	22	24	33	22	45	0.9	1.0	1.3	1.1	2.3
Forgery and counterfeiting.....	269	289	311	240	221	11.0	11.6	12.3	11.8	11.5
Rape.....	50	86	48	53	36	2.0	1.5	1.9	2.6	1.9
Other major offenses.....	238	274	348	267	229	9.7	11.0	13.7	13.2	11.9
DEFENDANTS CONVICTED										
Total.....	1,120	1,469	1,697	1,448	1,309	45.8	59.2	66.9	71.4	68.3
Murder.....	10	16	13	10	13	0.4	0.6	0.5	0.5	0.7
Manslaughter.....	6	15	10	13	12	0.2	0.6	0.4	0.6	0.6
Robbery.....	29	52	51	39	45	1.2	2.1	2.0	1.9	2.3
Aggravated assault.....	37	56	52	60	43	1.5	2.3	2.0	3.0	2.2
Burglary.....	131	183	232	224	165	5.4	7.4	9.1	11.1	8.6
Larceny, except auto theft.....	341	484	513	417	427	13.9	19.5	20.2	20.6	22.3
Auto theft.....	80	98	126	124	93	3.3	3.9	5.0	6.1	4.9
Embezzlement and fraud.....	67	104	145	124	85	2.7	4.2	5.7	6.1	4.4
Stolen property, receiving, etc.....	17	19	25	16	40	0.7	0.8	1.0	0.8	2.1
Forgery and counterfeiting.....	196	230	244	193	180	8.0	9.3	9.6	9.5	9.4
Rape.....	24	21	34	36	22	1.0	0.8	1.3	1.8	1.1
Other major offenses.....	182	191	252	192	184	7.4	7.7	9.9	9.5	9.6

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--IOWA

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,496	100.0	1,890	100.0	2,195	100.0	1,875	100.0	1,641	100.0
Disposed of without conviction.....	366	24.6	421	22.3	498	22.7	427	22.8	332	20.2
Dismissed.....	320	21.5	359	19.0	439	20.0	359	19.1	289	17.6
Acquitted by court (jury waived).....	5	0.3	3	0.2	3	0.1	14	0.7	10	0.6
Acquitted by jury.....	26	1.7	45	2.4	46	2.1	41	2.2	32	2.0
Other no-penalty disposition.....	15	1.0	14	0.7	10	0.5	13	0.7	1	0.1
Convicted and sentenced.....	1,120	75.4	1,469	77.7	1,697	77.3	1,448	77.2	1,309	79.8
Plead guilty.....	1,076	72.4	1,399	74.0	1,627	74.1	1,373	73.2	1,225	74.6
Found guilty by court (jury waived).....	16	1.1	22	1.2	19	0.9	20	1.1	31	1.9
Found guilty by jury.....	28	1.9	48	2.5	51	2.3	55	2.9	53	3.2

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	1,120	100.0	1,469	100.0	1,697	100.0	1,448	100.0	1,309	100.0
Death penalty.....	-	-	-	-	1	0.1	-	-	1	0.1
Prison or reformatory.....	487	43.5	612	41.7	697	41.1	599	41.4	577	44.1
Probation or suspended sentence.....	193	17.2	266	18.1	303	17.9	290	20.0	206	15.7
Local jail or workhouse.....	368	32.9	499	34.0	585	34.6	470	32.5	441	33.7
Fine or costs only.....	63	5.6	68	4.6	91	5.4	73	5.0	61	4.7
Institution for juvenile delinquents only.	7	0.6	20	1.4	20	1.2	16	1.1	23	1.8
Other sentence.....	2	0.2	4	0.3	-	-	-	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	Total defendants disposed of	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS								SENTENCE FOR THOSE CONVICTED								
		Disposed of without conviction				Convicted and sentenced				Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence	
		Total	Dismissed	Acquitted--	Other no-penalty	Total	Plead guilty	Found guilty--	By court ¹									By jury
All offenses.....	3,637	964	779	10	46	129	2,673	2,598	82	53	2,673	-	537	398	775	905	36	22
Major offenses.....	1,486	366	320	5	26	15	1,120	1,076	16	28	1,120	-	437	193	368	63	7	2
Murder.....	16	6	4	-	2	-	10	7	1	2	10	-	10	-	-	-	-	-
Manlaughter.....	12	6	5	-	1	-	6	6	-	-	6	-	4	1	-	1	-	-
Rohbery.....	41	12	9	-	3	-	29	26	-	3	29	-	22	4	3	-	-	-
Aggravated assault.....	51	14	10	-	1	3	37	32	1	4	37	-	19	4	11	3	-	-
Burglary.....	169	38	34	1	-	3	131	128	1	2	131	-	59	29	40	-	3	-
Larceny, except auto theft.	412	71	57	-	9	5	341	334	3	4	341	-	108	65	153	14	-	1
Auto theft.....	105	25	24	-	-	1	80	77	2	1	80	-	30	8	17	2	2	1
Embezzlement and fraud....	101	34	38	-	1	-	67	65	1	1	67	-	14	17	27	9	-	-
Stolen property, receiving, etc.....	22	5	4	-	-	1	17	14	2	1	17	-	4	4	5	4	-	-
Forgery and counterfeiting.	269	73	70	-	3	-	196	192	2	2	196	-	86	35	67	6	2	-
Rape.....	50	26	22	2	2	-	24	21	1	2	24	-	23	1	-	-	-	-
Commercialized vice.....	4	1	1	-	-	-	3	3	-	-	3	-	1	2	-	-	-	-
Other sex offenses.....	128	32	28	2	2	-	96	92	2	2	96	-	41	14	34	7	-	-
Violating drug laws.....	16	3	2	-	1	-	13	13	-	-	13	-	3	2	2	6	-	-
Carrying, etc., weapons....	18	7	7	-	-	-	11	11	-	-	11	-	2	2	5	2	-	-
Other major offenses.....	72	13	10	-	1	2	59	55	-	4	59	-	41	5	4	9	-	-
Abortion.....	21	7	7	-	-	-	14	14	-	-	14	-	1	4	-	9	-	-
Arson.....	8	2	2	-	-	-	6	6	-	-	6	-	3	1	2	-	-	-
Sigamy.....	2	-	-	-	-	-	2	2	-	-	2	-	1	-	1	-	-	-
Blackmail and extortion....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Escape and jail break....	41	4	1	-	1	2	37	33	-	4	37	-	36	-	1	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Perjury.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Minor offenses ²	2,151	598	459	5	20	114	1,553	1,462	66	25	1,553	-	50	205	407	842	29	20

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

KANSAS

A total of 1,055 defendants were disposed of for major offenses in the district courts of Kansas during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 1,055 defendants, 736, or 69.8 percent, were convicted and sentenced; and 569, or 77.3 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 850 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 604, or 71.1 percent, were convicted; and of the 138 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 86, or 62.3 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population increased from 90.0 in 1938 to 99.0 in 1939; decreased to 79.4 in 1940; increased to 81.5 in 1941; and decreased to 61.4 in 1942. The rate for defendants convicted of major offenses decreased in general, from 70.3 in 1938 to 42.8 in 1942, with the exception of an increase to 76.8 in 1939. More defendants were disposed of for larceny than for any other offense during 1942, with burglary following in second place, and the two offense groups together accounting for 48.2 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 75.2 percent of all defendants disposed of for major crimes were convicted. In 1938, 78.0 percent of the defendants were convicted; in

1939, 77.6 percent; in 1940, 79.0 percent; in 1941, 69.2 percent; and in 1942, 69.8 percent. In 1942, 60.0 percent of all defendants entered a plea of guilty, whereas only 7.3 percent were found guilty by jury, and 2.5 percent were found guilty by the court. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 71.9 percent were sentenced to imprisonment in a State prison or reformatory. The percentage so sentenced was 78.0 in 1938 and 65.1 in 1939, and, for the remaining years, fluctuated between these limits. Only 16.5 percent of all defendants convicted of major offenses during the past 5 years were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	1,055	1,424	1,430	1,805	1,658	61.4	61.5	79.4	99.0	90.0
Murder.....	34	21	16	29	40	2.0	1.2	0.9	1.6	2.2
Manslaughter.....	15	23	14	22	27	0.9	1.3	0.8	1.2	1.5
Robbery.....	38	72	54	71	78	2.2	4.1	3.0	3.9	4.2
Aggravated assault.....	45	89	60	55	71	2.6	5.1	3.3	3.0	3.9
Burglary.....	188	267	290	301	270	10.9	15.3	16.1	16.5	14.7
Larceny, except auto theft.....	320	369	404	554	525	18.6	21.1	22.4	30.4	28.5
Auto theft.....	75	95	72	76	95	4.4	5.4	4.0	4.2	5.2
Embezzlement and fraud.....	52	85	123	174	124	3.0	4.9	6.8	9.5	6.7
Stolen property, receiving, etc.....	23	29	25	27	33	1.3	1.7	1.4	1.5	1.9
Forgery and counterfeiting.....	154	232	205	258	199	9.0	13.3	11.4	14.1	10.9
Rape.....	44	68	70	100	89	2.6	3.9	3.9	5.5	4.8
Other major offenses.....	67	74	97	138	107	3.9	4.2	5.4	7.6	5.8
DEFENDANTS CONVICTED										
Total.....	736	986	1,130	1,400	1,294	42.8	56.4	62.7	75.9	70.3
Murder.....	25	10	10	22	31	1.5	0.6	0.6	1.2	1.7
Manslaughter.....	13	14	11	15	18	0.8	0.8	0.6	0.8	1.0
Robbery.....	25	56	43	51	58	1.5	3.2	2.4	2.8	2.9
Aggravated assault.....	27	31	36	39	40	1.6	1.8	2.0	2.1	2.2
Burglary.....	141	206	244	255	225	8.2	11.8	13.5	14.0	12.2
Larceny, except auto theft.....	235	285	345	470	449	13.7	16.3	19.2	25.8	24.4
Auto theft.....	63	80	68	67	78	3.7	4.6	3.8	3.7	4.2
Embezzlement and fraud.....	25	36	70	86	78	1.5	2.1	3.9	4.7	4.0
Stolen property, receiving, etc.....	11	16	17	20	24	0.6	0.9	0.9	1.1	1.3
Forgery and counterfeiting.....	104	171	162	213	160	6.1	9.6	10.1	11.7	8.7
Rape.....	21	37	38	64	57	1.2	2.1	2.1	3.5	3.1
Other major offenses.....	45	44	66	98	86	2.7	2.5	3.7	5.4	4.7

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--KANSAS

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,056	100.0	1,424	100.0	1,430	100.0	1,805	100.0	1,658	100.0
Disposed of without conviction.....	319	30.2	439	30.8	300	21.0	405	22.4	364	22.0
Dismissed.....	266	25.2	274	26.3	244	17.1	355	19.6	265	16.0
Acquitted by court (jury waived).....	8	0.8	8	0.2	6	0.4	7	0.4	20	1.2
Acquitted by jury.....	38	3.6	58	4.1	49	3.4	61	3.4	51	3.1
Other no-penalty disposition.....	12	1.1	8	0.2	1	0.1	2	0.1	18	1.1
Convicted and sentenced.....	736	69.8	986	69.2	1,130	79.0	1,400	77.6	1,294	78.0
Pleaded guilty.....	688	60.0	864	60.7	1,007	70.4	1,268	70.0	1,098	65.9
Found guilty by court (jury waived).....	26	2.5	26	1.8	19	1.3	15	0.9	87	5.2
Found guilty by jury.....	77	7.3	96	6.7	104	7.3	121	6.7	164	9.9

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	736	100.0	986	100.0	1,130	100.0	1,400	100.0	1,294	100.0
Death penalty.....	-	-	-	-	-	-	-	-	-	-
Prison or reformatory.....	669	77.3	891	70.1	805	71.2	911	65.1	1,009	78.0
Probation or suspended sentence.....	84	11.4	185	18.8	211	18.7	318	22.7	117	9.0
Local jail or workhouse.....	74	10.1	91	9.2	105	9.3	161	10.8	85	6.5
Fine or costs only.....	8	1.1	18	1.8	9	0.8	20	1.4	110	8.5
Institution for juvenile delinquents only.....	-	-	-	-	-	-	-	-	14	1.1
Other sentence.....	1	0.1	1	0.1	-	-	-	-	1	0.1

¹ Figures shown as reported. Subsequent information indicates the report was incorrect and that Kansas district courts do not handle juvenile cases except on appeal.

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only ¹	Other sentence
		Total	Dismissed	Acquitted--		Other non-penalty	Total	Pleaded guilty	Found guilty--										
				By court ²	By jury				By court ²	By jury									
All offenses.....	1,708	644	567	9	80	18	1,059	909	83	97	1,059	-	615	179	177	81	1	6	
Major offenses.....	1,056	219	246	2	38	12	736	693	28	77	736	-	549	84	74	8	-	1	
Murder.....	84	9	-	-	6	8	26	15	1	9	23	-	20	-	5	-	-	-	
Manslaughter.....	15	6	1	-	1	-	13	7	1	6	13	-	9	1	8	-	-	-	
Robbery.....	38	18	10	-	3	-	28	20	-	5	25	-	24	1	-	-	-	-	
Aggravated assault.....	45	18	14	-	4	-	27	17	2	7	27	-	12	4	11	-	-	-	
Burglary.....	168	47	43	-	4	-	141	126	4	11	141	-	119	11	9	2	-	-	
Larceny, except auto theft.....	280	85	77	1	7	-	225	212	7	16	235	-	149	98	26	2	-	-	
Auto theft.....	78	12	10	-	1	1	63	57	1	5	62	-	27	1	4	1	-	-	
Embezzlement and fraud.....	52	27	25	1	2	-	25	19	1	2	22	-	12	7	1	2	-	-	
Stolen property, receiving, etc.....	28	12	10	-	1	1	11	8	-	2	11	-	8	1	2	-	-	-	
Forgery and counterfeiting.....	154	50	39	1	6	4	104	97	6	2	104	-	24	14	6	-	-	-	
Rape.....	44	33	22	-	-	1	21	12	1	7	21	-	19	2	-	-	-	-	
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Other sex offenses.....	24	8	7	-	1	-	16	15	1	-	16	-	11	2	1	1	-	1	
Violating drug laws.....	8	1	-	-	-	1	1	1	-	-	1	-	1	-	-	-	-	-	
Carrying, etc., weapons.....	8	1	-	-	-	1	2	1	-	1	2	-	1	-	1	-	-	-	
Other major offenses.....	32	11	10	-	1	-	27	26	1	1	27	-	20	2	5	-	-	-	
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Arson.....	11	4	3	-	1	-	7	7	-	-	7	-	6	1	-	-	-	-	
Bigamy.....	7	1	1	-	-	-	6	6	-	-	6	-	2	1	2	-	-	-	
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break.....	15	8	8	-	-	-	12	11	-	1	12	-	9	-	3	-	-	-	
Kidnaping.....	1	-	-	-	-	-	1	-	-	-	1	-	1	-	-	-	-	-	
Perjury.....	4	8	3	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	
Minor offenses ³	648	225	291	6	22	6	269	276	27	20	423	-	46	95	105	73	1	5	

¹ Jury waived.

² Sentenced by juvenile court; decision upheld by district court on appeal.

³ This group includes minor assault; conspiracy; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

MASSACHUSETTS

A total of 2,825 defendants were disposed of for major offenses in the superior courts of Massachusetts during the calendar year 1942, according to reports received from the Massachusetts Department of Correction by the Bureau of the Census. Of these 2,825 defendants, 2,246, or 79.5 percent, were convicted and sentenced; and 1,189, or 52.9 percent, of the defendants convicted and sentenced were sentenced to imprisonment. Of the 2,024 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 1,617, or 79.9 percent, were convicted; and of the 368 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 296, or 80.4 percent were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population increased from 69.7 in 1938 to 81.0 in 1939, and then decreased to 66.1 in 1942. The rate for defendants convicted of major offenses followed the same general trend, increasing from 54.1 in 1938 to 65.4 in 1939, and dropping to 52.6 in 1942. More defendants were disposed of for burglary than for any other offense during 1942, with larceny following in second place, and the two offense groups together accounting for 46.3 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 81.1 percent of all defendants disposed of for major crimes were convicted. In 1938, 77.6 percent of the defendants were convicted; in 1939, 80.7 percent; in 1940, 82.9 percent; in 1941, 84.6

percent; and in 1942, 79.5 percent. In 1942, 67.5 percent of all defendants entered a plea of guilty, whereas only 6.9 percent were found guilty by jury, and 5.1 percent were found guilty by the court. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 53.9 percent were sentenced to imprisonment. The percentages for 1938 and 1942 fell below this figure, and those for 1939 and 1941 were somewhat higher. Of all defendants convicted of major offenses during the past 5 years, 30.6 percent were placed on probation or given a suspended sentence, whereas 14.6 percent were placed on file after conviction.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	2,825	3,083	3,194	3,543	3,085	66.1	71.9	74.0	81.0	69.7
Murder.....	10	16	19	17	25	0.2	0.4	0.4	0.4	0.6
Manslaughter.....	28	31	17	41	24	0.7	0.7	0.4	0.9	0.5
Robbery.....	243	273	406	416	368	5.7	6.4	9.4	9.5	8.3
Aggravated assault.....	115	144	111	168	98	2.7	3.4	2.6	3.8	2.2
Burglary.....	727	843	962	1,057	986	17.0	19.7	22.3	24.1	22.3
Larceny, except auto theft ⁴	595	630	566	527	728	13.9	14.7	13.1	12.0	16.4
Auto theft.....	325	404	311	354	190	7.6	9.4	7.2	8.1	4.3
Stolen property, receiving, etc.....	77	52	62	59	71	1.8	1.2	1.4	1.3	1.6
Forgery and counterfeiting.....	57	99	57	44	46	1.3	2.3	1.3	1.0	1.0
Rape.....	215	218	275	241	234	5.0	5.1	6.4	5.5	5.3
Other major offenses.....	433	371	408	624	315	10.1	8.7	9.5	14.2	7.1
DEFENDANTS CONVICTED										
Total.....	2,246	2,609	2,647	2,865	2,393	52.6	60.8	61.3	65.4	54.1
Murder.....	4	10	12	8	15	0.1	0.2	0.3	0.2	0.3
Manslaughter.....	19	24	13	12	15	0.4	0.6	0.3	0.3	0.3
Robbery.....	189	223	333	342	238	4.4	5.2	7.7	7.8	5.4
Aggravated assault.....	97	115	82	137	74	2.3	2.7	1.9	3.1	1.7
Burglary.....	670	784	874	969	868	15.7	18.3	20.2	22.1	19.6
Larceny, except auto theft ⁴	378	518	434	445	484	8.8	12.1	10.1	10.2	10.9
Auto theft.....	283	357	273	286	161	6.6	8.3	6.3	6.5	3.6
Stolen property, receiving, etc.....	55	41	46	51	57	1.3	1.0	1.1	1.2	1.3
Forgery and counterfeiting.....	42	89	50	42	38	1.0	2.1	1.2	1.0	0.9
Rape.....	176	179	212	200	196	4.1	4.2	4.9	4.6	4.4
Other major offenses.....	333	269	318	373	247	7.8	6.3	7.4	8.5	5.6

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population of the State.

⁴ Larceny, except auto theft, includes embezzlement and fraud.

JUDICIAL CRIMINAL STATISTICS--MASSACHUSETTS

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1936 TO 1942

[Percent not shown where less than 0.1]

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	2,825	100.0	2,083	100.0	2,194	100.0	3,548	100.0	3,085	100.0
Disposed of without conviction.....	579	20.5	474	15.4	547	17.1	682	19.3	692	22.4
Dismissed.....	367	13.0	233	7.6	242	7.6	393	11.1	441	14.3
Acquitted by court (jury waived).....	67	2.4	70	2.3	95	2.0	93	2.6	109	3.5
Acquitted by jury.....	145	5.1	168	5.4	209	6.5	195	5.5	139	4.5
Other no-penalty disposition.....	-	-	3	0.1	1	-	2	0.1	3	0.1
Convicted and sentenced.....	2,246	79.5	2,609	84.6	2,647	82.9	2,865	80.7	2,393	77.6
Pleaded guilty.....	1,908	67.5	2,260	73.3	2,270	71.1	2,450	69.1	2,041	66.2
Found guilty by court (jury waived).....	143	5.1	118	3.8	132	4.1	103	2.9	137	4.4
Found guilty by jury.....	195	6.9	221	7.5	245	7.7	312	8.8	215	7.0

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

[Percent not shown where less than 0.1]

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	2,246	100.0	2,609	100.0	2,647	100.0	2,865	100.0	2,392	100.0
Death penalty.....	1	-	1	-	1	-	2	0.1	1	-
Imprisonment ¹	1,189	52.9	1,425	54.6	1,428	53.9	1,567	55.4	1,253	52.3
Probation or suspended sentence.....	657	29.3	718	27.5	735	27.8	840	32.6	854	35.7
Fine or costs only.....	33	1.5	20	0.8	10	0.4	21	0.7	17	0.7
On file after conviction.....	366	16.3	445	17.1	473	17.9	315	11.0	268	11.2

¹ Includes defendants sentenced to a State prison or reformatory, to local jail or workhouse, or to an institution for juvenile delinquents only.

Table 4. DISPOSITION IN SUPERIOR COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED						
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Imprisonment ²	Probation or suspended sentence	Fine or costs only	Placed on file after conviction
		Total	Dis-mis-sed	Acquitted--		Other no-pen-alty	Total	Pleaded guilty	Found guilty--								
				By court ¹	By jury				By court ¹	By jury							
All offenses.....	3,403	723	470	84	169	-	2,680	2,270	172	236	2,680	1	1,342	783	83	471	
Major offenses.....	2,825	579	367	67	145	-	2,246	1,908	143	195	2,246	1	1,189	657	33	366	
Murder.....	10	6	3	-	3	-	4	3	-	1	4	1	3	-	-	-	
Manslaughter.....	28	9	1	2	6	-	19	16	-	3	19	-	18	1	-	-	
Robbery.....	243	54	30	4	20	-	189	135	17	37	189	-	132	40	-	17	
Aggravated assault.....	115	18	8	4	6	-	97	73	12	12	97	-	48	36	1	12	
Burglary.....	727	57	39	6	12	-	670	635	11	24	670	-	337	227	-	106	
Larceny, except auto theft ³	595	217	174	13	30	-	378	340	13	25	378	-	158	111	6	103	
Auto theft.....	325	42	31	5	6	-	283	264	7	12	283	-	143	76	5	59	
Stolen property, receiving, etc.	77	22	4	7	11	-	55	39	5	11	55	-	19	28	2	6	
Forgery and counterfeiting.....	57	15	14	-	1	-	42	29	10	3	42	-	21	11	5	5	
Rape.....	215	39	15	11	13	-	176	129	22	25	176	-	108	55	-	13	
Commercialized vice.....	39	12	8	-	4	-	27	21	1	5	27	-	20	6	-	1	
Other sex offenses.....	173	29	8	10	11	-	149	95	36	18	149	-	85	30	9	25	
Violating drug laws.....	25	5	4	1	-	-	20	15	3	2	20	-	13	6	-	1	
Carrying, etc., weapons.....	40	4	2	1	1	-	36	29	2	5	36	-	18	8	2	8	
Other major offenses.....	151	50	26	3	21	-	101	85	4	12	101	-	66	22	3	10	
Abortion.....	35	15	6	-	9	-	20	11	3	6	20	-	13	4	1	2	
Arson.....	26	7	2	2	3	-	19	18	-	1	19	-	8	8	-	3	
Bigamy.....	5	-	-	-	-	-	5	5	-	-	5	-	2	1	1	1	
Blackmail and extortion.....	14	10	4	-	6	-	4	3	-	1	4	-	2	-	-	2	
Escape and jail break.....	28	1	1	-	-	-	27	23	1	3	27	-	24	1	-	2	
Kidnaping.....	9	5	4	1	-	-	4	3	-	1	4	-	4	-	-	-	
Perjury.....	34	12	9	-	3	-	22	22	-	-	22	-	13	8	1	-	
Minor offenses ⁴	578	144	103	17	24	-	434	362	29	43	434	-	153	126	50	105	

¹ Jury waived.² Includes defendants sentenced to a State prison or reformatory, to a local jail or workhouse, or to an institution for juvenile delinquents only.³ Larceny, except auto theft, includes embezzlement and fraud.⁴ This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

MINNESOTA

A total of 1,385 defendants were disposed of for major offenses in the district courts of Minnesota during the calendar year 1942, according to individual reports received from the Minnesota Bureau of Criminal Apprehension by the Bureau of the Census. Of these 1,385 defendants, 1,166, or 84.2 percent, were convicted and sentenced; 518, or 44.4 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory; and 496, or 42.5 percent, were placed on probation or given a suspended sentence. Of the 1,049 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 909, or 86.7 percent, were convicted; and of the 195 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 139, or 71.3 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population decreased steadily from 84.0 in 1938 to 51.8 in 1942. The rate for defendants convicted of major offenses followed the same general trend, decreasing from 73.2 in 1938 to 43.6 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, with forgery and counterfeiting following in second place, and the two offense groups together accounting for 49.5 percent of all major offense dispositions. (See table 1.)

During the past five years, 88.7 percent of all defendants disposed of for major crimes were convicted. In 1938, 87.2 percent of the defendants were convicted;

in 1939, 90.5 percent; in 1940, 90.8 percent; in 1941, 89.7 percent, and in 1942, 84.2 percent. In 1942, 78.6 percent of all defendants entered a plea of guilty, whereas only 5.2 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past five years, 44.8 percent were sentenced to a State prison or reformatory. The percentages for 1942 and 1940 fell below this amount, while those for the remaining years were somewhat higher. Of all defendants convicted of major offenses during the past five years, 40.7 percent were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding four years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past five years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

OFFENSE FOR WHICH DISPOSED OF	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	1,385	1,696	1,990	2,069	2,295	51.8	62.3	71.3	74.9	84.0
Murder.....	11	17	14	12	16	0.4	0.6	0.5	0.4	0.6
Manslaughter.....	37	37	24	28	36	1.4	1.4	0.9	1.0	1.3
Robbery.....	63	61	53	127	106	2.4	2.2	1.9	4.6	3.9
Aggravated assault.....	63	57	76	72	97	2.4	2.1	2.7	2.6	3.5
Burglary.....	122	191	278	225	272	4.6	7.0	10.0	8.1	10.0
Larceny, except auto theft.....	499	539	636	702	772	18.6	19.8	22.8	25.4	28.2
Auto theft.....	107	139	151	170	171	4.0	5.1	5.4	6.2	6.3
Embezzlement and fraud.....	42	61	52	71	75	1.6	2.2	1.9	2.6	2.7
Stolen property, receiving, etc.....	29	27	38	37	75	1.1	1.0	1.4	1.3	2.7
Forgery and counterfeiting.....	187	295	353	321	374	7.0	10.8	12.6	11.6	13.7
Rape.....	84	120	91	112	87	3.1	4.4	3.3	4.1	3.2
Other major offenses.....	141	152	224	192	214	5.3	5.6	8.0	7.0	7.8
DEFENDANTS CONVICTED										
Total.....	1,166	1,522	1,807	1,873	2,001	43.6	55.9	64.7	67.8	73.2
Murder.....	10	12	10	7	11	0.4	0.4	0.4	0.3	0.4
Manslaughter.....	25	26	16	17	22	0.9	1.0	0.6	0.6	0.8
Robbery.....	57	53	50	111	100	2.1	1.9	1.8	4.0	3.7
Aggravated assault.....	39	42	58	62	60	1.5	1.5	2.1	2.2	2.2
Burglary.....	105	172	264	220	254	3.9	6.3	9.5	8.0	9.3
Larceny, except auto theft.....	434	498	590	639	713	16.2	18.3	21.1	23.1	26.1
Auto theft.....	92	135	143	161	152	3.4	5.0	5.1	5.8	5.6
Embezzlement and fraud.....	33	42	36	59	55	1.2	1.5	1.3	2.1	2.0
Stolen property, receiving, etc.....	23	24	35	28	51	0.9	0.9	1.3	1.0	1.9
Forgery and counterfeiting.....	165	270	333	308	343	6.2	9.9	11.9	11.2	12.6
Rape.....	65	105	81	101	63	2.4	3.9	2.9	3.7	2.3
Other major offenses.....	118	143	191	160	177	4.4	5.3	6.8	5.8	6.5

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--MINNESOTA

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,385	100.0	1,696	100.0	1,990	100.0	2,069	100.0	2,295	100.0
Disposed of without conviction.....	219	15.8	174	10.3	183	9.2	196	9.5	294	12.8
Dismissed.....	153	11.0	125	7.4	130	6.5	132	6.4	231	10.1
Acquitted by court (jury waived).....	1	0.1	1	0.1	3	0.2	-	-	2	0.1
Acquitted by jury.....	46	3.3	49	2.9	49	2.4	56	2.7	43	1.9
Other no-penalty disposition.....	19	1.4	5	0.3	7	0.4	8	0.4	18	0.8
Convicted and sentenced.....	1,166	84.2	1,522	89.7	1,807	90.8	1,873	90.5	2,001	87.2
Pleaded guilty.....	1,089	78.6	1,434	84.6	1,741	87.5	1,784	86.2	1,903	82.9
Found guilty by court (jury waived).....	5	0.4	7	0.4	3	0.2	5	0.3	6	0.3
Found guilty by jury.....	72	5.2	81	4.8	63	3.2	83	4.0	92	4.0

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

[Death penalty not applicable in Minnesota]

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced...	1,166	100.0	1,522	100.0	1,807	100.0	1,873	100.0	2,001	100.0
Prison or reformatory.....	518	44.4	683	44.9	788	43.6	859	45.9	903	45.1
Probation of suspended sentence.....	496	42.5	661	43.4	719	39.8	740	39.5	788	39.4
Local jail or workhouse.....	122	10.5	148	9.7	240	13.3	212	11.3	267	13.3
Fine or costs only.....	27	2.3	27	1.8	55	3.0	55	2.9	35	1.7
Institution for juvenile delinquents only..	3	0.3	2	0.1	5	0.3	7	0.4	8	0.4
Other sentence.....	-	-	1	0.1	-	-	-	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

[Death penalty not applicable in Minnesota]

OFFENSE FOR WHICH DISPOSED OF	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED							
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dis-missed	Acquitted--		Other no-penalty	Total	Pleaded guilty	Found guilty--									
				By court ¹	By jury				By court ¹	By jury								
All offenses.....	1,801	270	192	6	49	23	1,531	1,437	7	87	1,531	536	679	159	154	3	-	
Major offenses.....	1,385	219	153	1	46	19	1,166	1,089	5	72	1,166	518	496	122	27	3	-	
Murder.....	11	1	-	-	-	1	10	4	-	6	10	10	-	-	-	-	-	
Manslaughter.....	37	12	2	-	10	-	25	18	-	7	25	10	11	1	3	-	-	
Robbery.....	63	6	6	-	-	-	57	53	-	4	57	44	12	-	-	1	-	
Aggravated assault.....	63	24	13	-	9	2	39	33	1	5	39	26	9	3	1	-	-	
Burglary.....	122	17	13	-	2	2	105	103	-	2	105	46	49	10	-	-	-	
Larceny, except auto theft.	499	65	49	1	9	6	434	419	1	14	434	181	166	59	6	2	-	
Auto theft.....	107	15	10	-	1	4	92	91	-	1	92	44	44	3	1	-	-	
Embezzlement and fraud....	42	9	9	-	-	-	33	29	-	4	33	6	22	2	3	-	-	
Stolen property, receiving, etc.....	29	6	4	-	1	1	23	22	-	1	23	2	16	3	2	-	-	
Forgery and counterfeiting.	187	22	19	-	1	2	165	164	-	1	165	66	70	25	4	-	-	
Rape.....	84	19	12	-	6	1	65	53	1	11	65	35	27	3	-	-	-	
Commercialized vice.....	14	4	4	-	-	-	10	5	-	5	10	6	2	-	2	-	-	
Other sex offenses.....	74	9	6	-	3	-	65	56	2	7	65	28	29	5	3	-	-	
Violating drug laws.....	9	-	-	-	-	-	9	9	-	-	9	2	3	4	-	-	-	
Carrying, etc., weapons....	6	2	1	-	1	-	4	4	-	-	4	-	1	2	1	-	-	
Other major offenses.....	38	8	5	-	3	-	30	26	-	4	30	12	15	2	1	-	-	
Abortion.....	3	-	-	-	-	-	3	2	-	1	3	1	2	-	-	-	-	
Arson.....	12	5	3	-	2	-	7	5	-	2	7	2	5	-	-	-	-	
Bigamy.....	9	1	1	-	-	-	8	8	-	-	8	4	3	-	1	-	-	
Blackmail and extortion....	1	1	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break.....	10	-	-	-	-	-	10	9	-	1	10	5	3	2	-	-	-	
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Perjury.....	3	1	1	-	-	-	2	2	-	-	2	-	2	-	-	-	-	
Minor offenses ²	416	51	39	5	3	4	365	348	2	15	365	18	183	37	127	-	-	

¹ Jury waived.² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

A common criticism of court administration is that there are often unnecessary and exceedingly long delays in the disposition of criminal cases. Since individual reports were received on the disposition of defendants in the district courts, an analysis was made possible of the elapsed time between the date of filing the indictment or information, and the date of final plea, trial, or disposition. These data are presented in tables 5 to 8 by method of disposition, according to the total time elapsing from filing of indictment or information to the disposition, from filing of indictment or information to the final plea, and from final plea to trial. For defendants convicted and sentenced, the total time elapsing from filing to disposition is presented by sentence or treatment.

Of the 1,801 defendants disposed of, 84.8 percent were disposed of in less than two months, but the dispositions of 69, or 3.8 percent, were pending for a year or more. In general, the disposition of defendants who were convicted and sentenced required less time than the disposition of defendants who were eliminated without conviction. Of the defendants who were convicted, 91.4 percent were disposed of in less than two months, and 82.5 percent in less than one month; but of the defendants eliminated without conviction, only 47.4 percent were disposed of in less than two months and only 37.4 percent in less than one month. (See table 5.) These data seem to substantiate the assumption that the probability of a conviction decreases with the passage of time.

For 81.7 percent of the defendants who entered a plea, the time lost between filing of the indictment or information and the final plea did not exceed one week. Of the 1,322 defendants who pleaded guilty as charged, 83.8 percent had entered their final plea by the end of seven days, whereas, of the 115 who pleaded guilty to a lesser offense than charged, only 53, or 46.1 percent, had entered their final plea by the end of one week. (See table 6.)

Of the 1,801 defendants disposed of in 1942, only 149 were brought to trial, and of these, 94, or 63.1 percent, were convicted and sentenced. Of the defendants tried, 89.1 percent of those acquitted, and 87.2 percent of those convicted, were tried within 59 days after entering plea. (See table 7.) Defendants convicted and placed on probation or given a suspended sentence were disposed of less rapidly than those sentenced to a State prison or reformatory. Of the defendants placed on probation or given a suspended sentence, 80.4 percent were disposed of during the first month, as compared with 84.9 percent of those sent to a prison or reformatory and 82.4 percent of those sentenced to a local jail or workhouse. (See table 8.)

Of the 1,531 convicted defendants, only 134, or 8.8 percent, had been charged with a more serious offense than that of which convicted. The greatest number of these defendants, 36, had been charged with grand larceny, but were convicted of a lesser offense. (See table 9.) Statistics on the type of charge and the offense of which convicted are presented for convicted defendants in table 10.

Table 5. DEFENDANTS DISPOSED OF, BY METHOD OF DISPOSITION AND ELAPSED TIME BETWEEN FILING OF CHARGE AND FINAL DISPOSITION: 1942

[Percent not shown where base is less than 50]

ELAPSED TIME (Filing to disposition)	Total defendants disposed of	DISPOSED OF WITHOUT CONVICTION					CONVICTED AND SENTENCED						
		Total	Dis- missed	Acquitted--		Other no- penalty	Total	Pleaded guilty		Found guilty by court ¹		Found guilty by jury	
				By court ¹	By jury			As charged	To a lesser offense	As charged	Of a lesser offense	As charged	Of a lesser offense
Total defendants.....	1,801	270	192	6	49	23	1,531	1,322	115	5	2	70	17
Under 1 month.....	1,364	101	57	2	31	11	1,263	1,136	81	3	1	36	6
0 to 7 days.....	963	38	19	-	13	6	925	870	41	1	1	10	2
8 to 14 days.....	183	21	12	1	8	-	162	128	19	2	-	10	3
15 to 29 days.....	218	42	26	1	10	5	176	138	21	-	-	16	1
1 month.....	164	27	17	-	8	2	137	94	17	2	1	18	5
30 to 44 days.....	111	16	8	-	5	2	95	64	12	1	1	13	4
45 to 59 days.....	53	11	9	-	2	-	42	30	5	1	-	5	1
2 months (60 to 89 days).....	75	21	14	-	3	4	54	41	5	-	-	5	3
3 to 5 months (90 to 179 days).....	79	35	22	4	6	3	44	30	7	-	-	4	3
6 to 11 months (180 to 359 days).....	50	31	29	-	1	1	19	11	3	-	-	5	-
1 year or more (360 days or more).....	69	55	53	-	-	2	14	10	2	-	-	2	-
PERCENT													
Total defendants.....	100.0	100.0	100.0	-	-	-	100.0	100.0	100.0	-	-	100.0	-
Under 1 month.....	75.7	37.4	29.7	-	-	-	82.5	85.9	70.4	-	-	51.4	-
0 to 7 days.....	53.5	14.1	9.9	-	-	-	60.4	65.8	35.7	-	-	14.3	-
8 to 14 days.....	10.2	7.8	6.3	-	-	-	10.6	9.7	16.5	-	-	14.3	-
15 to 29 days.....	12.1	15.6	13.5	-	-	-	11.5	10.4	18.3	-	-	22.9	-
1 month.....	9.1	10.0	8.9	-	-	-	8.9	7.1	14.8	-	-	25.7	-
30 to 44 days.....	6.2	5.9	4.2	-	-	-	6.2	4.8	10.4	-	-	18.6	-
45 to 59 days.....	2.9	4.1	4.7	-	-	-	2.7	2.3	4.3	-	-	7.1	-
2 months (60 to 89 days).....	4.2	7.8	7.3	-	-	-	3.5	3.1	4.3	-	-	7.1	-
3 to 5 months (90 to 179 days).....	4.4	13.0	11.5	-	-	-	2.9	2.3	6.1	-	-	5.7	-
6 to 11 months (180 to 359 days).....	2.8	11.5	15.1	-	-	-	1.2	0.8	2.6	-	-	7.1	-
1 year or more (360 days or more).....	3.8	20.4	27.6	-	-	-	0.9	0.8	1.7	-	-	2.9	-

¹ Jury waived.

JUDICIAL CRIMINAL STATISTICS--MINNESOTA

Table 6. DEFENDANTS DISPOSED OF, BY METHOD OF DISPOSITION AND ELAPSED TIME BETWEEN FILING OF CHARGE AND FINAL PLEA: 1942

[Percent not shown where base is less than 50]

ELAPSED TIME (Filing to plea)	Total defendants disposed of	DISPOSED OF WITHOUT CONVICTION					CONVICTED AND SENTENCED						
		Total	Dis- missed	Acquitted--		Other no- penalty	Total	Pleaded guilty		Found guilty by court ¹		Found guilty by jury	
				By court ¹	By jury			As charged	To a lesser offense	As charged	Of a lesser offense	As charged	Of a lesser offense
Total defendants.....	1,801	270	192	6	49	23	1,531	1,322	115	5	2	70	17
Defendants not entering plea.....	104	104	91	-	-	13	-	-	-	-	-	-	-
Defendants entering plea.....	1,697	166	101	6	49	10	1,531	1,322	115	5	2	70	17
Under 1 month.....	1,568	157	96	6	46	9	1,411	1,235	89	5	2	66	14
0 to 7 days.....	1,387	146	89	6	42	9	1,241	1,108	53	4	2	62	12
8 to 14 days.....	96	7	5	-	2	-	89	63	21	1	-	4	-
15 to 29 days.....	85	4	2	-	2	-	81	64	15	-	-	-	2
1 month.....	56	5	4	-	-	1	51	36	13	-	-	1	1
30 to 44 days.....	37	5	4	-	-	1	32	22	9	-	-	-	1
45 to 59 days.....	19	-	-	-	-	-	19	14	4	-	-	1	-
2 months (60 to 89 days).....	27	2	-	-	2	-	25	20	4	-	-	1	-
3 to 5 months (90 to 179 days)...	28	1	-	-	1	-	27	18	7	-	-	-	2
6 to 11 months (180 to 359 days)...	10	-	-	-	-	-	10	9	1	-	-	-	-
1 year or more (360 days or more)	8	1	1	-	-	-	7	4	1	-	-	2	-
PERCENT													
Defendants entering plea.....	100.0	100.0	100.0	-	-	-	100.0	100.0	100.0	-	-	100.0	-
Under 1 month.....	92.4	94.6	95.0	-	-	-	92.2	93.4	77.4	-	-	94.3	-
0 to 7 days.....	81.7	88.0	88.1	-	-	-	81.1	83.6	46.1	-	-	88.6	-
8 to 14 days.....	5.7	4.2	5.0	-	-	-	5.8	4.8	18.3	-	-	5.7	-
15 to 29 days.....	5.0	2.4	2.0	-	-	-	5.3	4.8	13.0	-	-	-	-
1 month.....	3.3	3.0	4.0	-	-	-	3.3	2.7	11.3	-	-	1.4	-
30 to 44 days.....	2.2	3.0	4.0	-	-	-	2.1	1.7	7.8	-	-	-	-
45 to 59 days.....	1.1	-	-	-	-	-	1.2	1.1	8.5	-	-	1.4	-
2 months (60 to 89 days).....	1.6	1.2	-	-	-	-	1.6	1.5	3.5	-	-	1.4	-
3 to 5 months (90 to 179 days)...	1.6	0.6	-	-	-	-	1.8	1.4	6.1	-	-	-	-
6 to 11 months (180 to 359 days)...	0.6	-	-	-	-	-	0.7	0.9	-	-	-	-	-
1 year or more (360 days or more)	0.5	0.6	1.0	-	-	-	0.5	0.3	0.9	-	-	2.9	-

¹ Jury waived.

Table 7. DEFENDANTS DISPOSED OF, BY METHOD OF DISPOSITION AND ELAPSED TIME BETWEEN FINAL PLEA AND TRIAL: 1942

[Percent not shown where base is less than 50]

ELAPSED TIME (Plea to trial)	Total defendants disposed of	DISPOSED OF WITHOUT CONVICTION					CONVICTED AND SENTENCED						
		Total	Dis- missed	Acquitted--		Other no- penalty	Total	Pleaded guilty		Found guilty by court ¹		Found guilty by jury	
				By court ¹	By jury			As charged	To a lesser offense	As charged	Of a lesser offense	As charged	Of a lesser offense
Total defendants.....	1,801	270	192	6	49	23	1,531	1,322	115	5	2	70	17
Defendants not tried.....	1,652	215	192	-	-	23	1,437	1,322	115	-	-	-	-
Defendants tried.....	149	55	-	6	49	-	94	-	-	5	2	70	17
Under 1 month.....	105	41	-	3	38	-	64	-	-	4	2	47	11
0 to 7 days.....	52	23	-	1	22	-	29	-	-	3	1	21	4
8 to 14 days.....	25	8	-	1	7	-	17	-	-	-	-	14	3
15 to 29 days.....	28	10	-	1	9	-	18	-	-	1	1	12	4
1 month.....	26	8	-	3	5	-	18	-	-	1	-	13	4
30 to 44 days.....	18	3	-	-	3	-	15	-	-	1	-	11	3
45 to 59 days.....	8	5	-	3	2	-	3	-	-	-	-	2	1
2 to 5 months (60 to 179 days)...	18	5	-	-	5	-	8	-	-	-	-	6	2
6 to 11 months (180 to 359 days)...	5	1	-	-	1	-	4	-	-	-	-	4	-
1 year or more (360 days or more)	-	-	-	-	-	-	-	-	-	-	-	-	-
PERCENT													
Defendants tried.....	100.0	100.0	-	-	-	-	100.0	-	-	-	-	100.0	-
Under 1 month.....	70.5	74.5	-	-	-	-	68.1	-	-	-	-	67.1	-
0 to 7 days.....	34.9	41.8	-	-	-	-	30.9	-	-	-	-	30.0	-
8 to 14 days.....	16.8	14.5	-	-	-	-	16.1	-	-	-	-	20.0	-
15 to 29 days.....	18.8	18.2	-	-	-	-	19.1	-	-	-	-	17.1	-
1 month.....	17.4	14.5	-	-	-	-	19.1	-	-	-	-	18.6	-
30 to 44 days.....	12.1	5.5	-	-	-	-	16.0	-	-	-	-	15.7	-
45 to 59 days.....	5.4	9.1	-	-	-	-	3.2	-	-	-	-	2.9	-
2 to 5 months (60 to 179 days)...	8.7	9.1	-	-	-	-	8.5	-	-	-	-	8.6	-
6 to 11 months (180 to 359 days)...	3.4	1.8	-	-	-	-	4.3	-	-	-	-	5.7	-
1 year or more (360 days or more)	-	-	-	-	-	-	-	-	-	-	-	-	-

¹ Jury waived.

Table 8. DEFENDANTS CONVICTED AND SENTENCED, BY TYPE OF SENTENCE AND ELAPSED TIME BETWEEN FILING OF CHARGE AND FINAL DISPOSITION: 1942
 [Death penalty not applicable in Minnesota. Percent not shown where base is less than 50]

ELAPSED TIME (Filing to disposition)	Total defendants convicted and sentenced	TYPE OF SENTENCE					
		Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delin- quents only	Other sentence
Total defendants.....	1,531	536	679	159	154	3	-
Under 1 month.....	1,263	455	546	131	139	2	-
0 to 7 days.....	925	323	405	81	116	-	-
8 to 14 days.....	162	68	67	23	9	-	-
15 to 29 days.....	176	69	74	27	4	2	-
1 month.....	197	53	58	14	11	1	-
30 to 44 days.....	95	39	36	12	7	1	-
45 to 59 days.....	42	14	22	2	4	-	-
2 months (60 to 89 days).....	54	11	34	5	4	-	-
3 to 5 months (90 to 179 days).....	44	12	21	7	4	-	-
6 to 11 months (180 to 359 days).....	19	3	11	1	4	-	-
1 year or more (360 days or more).....	14	2	9	1	2	-	-
PERCENT							
Total defendants.....	100.0	100.0	100.0	100.0	100.0	-	-
Under 1 month.....	82.5	84.9	80.4	82.4	83.8	-	-
0 to 7 days.....	60.4	60.3	59.6	50.9	75.3	-	-
8 to 14 days.....	10.6	11.8	9.9	14.5	5.8	-	-
15 to 29 days.....	11.5	12.9	10.9	17.0	2.6	-	-
1 month.....	8.9	9.9	8.5	8.8	7.1	-	-
30 to 44 days.....	6.2	7.3	5.3	7.5	4.5	-	-
45 to 59 days.....	2.7	2.6	3.2	1.3	2.6	-	-
2 months (60 to 89 days).....	3.5	2.1	5.0	3.1	2.6	-	-
3 to 5 months (90 to 179 days).....	2.9	2.2	3.1	4.4	2.6	-	-
6 to 11 months (180 to 359 days).....	1.2	0.6	1.6	0.6	2.6	-	-
1 year or more (360 days or more).....	0.9	0.4	1.3	0.6	1.3	-	-

Table 9. DEFENDANTS DISPOSED OF, BY OFFENSE CHARGED AND TYPE OF DISPOSITION: 1942

OFFENSE CHARGED	Total defendants disposed of	Disposed of without convic- tion	CONVICTED AND SENTENCED			OFFENSE CHARGED	Total defendants disposed of	Disposed of without convic- tion	CONVICTED AND SENTENCED		
			Total	As charged	Of a lesser offense				Total	As charged	Of a lesser offense
All offenses.....	1,801	270	1,531	1,397	134	Burglary.....	123	17	106	100	6
Major offenses.....	1,401	219	1,182	1,073	109	Larceny, exc. auto theft: Larceny (exc. petty larceny).....	493	65	428	392	36
Murder:						Petty larceny.....	2	-	2	2	-
First degree.....	12	1	11	6	5	Auto theft.....	107	15	92	91	1
Second degree.....	1	-	1	1	-	Embezzlement and fraud.....	42	9	33	33	-
Manslaughter:						Stolen property, receiving, etc....	27	6	21	21	-
Manslaughter (exc. negl. homicide)	5	2	3	2	1	Forgery and counterfeiting.....	189	22	167	161	6
Negligent homicide.....	31	10	21	19	2	Rape:					
Robbery:						Rape (exc. carnal knowledge).....	13	2	11	7	4
First degree.....	51	3	48	33	15	Carnal knowledge.....	78	17	61	56	5
Second degree.....	12	3	9	5	4	Commercialized vice.....	14	4	10	9	1
Third degree.....	5	-	5	5	-	Other sex offenses.....	68	9	59	55	4
Aggravated assault:						Other major offenses.....	53	10	43	42	1
First degree.....	11	2	9	4	5	Minor offenses.....	400	51	349	324	25
Second degree.....	64	22	42	29	13						

Table 10. DEFENDANTS CONVICTED AND SENTENCED, BY OFFENSE FOR WHICH CONVICTED AND TYPE OF CHARGE: 1942

OFFENSE FOR WHICH CONVICTED	Total defendants convicted	Charged with same offense	Charged with more serious offense	OFFENSE FOR WHICH CONVICTED	Total defendants convicted	Charged with same offense	Charged with more serious offense
Major offenses.....	1,166	1,073	93	Larceny, exc. auto theft: Larceny (exc. petty larceny).....	406	392	14
Murder:				Petty larceny.....	28	2	26
First degree.....	6	6	-	Auto theft.....	92	91	1
Second degree.....	4	1	3	Embezzlement and fraud.....	33	33	-
Manslaughter:				Stolen property, receiving, etc....	23	21	2
Manslaughter (exc. negl. homicide)	4	2	2	Forgery and counterfeiting.....	165	161	4
Negligent homicide.....	21	19	2	Rape:			
Robbery:				Rape (exc. carnal knowledge).....	7	7	-
First degree.....	33	33	-	Carnal knowledge.....	58	56	2
Second degree.....	14	5	9	Commercialized vice.....	10	9	1
Third degree.....	10	5	5	Other sex offenses.....	65	55	10
Aggravated assault:				Other major offenses.....	43	42	1
First degree.....	4	4	-	Minor offenses.....	365	324	41
Second degree.....	25	29	6				

JUDICIAL CRIMINAL STATISTICS: 1942

MONTANA

A total of 376 defendants were disposed of for major offenses in the district courts of Montana during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 376 defendants, 289, or 76.9 percent, were convicted and sentenced; and 217, or 75.1 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 259 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 206, or 79.5 percent, were convicted; and of the 73 disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 44, or 60.3 percent, were convicted.

The number of defendants disposed of for major offense per 100,000 of the population showed a downward trend from 102.1 in 1938 to 72.1 in 1942, although there was a slight increase in 1940 over 1939. The rate for defendants convicted of major offenses decreased steadily from 87.6 in 1938 to 55.4 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, with burglary following in second place, and the two offense groups together accounting for 40.4 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 81.8 percent of all defendants disposed of for major crimes were convicted. In 1938, 85.8 percent of the defendants were convicted; in 1939, 85.6 percent; in 1940, 82.5 percent; in 1941, 79.1

percent; and in 1942, 76.9 percent. In 1942, 68.6 percent of all defendants entered a plea of guilty, whereas only 6.1 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 75.5 percent were sentenced to imprisonment in a State institution for adults. The percentage so sentenced increased from 70.9 in 1938 to 77.5 in 1940, and then decreased to 75.1 in 1942. Only 15.7 percent of all defendants convicted of major offenses during the past 5 years were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offense and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 56 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 1941, and 1940, all counties, 100.0 percent; 1939, 44 counties, 70.0 percent; 1938, 47 counties, 61.9 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	376	503	549	375	345	72.1	93.8	98.1	97.0	102.1
Murder.....	8	10	8	8	5	1.5	1.9	1.4	2.1	1.5
Manslaughter.....	13	5	5	6	6	2.5	0.9	0.9	1.6	1.8
Robbery.....	23	27	31	16	19	4.4	5.0	5.5	4.1	5.6
Aggravated assault.....	25	22	30	22	18	4.8	4.1	5.4	5.7	5.3
Burglary.....	74	99	149	93	89	14.2	18.5	26.6	24.1	26.3
Larceny, except auto theft.....	78	134	115	97	81	15.0	25.0	20.6	25.1	24.0
Auto theft.....	12	19	42	14	21	2.3	3.5	7.5	3.6	6.2
Embezzlement and fraud.....	7	7	7	12	12	1.3	1.3	1.3	3.1	3.6
Stolen property, receiving, etc.....	6	7	23	6	6	1.2	1.3	5.0	1.6	1.8
Forgery and counterfeiting.....	59	98	91	61	46	11.3	18.3	16.3	15.8	13.6
Rape.....	27	36	27	13	17	5.2	6.7	4.8	3.4	5.0
Other major offenses.....	44	39	16	27	25	8.4	7.3	2.9	7.0	7.4
DEFENDANTS CONVICTED										
Total.....	289	398	453	321	296	55.4	74.2	81.0	83.1	87.6
Murder.....	6	7	5	6	5	1.2	1.3	0.9	1.6	1.5
Manslaughter.....	7	3	1	3	2	1.3	0.6	0.2	0.8	0.6
Robbery.....	20	21	23	10	16	3.8	3.9	4.1	2.6	4.7
Aggravated assault.....	18	18	23	20	15	3.5	3.4	4.1	5.2	4.4
Burglary.....	58	80	121	89	81	11.1	14.9	23.4	23.0	24.0
Larceny, except auto theft.....	55	107	95	78	69	10.5	20.0	17.0	20.2	20.4
Auto theft.....	9	15	33	14	20	1.7	2.8	5.9	3.6	5.9
Embezzlement and fraud.....	5	6	4	9	10	1.0	1.1	0.7	2.3	3.0
Stolen property, receiving, etc.....	6	6	26	4	5	1.2	1.1	4.6	1.0	1.5
Forgery and counterfeiting.....	53	90	84	58	44	10.2	16.8	15.1	15.0	13.0
Rape.....	13	16	17	9	12	2.5	3.0	3.0	2.3	3.6
Other major offenses.....	39	29	11	21	17	7.5	5.4	2.0	5.4	5.0

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--MONTANA

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	376	100.0	503	100.0	549	100.0	375	100.0	245	100.0
Disposed of without conviction.....	87	23.1	105	20.9	96	17.5	54	14.4	49	14.2
Dismissed.....	69	18.4	90	17.9	71	12.9	43	11.5	35	10.1
Acquitted by court (jury waived).....	4	1.1	-	-	-	-	-	-	-	-
Acquitted by jury.....	13	3.5	14	2.8	21	3.8	10	2.7	14	4.1
Other no-penalty disposition.....	1	0.3	1	0.2	4	0.7	1	0.3	-	-
Convicted and sentenced.....	289	76.9	398	79.1	453	82.5	321	85.6	296	85.8
Pleaded guilty.....	258	68.6	345	68.6	390	71.0	294	78.4	275	79.7
Found guilty by court (jury waived).....	8	2.1	8	1.6	21	3.8	2	0.5	3	0.9
Found guilty by jury.....	23	6.1	45	8.9	42	7.7	25	6.7	18	5.2

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	289	100.0	398	100.0	453	100.0	321	100.0	296	100.0
Death penalty.....	-	-	-	-	-	-	1	0.3	1	0.3
Prison or reformatory.....	217	75.1	300	75.4	351	77.5	248	77.3	210	70.9
Probation or suspended sentence.....	45	15.9	64	16.1	62	13.7	46	14.3	58	19.6
Local jail or workhouse.....	4	1.4	17	4.3	24	5.3	13	4.0	22	7.4
Fine or costs only.....	6	2.1	9	2.3	5	1.1	6	1.9	1	0.3
Institution for juvenile delinquents only	16	5.5	8	2.0	11	2.4	7	2.2	4	1.4
Other sentence.....	-	-	-	-	-	-	7	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other co-penalty	Total	Pleaded guilty	Found guilty--										
All offenses.....	472	113	90	4	18	1	359	315	9	35	359	-	222	57	12	47	20	1	
Major offenses.....	376	87	69	4	13	1	289	258	8	23	289	-	217	46	4	6	16	-	
Murder.....	8	2	2	-	-	-	6	1	-	5	6	-	6	-	-	-	-	-	
Manslaughter.....	13	6	5	-	1	-	7	4	1	2	7	-	6	1	-	-	-	-	
Robbery.....	23	3	2	-	1	-	20	16	1	3	20	-	18	1	-	-	1	-	
Aggravated assault.....	25	7	6	-	1	-	18	13	-	5	18	-	10	3	1	4	-	-	
Burglary.....	74	16	12	-	4	-	58	32	6	-	58	-	39	9	-	-	10	-	
Larceny, except auto theft.....	78	23	18	2	3	-	55	50	-	5	55	-	47	7	-	1	-	-	
Auto theft.....	12	3	2	-	-	1	9	9	-	-	9	-	2	3	3	-	1	-	
Embezzlement and fraud.....	7	2	2	-	-	-	5	5	-	-	5	-	3	1	-	1	-	-	
Stolen property, receiving, etc.....	6	-	-	-	-	-	6	6	-	-	6	-	-	4	-	-	2	-	
Forgery and counterfeiting.....	59	6	3	2	1	-	53	52	-	1	53	-	41	10	-	-	2	-	
Rape.....	27	14	13	-	1	-	18	11	-	2	13	-	12	1	-	-	-	-	
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Other sex offenses.....	19	2	2	-	-	-	17	17	-	-	17	-	15	2	-	-	-	-	
Violating drug laws.....	1	-	-	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	
Carrying, etc., weapons.....	6	-	-	-	-	-	6	6	-	-	6	-	3	3	-	-	-	-	
Other major offenses.....	18	3	2	-	1	-	15	15	-	-	15	-	14	1	-	-	-	-	
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Arson.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Bigamy.....	3	1	1	-	-	-	2	2	-	-	2	-	2	-	-	-	-	-	
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break.....	12	-	-	-	-	-	12	12	-	-	12	-	12	-	-	-	-	-	
Kidnaping.....	1	-	-	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	
Perjury.....	2	2	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	
Minor offenses ²	96	26	21	-	5	-	70	57	1	12	70	-	5	11	8	41	4	1	

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

NEW HAMPSHIRE

A total of 335 defendants were disposed of for major offenses in the superior courts of New Hampshire during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 335 defendants, 266, or 79.4 percent, were convicted and sentenced; and 132, or 49.6 percent, of the defendants convicted and sentenced were placed on probation or given a suspended sentence. Of the 216 defendants charged with major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 169, or 78.2 percent, were convicted; and of the 53 persons charged with major crimes against the person (murder, manslaughter, aggravated assault, and rape) 46, or 86.8 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population has decreased from 103.0 in 1938 to 72.4 in 1942. The rate for defendants convicted followed the same general trend, and with the exception of a slight increase in 1940, decreased from 80.6 in 1938 to 57.5 in 1942. More defendants were disposed of for burglary than for any other offense during 1942, with larceny following in second place, and the two offense groups together accounting for 43.6 percent of all major offense dispositions. (See table 1.)

During the past five years, 82.2 percent of all defendants disposed of for major offenses were convicted. The percentage of defendants convicted decreased from 78.2 in 1938 to 77.3 in 1939, increased to 89.3 in 1941,

and decreased to 79.4 in 1942. In 1942, 77.9 percent of all defendants entered a plea of guilty, whereas only 1.5 percent were found guilty by-jury. (See table 2.)

Of all defendants convicted of major offenses during the past five years, 49.9 percent were placed on probation or given a suspended sentence. The percentages for 1941 and 1942 fell below this figure, and the percentages for 1938, 1939, and 1940 were somewhat higher. Of all defendants convicted of major offenses during the past five years, 27.5 percent were sentenced to a State prison or reformatory.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding four years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past five years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942
[Statistics for all years except 1942 based on reports for all of the 10 counties of the State. Statistics for 1942 based on reports from 9 counties which contained 96.8 percent of the 1940 population of the State]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ²	1940 ³	1939 ⁴	1938 ⁴
DEFENDANTS DISPOSED OF										
Total.....	335	337	432	436	496	72.4	69.7	87.9	89.3	103.0
Murder.....	-	1	1	8	3	-	0.2	0.2	1.6	0.6
Manslaughter.....	5	3	2	4	4	1.1	0.6	0.4	0.8	0.8
Robbery.....	6	10	8	15	15	1.3	2.1	1.6	3.1	3.1
Aggravated assault.....	23	19	13	18	15	5.0	3.9	2.6	3.7	3.1
Burglary.....	89	79	90	109	150	19.2	16.4	18.3	22.3	31.1
Larceny, except auto theft.....	57	59	98	78	105	12.3	12.2	19.9	16.0	21.8
Auto theft.....	13	15	24	20	16	2.8	3.1	4.9	4.1	3.3
Embezzlement and fraud.....	40	32	54	74	75	8.7	6.6	11.0	15.1	15.6
Stolen property, receiving, etc.....	3	7	4	5	5	0.6	1.4	0.8	1.0	1.0
Forgery and counterfeiting.....	8	18	20	10	10	1.7	3.7	4.1	2.0	2.1
Rape.....	25	34	27	29	30	5.4	7.0	5.5	5.9	6.2
Other major offenses.....	66	60	91	66	68	14.3	12.4	18.5	13.5	14.1
DEFENDANTS CONVICTED										
Total.....	266	301	381	337	388	57.5	62.3	77.5	69.0	80.6
Murder.....	-	-	1	6	1	-	-	0.2	1.2	0.2
Manslaughter.....	3	3	1	3	4	0.6	0.6	0.2	0.6	0.8
Robbery.....	5	9	8	13	11	1.1	1.9	1.6	2.7	2.3
Aggravated assault.....	21	17	12	14	11	4.5	3.5	2.4	2.9	2.3
Burglary.....	76	73	86	95	119	16.4	15.1	17.5	19.4	24.7
Larceny, except auto theft.....	46	57	92	69	89	9.9	11.8	18.7	14.1	18.5
Auto theft.....	7	13	21	17	14	1.5	2.7	4.3	3.5	2.9
Embezzlement and fraud.....	26	26	43	32	52	5.6	5.4	8.7	6.6	10.8
Stolen property, receiving, etc.....	3	7	3	4	4	0.6	1.4	0.6	0.8	0.8
Forgery and counterfeiting.....	6	17	18	9	10	1.3	3.5	3.7	1.8	2.1
Rape.....	22	29	20	20	24	4.8	6.0	4.1	4.1	5.0
Other major offenses.....	51	50	76	55	49	11.0	10.3	15.5	11.3	10.2

¹ Based on estimate of civilian population for counties reporting.

² Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

³ Based on Population census of 1940.

⁴ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--NEW HAMPSHIRE

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	335	100.0	337	100.0	432	100.0	436	100.0	496	100.0
Disposed of without conviction.....	69	20.6	36	10.7	51	11.8	99	22.7	108	21.8
Omitted.....	45	12.4	31	9.2	38	8.8	66	19.7	80	16.1
Acquitted by court (jury waived).....	2	0.6	-	-	1	0.2	-	-	2	0.4
Acquitted by jury.....	5	1.5	1	0.3	6	1.4	9	2.1	8	1.6
Other no-penalty disposition.....	17	5.1	4	1.2	6	1.4	4	0.9	18	3.6
Convicted and sentenced.....	266	79.4	301	89.3	381	88.2	337	77.3	388	78.2
Pleaded guilty.....	261	77.9	274	81.3	368	85.2	334	76.6	353	71.2
Found guilty by court (jury waived).....	-	-	18	5.3	1	0.2	-	-	3	0.6
Found guilty by jury.....	5	1.5	9	2.7	12	2.8	3	0.7	32	6.5

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	266	100.0	301	100.0	381	100.0	337	100.0	388	100.0
Death penalty.....	-	-	-	-	-	-	-	-	-	-
Prison or reformatory.....	69	25.9	83	27.5	104	27.3	91	27.0	113	29.1
Probation or suspended sentence.....	132	49.6	130	43.2	202	53.0	176	52.2	195	50.3
Local jail or workhouse.....	52	19.5	66	21.9	66	17.3	55	16.3	70	18.0
Fine or costs only.....	9	3.4	7	2.3	8	2.1	12	3.6	8	2.1
Institution for juvenile delinquents only.	2	0.8	3	1.0	1	0.3	3	0.9	1	0.3
Other sentence.....	2	0.8	12	4.0	-	-	-	-	1	0.3

Table 4. DISPOSITION IN SUPERIOR COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted		Other no-penalty	Total	Pleaded guilty	Found guilty--										
				By court ¹	By jury				By court ¹	By jury									
All offenses.....	433	99	69	2	9	19	334	322	3	9	334	-	70	166	55	36	2	3	
Major offenses.....	335	69	45	2	5	17	266	261	-	5	266	-	69	132	52	9	2	2	
Murder.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Manslaughter.....	5	2	1	-	-	1	3	3	-	-	3	-	-	1	-	-	2	-	
Robbery.....	6	1	-	1	-	-	5	5	-	-	5	-	4	-	1	-	-	-	
Aggravated assault.....	23	2	1	-	-	1	21	21	-	-	21	-	2	13	3	2	1	-	
Burglary.....	89	13	10	-	-	3	76	74	-	2	76	-	24	36	16	-	-	-	
Larceny, except auto theft.	57	11	5	-	-	6	46	46	-	-	46	-	10	23	13	-	-	-	
Auto theft.....	13	6	6	-	-	-	7	7	-	-	7	-	-	5	-	-	-	2	
Embezzlement and fraud.....	40	14	12	1	1	-	26	26	-	-	26	-	6	17	2	1	-	-	
Stolen property, receiving, etc.....	3	-	-	-	-	-	3	3	-	-	3	-	1	2	-	-	-	-	
Forgery and counterfeiting.	8	2	-	-	-	2	6	6	-	-	6	-	1	1	2	1	-	-	
Rape.....	25	3	2	-	-	1	22	21	-	1	22	-	11	5	6	-	-	-	
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Other sex offenses.....	43	4	-	-	3	1	39	38	-	1	39	-	8	25	5	1	-	-	
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Carrying, etc., weapons....	1	-	-	-	-	-	1	1	-	-	1	-	-	1	-	-	-	-	
Other major offenses.....	22	11	8	-	1	2	11	10	-	1	11	-	2	3	2	2	1	-	
Abortion.....	2	1	1	-	-	-	1	1	-	-	1	-	-	-	-	1	-	-	
Arson.....	14	8	5	-	1	2	6	6	-	-	6	-	1	2	2	-	1	-	
Bigamy.....	4	-	-	-	-	-	4	3	-	1	4	-	1	1	1	1	-	-	
Blackmail and extortion..	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break....	2	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Perjury.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Minor offenses ²	98	30	24	-	4	2	68	61	3	4	68	-	1	34	3	29	-	1	

¹ Jury waived.

² This group includes minor assault; accessory; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

NEW JERSEY

A total of 5,872 defendants were disposed of for major offenses in the trial courts of New Jersey during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 5,872 defendants, 4,399, or 74.9 percent, were convicted and sentenced; and 1,672, or 38.0 percent, of the defendants convicted and sentenced were placed on probation or given a suspended sentence, and 1,504, or 34.2 percent, were sentenced to a State prison or reformatory. Of the 3,522 defendants charged with major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 2,761, or 78.4 percent, were convicted; and of the 1,101 persons charged with major crimes against the person (murder, manslaughter, aggravated assault, and rape) 697, or 63.3 percent, were convicted.

Although the number of defendants disposed of for major offenses per 100,000 of the population was virtually the same in 1938 and 1942 (148.8 and 148.1, respectively), this rate has fluctuated from year to year with a peak of 177.3 in 1940. The rate for defendants convicted followed a similar pattern of variation, with a figure of 135.0 for the same peak year. More defendants were disposed of for larceny than for any other offense during 1942, with burglary following in second place, and the two offense groups together accounting for 35.7 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 77.8 percent of all defendants disposed of for major offenses were convicted. The

percentage of defendants convicted decreased from 80.2 in 1938 to 74.9 in 1942, with the exception of a slight increase in 1941. In 1942, 60.6 percent of all defendants entered a plea of guilty, whereas only 3.4 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 36.7 percent were placed on probation or given a suspended sentence. The percentages for 1941 and 1939 fell below this figure, and the percentages for 1942 and 1940 were somewhat higher. Of all defendants convicted of major offenses during the past 5 years, 34.7 percent were sentenced to a State prison or reformatory.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 21 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 19 counties, 93.8 percent; 1941, 20 counties, 94.8 percent; 1940, 20 counties, 98.3 percent; 1939 and 1938, all counties, 100.0 percent.]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	5,872	5,291	7,250	5,870	5,104	148.1	133.0	177.3	142.1	148.8
Murder.....	85	57	51	84	48	1.6	1.4	1.2	0.8	1.0
Manslaughter.....	80	101	103	70	110	2.0	2.5	2.5	1.7	2.7
Robbery.....	268	354	400	397	504	8.8	8.9	9.8	9.6	12.3
Aggravated assault.....	725	654	743	661	674	18.3	16.4	18.2	16.0	18.4
Burglary.....	1,038	965	1,666	1,298	1,361	26.2	24.2	40.7	31.4	33.2
Larceny, except auto theft.....	1,061	831	1,193	1,054	1,045	26.8	20.9	23.2	25.3	25.5
Auto theft.....	305	343	898	226	252	7.7	8.6	9.7	5.5	6.4
Embezzlement and fraud.....	499	408	956	674	505	12.5	10.3	23.4	16.3	12.3
Stolen property, receiving, etc.....	176	179	152	168	205	4.4	4.5	3.7	4.1	5.0
Forgery and counterfeiting.....	178	172	127	111	157	4.4	4.3	3.1	2.7	4.1
Rape.....	231	242	220	201	182	5.8	6.1	5.4	4.9	4.4
Other major offenses.....	1,249	987	1,241	975	1,044	31.5	24.8	20.3	23.6	25.4
DEFENDANTS CONVICTED										
Total.....	4,399	4,117	5,519	4,700	4,896	111.0	108.5	135.0	113.8	119.3
Murder.....	47	41	35	23	37	1.2	1.0	0.9	0.6	0.9
Manslaughter.....	42	43	40	36	35	1.1	1.1	1.0	0.9	1.3
Robbery.....	219	270	329	322	394	5.6	6.8	8.0	7.8	9.6
Aggravated assault.....	444	415	457	454	471	11.2	10.4	11.2	11.0	11.5
Burglary.....	918	874	1,502	1,192	1,224	23.2	22.0	26.7	23.9	23.8
Larceny, except auto theft.....	826	679	969	908	913	20.8	16.9	24.2	22.0	22.3
Auto theft.....	266	319	808	199	237	6.7	8.0	7.5	4.8	6.8
Embezzlement and fraud.....	379	286	590	438	362	7.0	7.2	14.2	10.5	9.3
Stolen property, receiving, etc.....	121	125	102	119	141	3.1	3.1	2.5	2.9	3.4
Forgery and counterfeiting.....	132	119	101	96	125	3.3	3.0	3.5	2.5	3.0
Rape.....	154	179	158	150	120	4.1	4.5	3.9	3.5	2.9
Other major offenses.....	941	773	918	764	797	23.7	19.4	22.4	18.5	19.4

¹ Based on estimate of civilian population for counties reporting. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940 for counties reporting.

³ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--NEW JERSEY

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	5,872	100.0	5,291	100.0	7,250	100.0	5,870	100.0	6,104	100.0
Disposed of without conviction.....	1,478	25.1	1,174	22.2	1,731	23.9	1,170	19.9	1,208	19.8
Dismissed.....	911	15.5	739	14.0	1,132	15.6	702	12.0	631	11.2
Acquitted by court (jury waived).....	307	5.2	241	4.6	302	4.2	254	4.3	292	4.8
Acquitted by jury.....	160	2.7	166	3.1	185	2.6	188	3.2	201	3.3
Other no-penalty disposition.....	95	1.6	28	0.5	112	1.5	26	0.4	24	0.6
Convicted and sentenced.....	4,399	74.9	4,117	77.8	5,519	76.1	4,700	80.1	4,896	80.2
Plead guilty.....	3,560	60.6	3,542	66.9	4,648	64.1	4,103	69.9	4,207	68.9
Found guilty by court (jury waived).....	642	10.9	401	7.6	598	8.2	374	6.4	386	6.3
Found guilty by jury.....	197	3.4	174	3.3	278	3.8	223	3.8	303	5.0

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

[Percent not shown where less than 0.1]

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	4,399	100.0	4,117	100.0	5,519	100.0	4,700	100.0	4,896	100.0
Death penalty.....	1	-	3	0.1	-	-	2	-	-	-
Prison or reformatory.....	1,304	34.2	1,488	36.1	1,960	35.5	1,555	33.1	1,698	34.7
Probation or suspended sentence.....	1,672	38.0	1,399	34.0	2,038	38.0	1,704	36.3	1,797	36.7
Local jail or workhouse.....	809	18.4	796	19.3	1,033	19.1	944	20.1	1,044	21.3
Fine or costs only.....	395	9.0	408	9.9	341	6.2	402	8.6	308	6.3
Institution for juvenile delinquents only.....	5	0.1	11	0.3	51	0.9	80	1.7	32	0.7
Other sentence.....	18	0.8	12	0.3	16	0.3	18	0.3	16	0.3

Table 4. DISPOSITION IN TRIAL COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other no-penalty	Total	Plead guilty	Found guilty--										
				By court ¹	By jury				By court ¹	By jury									
All offenses.....	9,224	2,816	1,866	504	191	255	6,408	4,816	1,369	228	6,408	1	1,631	2,602	1,326	819	6	17	
Major offenses.....	5,872	1,473	911	307	160	95	4,399	3,560	642	197	4,399	1	1,504	1,672	809	395	5	13	
Murder.....	85	18	3	-	14	1	47	25	-	22	47	1	46	-	-	-	-	-	
Manslaughter.....	80	38	16	7	14	1	42	33	1	8	42	-	11	15	12	4	-		
Robbery.....	288	49	24	18	3	4	219	154	43	22	219	-	154	30	32	3	-		
Aggravated assault.....	725	231	131	103	31	16	444	324	97	23	444	-	96	132	132	57	-		
Burglary.....	1,038	120	83	15	10	7	918	617	77	24	918	-	360	358	129	50	1		
Larceny, except auto theft.....	1,061	235	180	34	10	11	826	659	147	10	826	-	228	352	150	98	2		
Auto theft.....	305	39	19	14	2	4	266	225	40	1	266	-	118	99	33	11	2		
Embezzlement and fraud.....	499	220	182	11	10	17	279	246	30	3	279	-	52	165	48	14	-		
Stolen property, receiving, etc.....	176	55	22	14	7	12	121	89	21	11	121	-	15	60	14	32	-		
Forgery and counterfeiting.....	175	43	32	8	-	3	132	121	10	1	132	-	56	45	21	10	-		
Rape.....	281	67	84	10	21	2	184	119	29	16	164	-	85	49	22	5	-		
Commercialized vice.....	238	34	29	14	11	-	182	140	20	22	182	-	55	55	38	23	-		
Other sex offenses.....	630	192	116	48	18	12	468	365	97	28	468	-	135	193	94	66	-		
Violating drug laws.....	22	-	-	-	-	-	22	19	3	-	22	-	6	7	9	-	-		
Carrying, etc., weapons.....	173	27	14	10	3	-	146	118	25	3	146	-	23	47	51	23	-		
Other major offenses.....	138	35	21	1	8	5	103	96	2	5	103	-	44	25	19	5	-		
Abortion.....	32	12	3	-	6	3	20	15	1	4	20	-	2	8	9	3	-		
Arson.....	25	5	2	1	2	-	20	19	1	-	20	-	1	18	3	-	-		
Sigamy.....	18	9	7	-	-	2	9	9	-	-	9	-	5	5	1	-	-		
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
Escape and jail break.....	48	1	1	-	-	-	47	47	-	-	47	-	34	7	4	2	-		
Kidnaping.....	1	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
Perjury.....	14	7	7	-	-	-	7	7	-	-	7	-	4	1	2	-	-		
Minor offenses ²	3,352	1,843	955	197	31	160	2,009	1,265	727	36	2,009	-	127	936	517	424	1	4	

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

NEW MEXICO

A total of 641 defendants were disposed of for major offenses in the district courts of New Mexico during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 641 defendants, 435, or 67.9 percent, were convicted and sentenced; and 236, or 54.3 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 377 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 274, or 72.7 percent, were convicted; and of the 186 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 109, or 58.6 percent were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population showed a downward trend from 189.7 in 1938 to 123.1 in 1942, although there were increases in 1939 and 1941. The rate for defendants convicted of major offenses decreased from 142.5 in 1938 to 83.5 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, this offense group accounting for 28.4 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 71.0 percent of all defendants disposed of for major crimes were convicted. The percentage convicted decreased from 75.1 in 1938 to 67.9 in 1942. In the same period, the proportion of defendants dismissed increased from 19.2 percent in 1938 to

24.8 percent in 1941 and to 24.6 percent in 1942. In 1942, 58.3 percent of all defendants entered a plea of guilty, whereas only 7.3 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 52.8 percent were sentenced to a State prison or reformatory. The percentages for 1941, 1940, and 1939 fell below this amount, while those for 1942 and 1938 were somewhat higher. Of all defendants convicted of major offenses during the past 5 years, 34.7 percent were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 31 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 1941, and 1940, all counties, 100.0 percent; 1939 and 1938, 30 counties, 98.0 percent.]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	641	974	969	1,008	955	123.1	185.6	182.2	196.6	189.7
Murder.....	25	23	27	18	50	4.8	4.4	5.1	3.5	9.9
Manslaughter.....	20	29	23	23	24	3.8	5.5	4.3	4.5	4.8
Robbery.....	10	33	32	23	24	1.9	6.3	6.0	4.5	4.8
Aggravated assault.....	92	114	100	115	126	17.7	21.7	18.8	22.4	25.0
Burglary.....	30	79	90	98	81	5.8	15.1	16.9	19.1	16.1
Larceny, except auto theft.....	182	271	296	343	288	34.9	51.6	55.7	66.9	57.2
Auto theft.....	26	55	43	43	36	5.0	10.5	8.1	8.4	7.2
Embezzlement and fraud.....	46	78	79	83	69	8.8	14.9	14.9	16.2	13.7
Stolen property, receiving, etc.....	14	24	28	25	50	2.7	4.6	5.3	4.9	9.9
Forgery and counterfeiting.....	69	118	127	107	81	13.2	22.5	23.9	20.9	16.1
Rape.....	49	63	40	52	58	9.4	12.0	7.5	10.1	11.5
Other major offenses.....	78	87	84	78	68	15.0	16.6	15.8	15.2	13.5
DEFENDANTS CONVICTED										
Total.....	435	665	685	728	717	83.5	126.7	128.8	142.0	142.5
Murder.....	16	12	18	13	35	3.1	2.3	3.4	2.5	7.0
Manslaughter.....	12	18	18	12	13	2.3	3.4	3.4	2.3	2.6
Robbery.....	8	22	27	17	21	1.5	4.2	5.1	3.3	4.2
Aggravated assault.....	57	62	52	54	66	10.9	11.8	9.8	10.5	13.1
Burglary.....	23	63	78	79	66	4.4	12.0	14.7	15.4	13.1
Larceny, except auto theft.....	140	195	199	271	242	26.9	37.2	37.4	52.9	48.1
Auto theft.....	24	48	37	34	32	4.6	9.1	7.0	6.6	6.4
Embezzlement and fraud.....	25	46	55	56	47	4.8	8.8	10.5	10.9	9.3
Stolen property, receiving, etc.....	9	20	17	17	40	1.7	3.8	3.2	3.3	7.9
Forgery and counterfeiting.....	45	94	101	91	73	8.6	17.9	19.0	17.7	14.5
Rape.....	24	40	25	34	31	4.6	7.6	4.7	6.6	6.2
Other major offenses.....	52	45	57	50	51	10.0	8.6	10.7	9.8	10.1

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--NEW MEXICO

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	641	100.0	994	100.0	969	100.0	1,008	100.0	955	100.0
Disposed of without conviction.....	206	32.1	309	31.7	284	29.3	280	27.8	238	24.9
Dismissed.....	158	24.6	242	24.8	229	23.0	237	23.5	189	19.2
Acquitted by court (jury waived).....	1	0.2	5	0.5	9	0.9	4	0.4	1	0.1
Acquitted by jury.....	39	6.1	53	5.4	36	3.7	29	3.9	51	5.3
Other no-penalty disposition.....	8	1.2	9	0.9	16	1.7	-	-	3	0.3
Convicted and sentenced.....	435	67.9	665	68.3	685	70.7	728	72.2	717	75.1
Pleaded guilty ¹	374	58.3	569	58.4	615	63.5	661	65.6	622	65.1
Found guilty by court (jury waived).....	14	2.2	36	3.7	25	2.6	5	0.5	33	3.5
Found guilty by jury.....	47	7.3	60	6.2	45	4.6	62	6.2	62	6.5

¹ Includes one plea of nolo contendere for carrying, etc., weapons.

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	435	100.0	665	100.0	685	100.0	728	100.0	717	100.0
Death penalty.....	-	-	1	0.2	-	-	1	0.1	4	0.6
Prison or reformatory.....	236	54.2	342	51.4	360	52.6	377	51.8	389	54.3
Probation or suspended sentence.....	131	30.1	229	34.4	237	34.6	276	37.9	248	34.6
Local jail or workhouse.....	26	6.0	45	6.8	47	6.9	40	5.5	39	5.4
Fine or costs only.....	18	4.1	25	3.8	13	1.9	24	3.3	14	2.0
Institution for juvenile delinquents only.	20	4.6	23	3.5	28	4.1	10	1.4	23	3.2
Other sentence.....	4	0.9	-	-	-	-	-	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	Total defendants disposed of	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS								SENTENCE FOR THOSE CONVICTED								
		Disposed of without conviction				Convicted and sentenced				Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence	
		Total	Dismissed	Acquitted-- By court ¹	Other no-penalty By jury	Total	Pleaded guilty ²	Found guilty-- By court ¹	By jury									
All offenses.....	1,039	351	288	2	45	16	688	617	19	52	688	-	254	245	78	73	30	8
Major offenses.....	641	206	156	1	39	8	435	274	14	47	435	-	236	131	26	16	20	4
Murder.....	25	9	4	-	5	-	16	8	-	8	16	-	13	3	-	-	-	-
Manslaughter.....	20	8	3	-	5	-	12	5	-	7	12	-	10	2	-	-	-	-
Robbery.....	10	2	2	-	-	-	8	8	-	-	8	-	7	1	-	-	-	-
Aggravated assault.....	92	35	30	-	5	-	57	54	1	2	57	-	24	21	3	6	3	-
Burglary.....	30	7	6	-	1	-	23	18	3	2	22	-	10	7	1	-	5	-
Larceny, except auto theft.	182	42	33	1	7	1	140	122	8	10	140	-	73	44	7	7	7	2
Auto theft.....	26	2	1	-	-	1	24	22	-	2	24	-	14	6	3	-	1	-
Embezzlement and fraud.....	46	21	17	-	2	2	25	24	-	1	25	-	19	6	-	-	-	-
Stolen property, receiving, etc.....	14	5	5	-	-	-	9	7	1	1	9	-	8	1	-	-	-	-
Forgery and counterfeiting.....	69	24	19	-	2	3	45	43	-	2	45	-	28	16	-	-	1	-
Rape.....	49	25	18	-	7	-	24	17	-	7	24	-	19	3	1	1	-	-
Commercialized vice.....	15	4	3	-	1	-	11	10	1	-	11	-	1	2	7	-	1	-
Other sex offenses.....	17	6	5	-	-	1	11	10	-	1	11	-	3	4	1	1	2	-
Violating drug laws.....	4	1	1	-	-	-	3	2	-	1	3	-	3	-	-	-	-	-
Carrying, etc., weapons.....	28	7	6	-	1	-	21	19	-	2	21	-	2	12	2	3	-	2
Other minor offenses.....	14	8	5	-	3	-	6	5	-	1	6	-	2	3	1	-	-	-
Abortion.....	3	2	-	-	2	-	1	-	-	1	1	-	-	1	-	-	-	-
Arson.....	2	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Bigamy.....	2	-	-	-	-	-	2	2	-	-	2	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	3	1	1	-	-	-	2	2	-	-	2	-	1	1	-	-	-	-
Kidnaping.....	2	2	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
Perjury.....	2	1	1	-	-	-	1	1	-	-	1	-	-	-	1	-	-	-
Minor offenses ³	398	145	130	1	6	8	253	243	5	5	253	-	18	114	52	55	10	4

¹ Jury waived.

² Includes one plea of nolo contendere for carrying, etc., weapons.

³ This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

NEW YORK

A total of 8,779 defendants were disposed of for major offenses in the county trial courts (including the 5 counties that are boroughs of New York City) during the calendar year 1942, according to reports received from the New York State Department of Correction by the Bureau of the Census. Of these 8,779 defendants, 6,627, or 75.5 percent, were convicted and sentenced; and 2,750, or 41.5 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 6,077 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 4,829, or 79.5 percent, were convicted; and of the 1,562 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 1,027, or 65.7 percent were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population showed a downward trend, with the exception of 1940, from 79.4 in 1938 to 68.2 in 1942. The rate for defendants convicted of major offenses increased from 58.0 in 1938 to 59.3 in 1939, and then decreased steadily to 51.5 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, this offense group accounting for 30.9 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 74.8 percent of all defendants disposed of for major crimes were convicted. In 1938, 73.0 percent of the defendants were convicted; in

1939, 78.0 percent; in 1940, 72.6 percent; in 1941, 75.3 percent; and in 1942, 75.5 percent. (See table 2.) Data showing procedural outcome for defendants convicted are not available for New York.

Of all defendants convicted of major offenses during the past 5 years, 41.7 percent were sentenced to a State prison or reformatory. The percentage so sentenced decreased from 43.6 in 1938 to 40.3 in 1941, and then increased to 41.5 in 1942. Of all defendants convicted of major offenses during the past 5 years, 35.2 percent were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistic for all years except 1939 based on reports for all of the 62 counties of the State. Statistics for 1939 based on complete reports from 57 counties and partial reports from the remaining 5 counties; these reports together covered approximately 99.0 percent of the 1940 population of the State. Rate not shown where less than 0.1.]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ⁴
DEFENDANTS DISPOSED OF										
Total.....	8,779	9,432	10,797	10,153	10,687	68.2	72.0	80.1	76.0	79.4
Murder.....	141	114	146	106	112	1.1	0.9	1.1	0.8	0.8
Manslaughter.....	162	229	210	222	222	1.4	1.7	1.6	1.7	1.7
Robbery.....	799	618	1,179	947	1,169	6.2	6.2	6.7	7.1	8.7
Aggravated assault.....	900	737	787	816	924	7.0	5.6	5.8	6.1	6.9
Burglary.....	1,447	1,817	2,359	2,413	2,491	11.2	13.9	17.5	16.1	16.5
Larceny, except auto theft.....	2,713	2,485	2,799	2,375	2,453	21.1	19.0	20.8	17.8	18.2
Auto theft.....	733	778	769	732	653	5.7	5.9	5.9	5.5	4.9
Embezzlement and fraud.....	3	20	30	17	41	-	0.2	0.2	0.1	0.3
Stolen property, receiving, etc.....	157	174	221	177	231	1.2	1.3	1.6	1.3	1.7
Forgery and counterfeiting.....	225	357	505	408	446	1.7	3.7	3.7	3.1	3.3
Rape.....	339	367	433	437	398	2.6	2.8	3.2	3.3	3.0
Other major offenses.....	1,140	1,536	1,339	1,503	1,547	8.9	11.7	9.9	11.2	11.5
DEFENDANTS CONVICTED										
Total.....	6,627	7,102	7,834	7,924	7,803	51.5	54.2	58.1	59.3	58.0
Murder.....	88	65	85	61	67	0.7	0.5	0.6	0.5	0.5
Manslaughter.....	117	163	149	139	125	0.9	1.2	1.1	1.0	0.9
Robbery.....	587	579	700	691	793	4.6	4.4	5.2	5.2	5.9
Aggravated assault.....	622	526	464	568	607	4.8	4.0	3.6	4.3	4.5
Burglary.....	1,134	1,448	1,883	2,058	2,060	8.8	11.1	14.0	15.4	15.3
Larceny, except auto theft.....	2,262	2,190	2,294	2,026	2,045	17.6	16.7	17.0	15.2	15.2
Auto theft.....	610	659	665	623	535	4.7	5.0	4.9	4.7	4.0
Embezzlement and fraud.....	1	14	10	5	15	-	0.1	0.1	-	0.1
Stolen property, receiving, etc.....	83	96	114	85	80	0.6	0.7	0.8	0.6	0.6
Forgery and counterfeiting.....	152	264	366	327	333	1.2	2.2	2.7	2.4	2.5
Rape.....	200	239	243	294	249	1.6	1.8	1.8	2.2	1.9
Other major offenses.....	771	839	841	1,047	894	6.0	6.4	6.2	7.8	6.6

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of population covered by the reports.

⁴ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--NEW YORK

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	8,779	100.0	9,432	100.0	10,797	100.0	10,153	100.0	10,687	100.0
Disposed of without conviction.....	2,152	24.5	2,330	24.7	2,963	27.4	2,229	22.0	2,684	27.0
Dismissed.....	1,689	19.2	1,730	18.3	1,413	13.1	1,332	13.1	1,986	18.6
Acquitted by court (jury waived) ¹	-	-	-	-	-	-	-	-	-	-
Acquitted by jury.....	246	2.8	311	3.3	510	4.7	573	5.6	765	7.2
Other no-penalty disposition.....	217	2.5	289	3.1	1,040	9.6	324	3.2	133	1.2
Convicted and sentenced.....	6,627	75.5	7,102	75.3	7,834	72.6	7,924	78.0	7,803	73.0
Fleaded guilty.....	-	-	-	-	-	-	-	-	-	-
Found guilty by court (jury waived) ¹	-	-	-	-	-	-	-	-	-	-
Found guilty by jury.....	-	-	-	-	-	-	-	-	-	-

¹ Item not applicable for this State.

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	6,627	100.0	7,102	100.0	7,834	100.0	7,924	100.0	7,803	100.0
Death penalty.....	18	0.3	21	0.3	24	0.3	23	0.3	20	0.3
Prison or reformatory.....	2,750	41.5	2,865	40.3	3,203	40.9	3,338	42.1	3,400	43.6
Probation or suspended sentence.....	2,367	35.7	2,494	35.1	2,845	36.3	2,772	35.0	2,633	33.7
Local jail or workhouse.....	1,454	21.9	1,659	23.4	1,719	21.9	1,723	21.8	1,699	21.8
Fine or costs only.....	32	0.5	45	0.6	29	0.4	55	0.7	20	0.3
Institution for juvenile delinquents only.....	-	-	-	-	-	-	-	-	-	-
Other sentence.....	6	0.1	18	0.3	14	0.2	7	0.1	31	0.4

Table 4. DISPOSITION IN TRIAL COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED							
	Total defendants disposed of	Disposed of without conviction				Convicted and sentenced				Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence	
		Total	Dismissed	Acquitted-- By court ¹	Other no-penalty By jury	Total	Fleaded guilty	Found guilty-- By court ¹	By jury									
All offenses.....	10,302	2,333	1,811	-	255	257	7,969	² 7,271	-	² 698	7,969	18	2,850	3,058	1,984	52	-	7
Major offenses.....	8,779	2,152	1,689	-	246	217	6,627	-	-	-	6,627	18	2,750	2,367	1,454	32	-	6
Murder.....	141	53	36	-	8	9	88	-	-	-	88	17	68	-	-	-	-	3
Manslaughter.....	182	65	35	-	25	5	117	-	-	-	117	-	96	13	7	1	-	-
Robbery.....	799	212	153	-	32	17	587	-	-	-	587	-	522	45	20	-	-	-
Aggravated assault.....	900	278	185	-	68	35	622	-	-	-	622	-	331	141	144	6	-	-
Burglary.....	1,447	313	274	-	16	23	1,134	-	-	-	1,134	-	454	437	236	6	-	1
Larceny, except auto theft..	2,713	451	409	-	19	24	2,262	-	-	-	2,262	-	583	1,053	616	4	-	1
Auto theft.....	733	123	77	-	15	31	610	-	-	-	610	-	152	316	141	1	-	-
Embezzlement and fraud.....	3	2	2	-	-	-	1	-	-	-	1	-	-	1	-	-	-	-
Stolen property, receiving, etc.....	157	74	60	-	10	4	83	-	-	-	83	-	26	36	18	3	-	-
Forgery and counterfeiting..	225	73	58	-	5	10	152	-	-	-	152	-	73	59	20	-	-	-
Rape.....	339	139	111	-	15	13	200	-	-	-	200	-	113	45	41	1	-	-
Commercialized vice.....	24	8	5	-	1	-	18	-	-	-	18	-	10	1	6	-	-	-
Other sex offenses.....	314	77	48	-	13	15	237	-	-	-	237	-	140	46	50	-	-	1
Violating drug laws.....	24	-	-	-	-	-	24	-	-	-	24	-	8	4	12	-	-	-
Carrying, etc., weapons.....	335	64	53	-	5	6	271	-	-	-	271	-	65	104	97	5	-	-
Other major offenses ²	443	222	173	-	25	24	221	-	-	-	221	1	104	66	46	4	-	-
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Arson.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Bribery.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Perjury.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Minor offenses ³	1,523	181	122	-	19	40	1,342	-	-	-	1,342	-	100	691	530	20	-	1

¹ Item not applicable for this State.

² Classification by offense not available.

³ This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

NORTH DAKOTA

Reports on 364 defendants disposed of for major offenses in the district courts of North Dakota during the calendar year 1942 were received by the Bureau of the Census from the clerks of court. Of these 364 defendants, 320, or 87.9 percent, were convicted and sentenced. Of the 320 defendants convicted and sentenced, 169, or 52.8 percent, were sentenced to a State prison or reformatory. Of the 265 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 242, or 91.3 percent, were convicted. Of the 53 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 47, or 88.7 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population increased from 88.8 in 1938 to 92.8 in 1939 and then decreased steadily to 81.4 in 1942. The rate for defendants convicted of major offenses followed the same general trend, increasing from 73.3 in 1938 to 80.1 in 1939, and decreasing to 54.0 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, this offense group accounting for 32.7 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 86.0 percent of all defendants disposed of for major crimes were convicted. In 1938, 82.6 percent of the defendants were convicted; in 1939,

86.5 percent; in 1940, 88.6 percent; in 1941, 85.0 percent; and in 1942, 87.9 percent. In 1942, 84.1 percent of all defendants entered a plea of guilty, whereas only 3.3 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 54.5 percent were sentenced to a State prison or reformatory. This percentage has fluctuated around 52 percent since 1938, with the exception of a rise to 61.5 percent in 1940. Only 14.0 percent of all defendants convicted of major offenses during the past 5 years were placed on probation or given a suspended sentence.

This release presents data on those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED AND DEFENDANTS CONVICTED OF MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 53 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, all counties, 100.0 percent; 1941, 51 counties, 97.3 percent; 1940, 45 counties, 88.0 percent; 1939, 52 counties, 98.5 percent; 1938, 50 counties, 93.8 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	364	413	461	584	533	61.4	69.3	84.2	92.6	88.6
Murder.....	4	4	3	4	4	0.7	0.7	0.5	0.6	0.7
Manslaughter.....	6	8	3	5	4	1.0	1.3	0.5	0.8	0.7
Robbery.....	11	8	11	17	12	1.9	1.3	1.9	2.7	2.0
Aggravated assault.....	17	10	18	23	29	2.9	1.7	3.2	3.6	4.8
Burglary.....	45	57	90	98	82	7.6	9.6	15.8	15.5	13.7
Larceny, except auto theft.....	119	130	131	189	134	20.1	21.8	23.0	30.0	22.3
Auto theft.....	8	27	16	27	31	1.3	4.5	2.8	4.3	5.2
Embezzlement and fraud.....	38	35	54	46	55	5.6	5.9	9.5	7.3	9.2
Stolen property, receiving, etc.....	6	3	8	13	8	1.0	0.5	1.4	2.1	1.3
Forgery and counterfeiting.....	43	46	44	35	43	7.3	7.7	7.7	5.5	7.2
Rape.....	26	28	25	47	38	4.4	4.7	4.4	7.5	6.3
Other major offenses.....	46	57	78	80	93	7.8	9.6	13.7	12.7	15.5
DEFENDANTS CONVICTED										
Total.....	320	351	426	505	440	54.0	58.9	74.6	80.1	73.3
Murder.....	3	3	2	3	3	0.5	0.5	0.4	0.5	0.5
Manslaughter.....	5	8	3	5	2	0.8	1.3	0.5	0.8	0.3
Robbery.....	11	6	10	16	8	1.9	1.0	1.8	2.5	1.3
Aggravated assault.....	17	10	14	11	24	2.9	1.7	2.5	1.7	4.0
Burglary.....	42	50	89	93	72	7.1	8.4	15.6	14.7	12.0
Larceny, except auto theft.....	108	109	122	169	122	18.2	18.3	21.4	26.8	20.3
Auto theft.....	8	22	15	27	26	1.3	3.7	2.6	4.3	4.3
Embezzlement and fraud.....	27	27	47	40	49	4.6	4.5	8.2	6.3	8.2
Stolen property, receiving, etc.....	5	3	7	12	7	0.8	0.5	1.2	1.9	1.2
Forgery and counterfeiting.....	41	43	42	32	36	6.9	7.2	7.4	5.1	6.0
Rape.....	22	22	20	25	23	3.7	3.7	3.5	4.1	4.7
Other major offenses.....	31	48	55	71	63	5.2	8.1	9.6	11.3	10.5

¹ Based on estimate of civilian population for counties reporting. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940 for counties reporting.

³ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--NORTH DAKOTA

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	364	100.0	413	100.0	481	100.0	584	100.0	533	100.0
Dismissed.....	44	12.1	62	15.0	55	11.4	79	13.5	93	17.4
Dismissed.....	30	8.2	54	13.0	42	8.7	60	10.3	78	14.6
Acquitted by court (jury waived).....	4	1.1	-	-	2	0.4	1	0.2	-	-
Acquitted by jury.....	5	1.4	4	1.0	9	1.9	9	1.5	12	2.3
Other no-penalty disposition.....	5	1.4	4	1.0	2	0.4	9	1.5	3	0.6
Convicted and sentenced.....	320	87.9	351	85.0	426	88.6	505	86.5	440	82.6
Pleading guilty.....	306	84.1	339	82.1	400	83.2	480	82.2	414	77.7
Found guilty by court (jury waived).....	2	0.5	2	0.5	-	-	3	0.5	10	1.9
Found guilty by jury.....	12	3.3	10	2.4	26	5.4	22	3.8	16	3.0

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced.....	320	100.0	351	100.0	426	100.0	505	100.0	440	100.0
Death penalty.....	-	-	-	-	-	-	-	-	-	-
Prison or reformatory.....	169	52.8	183	52.1	262	61.5	270	53.5	228	51.8
Probation or suspended sentence.....	50	15.6	59	16.8	50	11.7	71	14.1	55	12.5
Local jail or workhouse.....	59	18.4	76	21.7	77	18.1	108	21.4	108	24.5
Fine or costs only.....	16	5.0	10	2.8	8	1.9	22	4.4	10	2.3
Institution for juvenile delinquents only.....	26	8.1	23	6.6	29	6.8	34	6.7	39	8.9
Other sentence.....	-	-	-	-	-	-	-	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS											SENTENCE FOR THOSE CONVICTED							
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other no penalty	Total	Pleading guilty	Found guilty--										
				By court ¹	By jury				By court ¹	By jury									
All offenses.....	740	88	67	8	5	8	652	629	3	20	652	-	177	143	314	90	27	1	
Major offenses.....	364	44	30	4	5	5	320	306	2	12	320	-	169	50	59	16	26	-	
Murder.....	4	1	-	-	1	-	3	3	-	-	3	-	3	-	-	-	-	-	
Manslaughter.....	6	1	-	-	1	-	5	4	-	1	5	-	2	2	1	-	1	-	
Robbery.....	11	-	-	-	-	11	11	-	-	11	-	2	3	2	-	-	4	-	
Aggravated assault.....	17	-	-	-	-	17	15	1	1	17	-	4	4	6	3	-	-	-	
Burglary.....	45	3	3	-	-	42	42	-	-	42	-	35	5	6	1	4	5	-	
Larceny, except auto theft.....	119	11	10	-	1	-	108	105	-	3	108	-	52	16	24	4	18	-	
Auto theft.....	8	-	-	-	-	-	8	8	-	-	8	-	6	-	-	-	2	-	
Embezzlement and fraud.....	33	6	4	-	-	2	27	26	-	1	27	-	11	6	10	-	-	-	
Stolen property, receiving, etc.....	6	1	1	-	-	-	5	5	-	-	5	-	3	2	-	-	-	-	
Forgery and counterfeiting.....	43	2	1	-	-	1	41	40	1	-	41	-	30	3	2	5	1	-	
Rape.....	26	4	3	-	1	-	22	17	-	5	22	-	20	2	-	-	-	-	
Commercialized vice.....	3	-	-	-	-	-	3	3	-	-	3	-	-	-	3	-	-	-	
Other sex offenses.....	29	10	4	4	-	2	19	19	-	-	19	-	5	6	4	3	1	-	
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Carrying, etc., weapons.....	2	-	-	-	-	-	2	2	-	-	2	-	2	-	-	-	-	-	
Other major offenses.....	12	5	4	-	1	-	7	6	-	1	7	-	5	1	1	-	-	-	
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Arson.....	6	2	2	-	-	-	4	3	-	1	4	-	3	1	-	-	-	-	
Sigamy.....	1	-	-	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break.....	3	1	1	-	-	-	2	2	-	-	2	-	1	-	1	-	-	-	
Kidnaping.....	1	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Perjury.....	1	1	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	
Minor offenses ²	376	44	37	4	-	3	332	323	1	8	332	-	8	93	155	74	1	1	

¹ Jury waived.
² This group includes minor assault; non-support; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

OHIO

A total of 4,079 defendants were disposed of for major offenses in the common pleas courts of Ohio during the calendar year 1942, according to reports received from the office of the Secretary of State of Ohio by the Bureau of the Census. Of these 4,079 defendants, 3,194, or 78.3 percent, were convicted and sentenced; and 1,454, or 45.5 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 3,049 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 2,442, or 80.1 percent, were convicted; and of the 660 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 461, or 69.8 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population dropped from 94.3 in 1938 to 59.0 in 1942. Likewise, the rate for defendants convicted showed a decline from 79.7 in 1938 to 46.2 in 1942. Among defendants disposed of for major offenses during 1942, there were more defendants disposed of for burglary than for any other offense, with larceny following in second place, and the two offense groups together accounting for 36.7 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 82.9 percent of all defendants disposed of for major offenses were convicted. In

1938, 84.6 percent of the defendants were convicted; in 1939, 83.3 percent; in 1940, 83.7 percent; in 1941, 83.2 percent; and in 1942, 78.3 percent. In 1942, 67.1 percent of all defendants entered a plea of guilty, whereas only 6.5 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 45.9 percent were sentenced to a State prison or reformatory. The percentage for 1940 was higher than this figure, and the percentages for 1942, 1941, and 1939 were somewhat lower.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 88 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 87 counties, 99.8 percent; 1941, 1940, and 1939, all counties, 100.0 percent; 1938, 87 counties, 99.8 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ²	1940 ³	1939 ⁴	1938 ⁵
DEFENDANTS DISPOSED OF										
Total.....	4,079	4,515	5,220	5,586	6,459	59.0	65.2	77.0	80.2	94.8
Murder.....	70	58	73	72	115	1.0	0.8	1.1	1.0	1.7
Manslaughter.....	179	193	181	175	201	2.6	2.8	2.6	2.5	2.9
Robbery.....	454	452	592	602	778	6.6	6.5	8.6	8.7	11.4
Aggravated assault.....	258	234	271	262	340	3.7	3.4	3.9	3.8	5.0
Burglary.....	969	1,080	1,473	1,497	1,682	14.0	15.6	21.3	21.7	24.5
Larceny, except auto theft.....	528	634	692	775	804	7.6	9.2	10.0	11.2	11.7
Auto theft.....	483	499	540	524	561	7.0	7.2	7.8	7.6	9.6
Embezzlement and fraud.....	214	301	318	313	378	3.1	4.3	4.6	4.5	5.5
Stolen property, receiving, etc.....	87	76	106	163	157	1.3	1.1	1.5	2.4	2.3
Forgery and counterfeiting.....	314	399	504	479	601	4.5	5.8	7.9	6.9	8.8
Rape.....	153	157	150	193	191	3.2	2.3	2.2	2.7	2.8
Other major offenses.....	370	492	420	491	551	5.5	6.2	6.1	7.1	8.0
DEFENDANTS CONVICTED										
Total.....	3,194	3,755	4,452	4,611	5,462	46.2	54.3	64.5	66.8	79.7
Murder.....	41	36	52	50	89	0.6	0.5	0.8	0.7	1.3
Manslaughter.....	132	161	142	132	169	1.9	2.3	2.1	1.9	2.5
Robbery.....	372	356	493	494	674	5.4	5.1	7.2	7.2	9.9
Aggravated assault.....	184	179	210	199	272	2.7	2.6	3.0	2.9	4.0
Burglary.....	785	955	1,290	1,341	1,492	11.8	13.8	18.7	19.4	21.8
Larceny, except auto theft.....	443	548	618	677	706	6.4	7.9	8.9	9.8	10.3
Auto theft.....	395	444	456	454	538	5.7	6.4	7.0	6.6	8.5
Embezzlement and fraud.....	143	199	217	215	268	2.1	2.9	3.1	3.1	3.9
Stolen property, receiving, etc.....	67	66	85	135	131	1.0	1.0	1.2	2.0	1.9
Forgery and counterfeiting.....	237	336	408	382	512	3.4	4.9	5.9	5.5	7.5
Rape.....	104	121	102	135	137	1.5	1.7	1.6	2.0	2.0
Other major offenses.....	291	354	344	397	424	4.2	5.1	5.0	5.3	6.2

¹ Based on estimate of civilian population for counties reporting.

² Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

³ Based on Population census of 1940.

⁴ Based on estimate of total population of the State.

⁵ Based on estimate of total population for counties reporting.

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	4,079	100.0	4,515	100.0	5,320	100.0	5,536	100.0	6,459	100.0
Disposed of without conviction.....	885	21.7	760	16.8	867	16.3	925	16.7	997	15.4
Dismissed.....	652	16.0	523	11.7	620	11.7	668	12.1	682	10.6
Acquitted by court (jury waived).....	75	1.8	97	2.1	82	1.5	93	1.7	80	1.2
Acquitted by jury.....	103	2.5	111	2.5	117	2.2	123	2.2	179	2.8
Other no-penalty disposition.....	55	1.3	24	0.5	49	0.9	41	0.7	53	0.8
Convicted and sentenced.....	3,194	78.3	3,755	83.2	4,453	83.7	4,611	83.3	5,462	84.6
Pleaded guilty.....	2,736	67.1	3,235	71.7	3,959	74.4	4,070	73.5	4,737	73.3
Found guilty by court (jury waived).....	194	4.8	217	4.8	223	4.2	236	4.3	253	3.9
Found guilty by jury.....	264	6.5	303	6.7	271	5.1	305	5.5	472	7.3

Table 2. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

(Percent not shown where less than 0.1)

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced...	3,194	100.0	3,755	100.0	4,453	100.0	4,611	100.0	5,462	100.0
Death penalty.....	2	0.1	2	0.1	7	0.2	1	-	18	0.3
Prison or reformatory.....	1,454	45.5	1,721	45.8	2,083	46.8	2,093	45.4	2,506	45.9
Probation or suspended sentence.....	1,443	45.2	1,573	41.9	1,820	42.2	2,001	43.4	2,297	42.1
Local jail or workhouse.....	225	7.0	301	8.0	295	6.6	379	8.2	468	8.6
Fine or costs only.....	69	2.2	158	4.2	188	4.2	197	4.3	173	3.2
Institution for juvenile delinquents only.....	1	-	-	-	-	-	-	-	-	-
Other sentence.....	-	-	-	-	-	-	-	-	-	-

Table 4. DISPOSITION IN COMMON PLEAS COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	Total defendants disposed of	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS							SENTENCE FOR THOSE CONVICTED									
		Disposed of without conviction					Convicted and sentenced		Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence		
		Total	Dismissed	Acquitted--		Other no-penalty	Total	Pleaded guilty									Found guilty--	
				By court ¹	By jury												By court ¹	By jury
All offenses.....	5,581	1,407	1,127	98	127	60	4,174	3,611	255	308	4,174	2	1,438	1,811	448	414	1	-
Major offenses.....	4,079	885	652	75	103	55	3,194	2,736	194	264	3,194	2	1,454	1,443	225	69	1	-
Murder.....	70	29	1	7	15	6	41	16	8	17	41	2	38	1	-	-	-	-
Manslaughter.....	179	47	27	10	8	2	132	93	8	21	132	-	59	47	20	6	-	-
Robbery.....	454	82	56	11	13	2	372	282	86	54	372	-	256	106	-	-	-	-
Aggravated assault.....	258	74	50	4	11	9	184	147	19	13	184	-	80	94	2	8	-	-
Burglary.....	969	184	150	9	16	9	785	709	28	48	785	-	385	385	13	2	-	-
Larceny, except auto theft..	523	85	70	2	12	1	443	407	19	17	442	-	123	208	98	18	1	-
Auto theft.....	483	88	67	3	6	12	395	365	15	15	395	-	162	230	1	2	-	-
Embezzlement and fraud.....	214	71	62	4	5	-	143	134	5	4	148	-	37	92	8	6	-	-
Stolen property, receiving, etc.....	87	20	14	2	4	-	67	57	5	5	67	-	20	32	13	2	-	-
Forgery and counterfeiting..	514	77	72	2	-	2	237	225	6	6	237	-	97	130	3	7	-	-
Rape.....	153	49	30	8	9	2	104	78	13	13	104	-	64	25	17	-	-	-
Commercialized vice.....	13	3	3	-	-	-	10	3	6	1	10	-	6	1	-	3	-	-
Other sex offenses.....	99	19	10	2	-	7	70	52	9	9	70	-	51	9	6	4	-	-
Violating drug laws.....	23	2	1	1	-	-	26	20	4	2	26	-	11	9	5	1	-	-
Carrying, etc., weapons.....	128	24	17	5	-	2	104	93	9	2	104	-	18	47	23	6	-	-
Other major offenses.....	112	31	21	5	4	1	81	55	4	22	81	-	39	32	6	4	-	-
Abortion.....	5	2	1	-	1	-	3	3	-	-	3	-	2	1	-	-	-	-
Arson.....	26	8	6	-	1	1	22	21	2	5	23	-	17	11	-	-	-	-
Bigamy.....	12	2	2	-	-	-	10	10	-	-	10	-	1	9	-	-	-	-
Blackmail and extortion.....	29	9	2	5	2	-	20	4	2	14	20	-	12	4	4	-	-	-
Escape and jail break.....	15	1	1	-	-	-	14	11	-	3	14	-	5	5	2	2	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Perjury.....	15	9	9	-	-	-	6	6	-	-	6	-	2	2	-	2	-	-
Minor offenses ²	1,502	522	475	18	24	5	980	875	61	44	980	-	44	368	223	345	-	-

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

July 15, 1944

JUDICIAL CRIMINAL STATISTICS: 1942

OREGON

A total of 578 defendants were disposed of for major offenses in the circuit courts of Oregon during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 578 defendants, 503, or 87.0 percent, were convicted and sentenced; and 259, or 51.5 percent, of the defendants convicted and sentenced were sentenced to a prison or reformatory. Of the 433 defendants charged with major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 393, or 90.8 percent, were convicted; and of the 90 persons charged with major crimes against the person (murder, manslaughter, aggravated assault, and rape) 66, or 73.3 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population increased from 112.5 in 1938 to 119.5 in 1939, and then decreased to 85.9 in 1942. The rate for defendants convicted decreased from 99.3 in 1938 to 74.8 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, with forgery following in second place, and the two offense groups together accounting for 42.9 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 85.4 percent of all defendants disposed of for major offenses were convicted. This percentage was 88.3 in 1938, 83.0 in 1939, 87.5 in 1940, 81.8 in 1941, and 87.0 in 1942. In 1942, 80.8 percent of

all defendants entered a plea of guilty, whereas only 5.2 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 48.2 percent were sentenced to a prison or reformatory. The percentages for 1938 and 1939 fell below this figure, and the percentages for the remaining years were somewhat higher. Of all defendants convicted of major offenses during these 5 years, 35.7 percent were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 36 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 31 counties, 63.2 percent; 1941, 35 counties, 99.7 percent; 1940, 36 counties, 100.0 percent; 1939, 32 counties, 88.0 percent; 1938, 30 counties, 90.9 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	578	1,048	1,115	1,136	1,089	85.9	97.9	102.3	119.5	112.5
Murder.....	7	15	10	4	12	1.0	1.4	0.9	0.4	1.2
Manslaughter.....	14	35	17	21	17	2.1	3.3	1.6	2.2	1.8
Robbery.....	8	25	30	40	50	1.2	2.3	2.8	4.2	5.2
Aggravated assault.....	38	68	36	52	29	5.6	6.4	3.3	5.5	3.0
Burglary.....	54	146	185	187	171	8.0	13.6	17.0	19.7	17.7
Larceny, except auto theft.....	161	237	263	351	296	23.9	22.1	24.1	37.0	30.6
Auto theft.....	56	75	91	76	84	8.3	7.0	8.4	8.0	8.7
Embezzlement and fraud.....	52	132	153	127	137	7.7	12.3	14.0	13.4	14.1
Stolen property, receiving, etc.....	15	23	34	25	45	2.2	2.1	3.1	2.6	4.6
Forgery and counterfeiting.....	67	143	161	120	119	12.9	13.4	14.8	12.6	12.3
Rape.....	31	48	43	35	51	4.6	4.5	3.9	3.7	5.3
Other major offenses.....	55	101	92	98	78	8.2	9.4	8.4	10.3	8.1
DEFENDANTS CONVICTED										
Total.....	503	857	976	943	962	74.8	80.0	89.6	99.2	99.3
Murder.....	6	13	8	2	7	0.9	1.2	0.7	0.2	0.7
Manslaughter.....	13	11	10	12	11	1.9	1.0	0.9	1.3	1.1
Robbery.....	8	23	25	36	44	1.2	2.1	2.3	3.8	4.5
Aggravated assault.....	26	51	29	38	24	3.9	4.8	2.7	4.0	2.5
Burglary.....	49	126	166	166	155	7.3	11.8	15.2	17.5	16.0
Larceny, except auto theft.....	142	201	237	289	279	21.1	18.8	21.7	30.4	28.8
Auto theft.....	53	61	81	73	79	7.9	5.7	7.4	7.7	8.2
Embezzlement and fraud.....	49	105	139	106	115	7.3	9.8	12.8	11.2	11.9
Stolen property, receiving, etc.....	12	20	31	19	39	1.8	1.9	2.8	2.0	4.0
Forgery and counterfeiting.....	80	129	146	93	110	11.9	12.0	13.4	9.8	11.4
Rape.....	21	34	28	29	41	3.1	3.2	2.6	3.1	4.2
Other major offenses.....	44	83	76	80	58	6.5	7.8	7.0	8.4	6.0

¹ Based on estimate of civilian population for counties reporting. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--OREGON

Table 2.—PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	578	100.0	1,048	100.0	1,115	100.0	1,186	100.0	1,089	100.0
Disposed of without conviction.....	75	13.0	191	18.2	139	12.5	198	17.0	127	11.7
Dismissed.....	49	8.5	154	14.7	106	9.5	150	13.2	94	8.6
Acquitted by court (jury waived).....	4	0.7	1	0.1	1	0.1	3	0.3	3	0.3
Acquitted by jury.....	16	2.8	29	2.8	25	2.2	32	2.8	27	2.5
Other no-penalty disposition.....	6	1.0	7	0.7	7	0.6	8	0.7	3	0.3
Convicted and sentenced.....	503	87.0	857	81.8	976	87.5	948	83.0	962	88.3
Plead guilty.....	467	80.8	769	73.4	904	81.1	891	78.4	891	81.8
Found guilty by court (jury waived).....	6	1.0	15	1.4	7	0.6	7	0.6	4	0.4
Found guilty by jury.....	30	5.2	73	7.0	65	5.8	45	4.0	67	6.2

Table 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced...	503	100.0	857	100.0	976	100.0	943	100.0	962	100.0
Death penalty.....	-	-	2	0.2	2	0.2	-	-	1	0.1
Prison or reformatory.....	259	51.5	416	48.5	502	51.4	437	46.3	430	44.7
Probation or suspended sentence.....	187	37.2	305	35.6	326	33.4	342	36.3	355	36.9
Local jail or workhouse.....	40	8.0	102	11.9	132	13.5	145	15.4	157	16.3
Fine or costs only.....	13	2.6	25	2.9	12	1.2	8	0.8	14	1.5
Institution for juvenile delinquents only..	4	0.8	5	0.6	2	0.2	9	1.0	5	0.5
Other sentence.....	-	-	2	0.2	-	-	2	0.2	-	-

Table 4.—DISPOSITION IN CIRCUIT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dis-missed	Acquitted--		Other no-penalty	Total	Plead guilty	Found Guilty--										
				By court ¹	By jury				By court ¹	By jury									
All offenses.....	764	126	78	9	27	12	638	589	10	39	638	-	277	235	57	65	4	-	
Major offenses.....	578	75	49	4	16	6	503	467	6	30	503	-	259	187	40	13	4	-	
Murder.....	7	1	-	-	1	-	6	3	-	3	6	-	6	-	-	-	-	-	
Manslaughter.....	14	1	-	-	1	-	13	9	1	3	13	-	8	4	1	-	-		
Robbery.....	8	-	-	-	-	-	8	8	-	-	8	-	4	4	-	-	-		
Aggravated assault.....	38	12	9	-	1	2	26	22	1	3	26	-	14	4	4	4	-		
Burglary.....	54	5	5	-	-	-	49	44	2	3	49	-	34	13	-	-	2		
Larceny, except auto theft..	161	19	10	3	5	1	142	137	-	5	142	-	72	53	9	7	1		
Auto theft.....	56	3	2	1	-	-	53	53	-	-	53	-	22	25	6	-	-		
Embezzlement and fraud.....	52	3	2	-	-	1	49	47	-	2	49	-	17	26	5	1	-		
Stolen property, receiving, etc.....	15	3	2	-	1	-	12	9	-	3	12	-	5	4	3	-	-		
Forgery and counterfeiting..	27	7	6	-	-	1	20	18	1	1	20	-	40	36	4	-	-		
Rape.....	31	10	5	-	5	-	21	19	-	2	21	-	14	7	-	-	-		
Commercialized vice.....	1	-	-	-	-	-	1	1	-	-	1	-	1	-	-	-	-		
Other sex offenses.....	31	7	4	-	2	1	24	22	1	1	24	-	14	4	4	1	1		
Violating drug laws.....	1	-	-	-	-	-	1	1	-	-	1	-	-	-	1	-	-		
Carrying, etc., weapons....	3	1	1	-	-	-	2	2	-	-	2	-	1	-	1	-	-		
Other major offenses.....	19	3	3	-	-	-	16	12	-	4	16	-	7	7	2	-	-		
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
Arson.....	9	1	1	-	-	-	8	7	-	1	8	-	5	3	-	-	-		
Bigamy.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
Blackmail and extortion...	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
Escape and jail break.....	2	-	-	-	-	-	2	-	-	2	2	-	-	-	2	-	-		
Kidnaping.....	3	-	-	-	-	-	3	3	-	-	3	-	2	1	-	-	-		
Perjury.....	5	2	2	-	-	-	3	2	-	1	3	-	-	3	-	-	-		
Minor offenses ²	186	51	29	5	11	6	135	122	4	9	135	-	18	48	17	52	-		

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

PENNSYLVANIA

A total of 14,309 defendants were disposed of for major offenses in the trial courts of Pennsylvania during the calendar year 1942, according to reports received from the Pennsylvania Department of Welfare by the Bureau of the Census. Of these 14,309 defendants, 9,895, or 69.2 percent, were convicted and sentenced. Among those defendants convicted and sentenced 2,734, or 27.6 percent, were placed on probation or given a suspended sentence; 1,686, or 17.0 percent, were sentenced to a State prison or reformatory; and 4,046, or 40.9 percent, were sentenced to a local jail or workhouse. Of the 8,210 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 6,113, or 74.5 percent, were convicted; and of the 3,036 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 1,599, or 52.7 percent were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population decreased steadily from 249.1 in 1938 to 147.3 in 1942. The rate for defendants convicted of major offenses followed the same general trend, decreasing from 185.6 in 1938 to 101.8 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, with burglary following in second place, and the two offense groups together accounting for 32.4 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 71.5 percent of all defendants disposed of for major crimes were convicted. This percentage was 74.5 in 1938 and, with the exception of

a slight increase in 1940, declined steadily to 69.2 in 1942. In 1942, 50.8 percent of all defendants entered a plea of guilty, whereas only 11.9 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 28.1 percent were placed on probation or given a suspended sentence. The percentages for 1939, 1940, 1941, and 1942 fell below this figure, but the percentage for 1938, 30.8, was higher. Only 14.7 percent of all defendants convicted of major offenses during the past 5 years were sentenced to a State institution, while 43.9 percent were sentenced to a local jail or workhouse.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 67 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, all counties, 100.0 percent; 1941, 63 counties, 97.7 percent; 1940, 66 counties, 99.8 percent; 1939, all counties, 100.0 percent; 1938, 66 counties, 99.6 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ²	1940 ³	1939 ⁴	1938 ⁵
DEFENDANTS DISPOSED OF										
Total.....	14,309	14,411	17,278	19,937	24,548	147.3	150.7	174.9	202.6	249.1
Murder.....	159	106	169	180	197	1.6	1.1	1.7	1.8	2.0
Manslaughter.....	382	379	391	375	403	3.9	4.0	4.0	3.8	4.1
Robbery.....	826	861	1,076	958	2,660	8.5	9.0	10.9	9.7	27.0
Aggravated assault.....	2,015	1,988	2,093	2,635	2,651	20.7	20.8	21.2	26.8	26.9
Burglary.....	2,226	2,349	2,978	3,058	3,105	22.9	24.6	30.1	31.1	31.5
Larceny, except auto theft.....	2,403	2,474	3,449	4,747	6,025	24.7	25.9	34.9	46.2	61.1
Auto theft.....	656	572	610	874	1,015	6.8	6.0	6.2	8.9	10.3
Embezzlement and fraud.....	1,080	1,273	1,470	1,878	1,995	11.1	13.3	14.9	19.1	20.2
Stolen property, receiving, etc.....	633	433	540	520	379	6.5	4.5	5.5	5.3	3.8
Forgery and counterfeiting.....	385	394	522	615	776	4.0	4.1	5.3	6.2	7.9
Rape.....	480	509	544	578	804	4.9	5.3	5.5	5.9	8.2
Other major offenses.....	3,063	3,073	3,441	3,519	4,538	31.5	32.1	34.8	35.8	46.0
DEFENDANTS CONVICTED										
Total.....	9,895	10,064	12,328	14,158	18,293	101.8	105.2	124.8	143.9	185.6
Murder.....	108	64	106	111	105	1.1	0.7	1.1	1.1	1.1
Manslaughter.....	136	121	156	136	175	1.4	1.3	1.6	1.4	1.8
Robbery.....	607	664	805	771	2,274	6.2	6.9	8.1	7.8	23.1
Aggravated assault.....	1,058	993	1,141	1,286	1,407	10.9	10.4	11.5	13.1	14.3
Burglary.....	1,877	2,026	2,551	2,636	2,746	19.3	21.2	25.8	26.8	27.9
Larceny, except auto theft.....	1,763	1,855	2,660	3,633	4,813	18.1	19.4	26.9	37.4	48.8
Auto theft.....	549	487	489	733	776	5.7	5.1	4.9	7.4	7.9
Embezzlement and fraud.....	623	769	899	1,199	1,299	6.4	8.0	9.1	12.2	13.2
Stolen property, receiving, etc.....	409	246	313	296	247	4.2	2.6	3.2	3.0	2.5
Forgery and counterfeiting.....	285	343	412	459	662	2.9	3.6	4.2	4.7	6.7
Rape.....	297	294	312	369	490	3.1	3.1	3.2	3.7	5.0
Other major offenses.....	2,183	2,202	2,484	2,479	3,299	22.5	23.0	25.1	25.2	33.5

¹ Based on estimate of civilian population of the State.² Based on estimate of civilian population for counties reporting. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.³ Based on Population census of 1940 for counties reporting.⁴ Based on estimate of total population of the State.⁵ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--PENNSYLVANIA

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	14,309	100.0	14,411	100.0	17,278	100.0	19,937	100.0	24,548	100.0
Disposed of without conviction.....	4,414	30.8	4,347	30.2	4,950	28.6	5,779	29.0	6,255	25.5
Dismissed.....	1,681	11.7	1,550	10.8	1,778	10.3	2,299	11.5	2,259	9.2
Acquitted by court (jury waived).....	446	3.1	410	2.8	687	4.0	770	3.9	409	1.7
Acquitted by jury.....	1,619	11.3	1,812	12.6	1,895	10.6	2,181	10.8	3,348	13.6
Other co-penalty disposition.....	568	4.7	575	4.0	650	3.8	559	2.8	239	1.0
Convicted and sentenced.....	9,895	69.2	10,064	69.8	12,328	71.4	14,158	71.0	18,293	74.5
Pleading guilty.....	7,275	50.8	7,560	52.5	9,463	54.6	10,946	54.9	11,252	45.8
Found guilty by court (jury waived).....	913	6.4	649	4.5	1,191	6.5	1,084	5.4	514	2.1
Found guilty by jury.....	1,707	11.9	1,855	12.9	1,734	10.0	2,128	10.7	6,527	26.6

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

[Percent not shown where less than 0.1]

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	9,895	100.0	10,064	100.0	12,328	100.0	14,158	100.0	18,293	100.0
Death penalty.....	5	0.1	3	-	7	0.1	9	0.1	8	-
Prison or reformatory.....	1,686	17.0	1,809	18.0	1,612	13.1	1,904	13.4	2,474	13.5
Probation or suspended sentence.....	2,734	27.6	2,620	26.0	3,411	27.7	3,764	26.6	5,631	30.8
Local jail or workhouse.....	4,046	40.9	4,262	42.3	5,462	44.1	6,474	45.7	8,170	44.7
Fines or costs only.....	1,052	10.6	1,015	10.1	1,484	12.0	1,573	11.1	1,664	9.1
Institution for juvenile delinquents only.	286	2.4	173	1.7	237	1.9	276	1.9	226	1.2
Other sentence.....	134	1.4	182	1.8	135	1.1	158	1.1	120	0.7

Table 4. DISPOSITION IN TRIAL COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	Total defendants disposed of	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS					SENTENCE FOR THOSE CONVICTED											
		Disposed of without conviction			Convicted and sentenced		Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence				
		Total	Dismissed	Acquitted-- By court ¹	By jury	Other non-penalty									Total	Pleading guilty	Found guilty-- By court ¹	By jury
All offenses.....	31,070	9,374	4,277	1,029	2,752	1,316	21,696	14,694	4,368	2,634	21,696	5	1,780	5,846	6,488	5,246	473	1,863
Major offenses.....	14,309	4,414	1,661	446	1,619	668	9,895	7,275	913	1,707	9,895	5	1,686	2,734	4,046	1,052	238	134
Murder.....	159	51	6	-	38	5	108	56	21	31	108	5	81	1	18	-	1	2
Man-slaughter.....	282	246	69	15	103	59	136	80	14	42	136	-	29	24	71	11	1	-
Robbery.....	626	219	35	11	134	39	607	371	17	219	607	-	246	46	295	7	7	6
Aggravated assault.....	2,015	957	406	100	389	62	1,058	527	179	352	1,056	-	102	301	574	81	-	-
Burglary.....	2,226	349	118	11	142	78	1,877	1,527	144	206	1,877	-	455	477	763	60	117	5
Larceny, except auto theft.	2,403	640	262	104	177	77	1,763	1,484	150	129	1,763	-	191	652	685	160	71	4
Auto theft.....	556	107	36	16	43	12	549	450	31	68	549	-	118	141	249	9	27	5
Embezzlement and fraud.....	1,080	457	224	47	115	71	623	510	55	58	623	-	32	276	224	86	3	2
Stolen property, receiving, etc.	633	224	67	37	94	26	409	279	29	101	409	-	46	163	172	26	-	2
Forgery and counterfeiting.	386	101	53	3	14	31	285	268	7	10	285	-	42	70	142	27	1	3
Repe.....	480	183	52	6	102	21	297	169	14	114	297	-	89	26	149	28	1	4
Commercialized vice.....	430	115	20	12	31	52	315	216	33	66	315	-	51	55	131	78	-	-
Other sex offenses.....	1,755	502	216	42	150	94	1,253	924	88	241	1,253	-	104	282	358	403	6	100
Violating drug laws.....	119	32	13	2	4	13	87	46	38	3	87	-	20	46	19	2	-	-
Carrying, etc., weapons.....	561	177	59	25	62	21	384	274	59	57	384	-	30	153	153	47	-	1
Other major offenses.....	198	54	23	3	21	7	144	94	40	10	144	-	50	21	43	27	3	-
Abortion.....	27	10	3	-	5	2	17	15	1	1	17	-	3	4	10	-	-	-
Arson.....	43	11	1	1	7	2	32	23	3	6	32	-	19	5	8	-	-	-
Bigamy.....	9	2	1	-	1	-	7	6	1	-	7	-	1	1	5	-	-	-
Blackmail and extortion.....	8	4	3	-	-	1	4	3	1	-	4	-	1	2	1	-	-	-
Escape and jail break.....	49	6	1	1	2	2	43	41	2	-	43	-	25	1	13	1	3	-
Kidnaping.....	2	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Perjury.....	60	19	12	1	6	-	41	6	32	3	41	-	1	8	6	26	-	-
Minor offenses ²	16,761	4,960	2,596	583	1,133	648	11,801	7,419	2,455	927	11,801	-	94	3,112	2,437	4,194	235	1,729

¹ Jury waived.

² This group includes minor assault; noneupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

RHODE ISLAND

A total of 468 defendants were disposed of for major offenses in the superior courts of Rhode Island during the calendar year 1942, according to reports received from the Department of Social Welfare at Providence by the Bureau of the Census. Of these 468 defendants, 456, or 97.4 percent, were convicted and sentenced; and 348, or 76.3 percent, of the defendants convicted and sentenced were placed on probation or given a suspended sentence. Of the 376 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 371, or 98.7 percent, were convicted; and of the 59 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 52, or 88.1 percent were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population decreased steadily from 93.8 in 1938 to 64.9 in 1942. The rate for defendants convicted of major offenses followed the same general trend, decreasing from 90.0 in 1938 to 63.3 in 1942. More defendants were disposed of for burglary than for any other offense during 1942, with auto theft following in second place, and the two offense groups together accounting for 64.5 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 96.6 percent of all defendants disposed of for major crimes were convicted. In 1938, 96.0 percent of the defendants were convicted; in

1939, 98.9 percent; in 1940, 95.2 percent; in 1941, 95.7 percent; and in 1942, 97.4 percent. In 1942, 95.9 percent of all defendants entered a plea of nolo contendere, whereas only 1.5 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 70.6 percent were placed on probation or given a suspended sentence. The percentages for 1938 and 1939 fell below this figure, and the percentages for the remaining years were somewhat higher. Only 22.7 percent of all defendants convicted of major offenses during the past 5 years were sentenced to a State institution.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	468	514	600	632	651	64.9	71.8	84.1	90.1	93.8
Murder.....	4	-	2	1	2	0.6	-	0.3	0.1	0.3
Manslaughter.....	6	2	3	5	3	0.8	0.3	0.4	0.7	0.4
Robbery.....	13	28	20	29	43	1.9	3.9	2.8	4.1	6.2
Aggravated assault.....	25	29	33	4	11	3.5	4.0	4.6	0.6	1.6
Burglary.....	202	224	258	310	304	28.0	31.3	36.2	44.2	43.8
Larceny, except auto theft.....	26	14	21	18	15	3.6	2.0	2.9	2.6	2.2
Auto theft.....	100	122	109	95	85	13.9	17.0	15.3	13.5	12.2
Embezzlement and fraud.....	6	17	62	28	17	0.8	2.4	8.7	4.0	2.4
Stolen property, receiving, etc.....	3	3	1	3	1	0.4	0.4	0.1	0.4	0.1
Forgery and counterfeiting.....	26	24	12	17	25	3.6	3.4	1.7	2.4	3.6
Rape.....	24	8	26	26	35	3.3	1.1	3.6	3.7	5.0
Other major offenses.....	33	43	53	96	110	4.6	6.0	7.4	13.7	15.8
DEFENDANTS CONVICTED										
Total.....	456	492	571	625	625	63.3	68.7	80.0	89.1	90.0
Murder.....	4	-	1	1	2	0.6	-	0.1	0.1	0.3
Manslaughter.....	3	1	3	5	3	0.4	0.1	0.4	0.7	0.4
Robbery.....	13	25	20	28	41	1.8	3.5	2.8	4.0	5.9
Aggravated assault.....	24	28	32	4	11	3.3	3.9	4.5	0.6	1.6
Burglary.....	200	221	254	308	302	27.7	30.9	35.6	43.9	43.5
Larceny, except auto theft.....	24	13	20	18	15	3.3	1.8	2.8	2.6	2.2
Auto theft.....	100	119	103	95	85	13.9	16.6	14.4	13.5	12.2
Embezzlement and fraud.....	5	16	50	28	15	0.7	2.2	7.0	4.0	2.2
Stolen property, receiving, etc.....	3	3	1	3	1	0.4	0.4	0.1	0.4	0.1
Forgery and counterfeiting.....	26	23	12	17	25	3.6	3.2	1.7	2.4	3.6
Rape.....	21	7	26	25	35	2.9	1.0	3.6	3.6	5.0
Other major offenses.....	33	36	49	93	90	4.6	5.0	6.9	13.3	13.0

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--RHODE ISLAND

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	468	100.0	514	100.0	600	100.0	632	100.0	651	100.0
Disposed of without conviction.....	12	2.6	22	4.3	29	4.8	7	1.1	26	4.0
Dismissed or nolle prosequi.....	6	1.3	17	3.3	17	2.8	7	1.1	26	4.0
Acquitted by court (jury waived).....	-	-	1	0.2	-	-	-	-	-	-
Acquitted by jury.....	6	1.3	4	0.8	11	1.8	-	-	-	-
Other co-penalty disposition.....	-	-	-	-	1	0.2	-	-	-	-
Convicted and sentenced.....	456	97.4	492	95.7	571	95.2	625	98.9	625	96.0
Nolo contendere ¹	449	95.9	486	94.6	565	94.2	625	98.9	625	96.0
Found guilty by court (jury waived).....	-	-	-	-	-	-	-	-	-	-
Found guilty by jury.....	7	1.5	6	1.2	6	1.0	-	-	-	-

¹ Includes pleas of guilty.

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	456	100.0	492	100.0	571	100.0	625	100.0	625	100.0
Death penalty.....	-	-	-	-	-	-	-	-	-	-
Prison or reformatory.....	85	18.6	71	14.4	116	20.3	194	31.0	162	25.9
Probation or suspended sentence.....	348	76.3	401	81.5	423	74.1	377	60.3	405	64.8
Local jail or workhouse.....	19	4.2	17	3.5	27	4.7	46	7.4	57	9.1
Fine or costs only.....	4	0.9	3	0.6	5	0.9	8	1.3	1	0.2
Institution for juvenile delinquents only.	-	-	-	-	-	-	-	-	-	-
Other sentence.....	-	-	-	-	-	-	-	-	-	-

Table 4. DISPOSITION IN SUPERIOR COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED							
	Total defendants disposed of	Disposed of without conviction				Convicted and sentenced				Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence	
		Total	Dismissed or nolle prosequi	Acquitted-- By court ¹	Other co-penalty By jury	Total	Nolo contendere ²	Found guilty-- By court ¹	By jury									
All offenses.....	492	17	11	-	6	-	475	468	-	7	475	-	90	357	21	7	-	-
Major offenses.....	468	12	6	-	6	-	456	449	-	7	456	-	85	348	19	4	-	-
Murder.....	4	-	-	-	-	-	4	3	-	1	4	-	4	-	-	-	-	-
Manslaughter.....	6	3	-	-	3	-	3	3	-	-	3	-	-	2	1	-	-	-
Robbery.....	13	-	-	-	-	-	13	13	-	-	13	-	5	8	-	-	-	-
Aggravated assault.....	25	1	1	-	-	-	24	23	-	1	24	-	10	14	-	-	-	-
Burglary.....	202	2	1	-	1	-	200	200	-	-	200	-	34	163	2	1	-	-
Larceny, except auto theft.	26	2	2	-	-	-	24	23	-	1	24	-	1	19	2	2	-	-
Auto theft.....	100	-	-	-	-	-	100	100	-	-	100	-	8	91	1	-	-	-
Embezzlement and fraud.....	6	1	1	-	-	-	5	4	-	1	5	-	2	3	-	-	-	-
Stolen property, receiving, etc.....	3	-	-	-	-	-	3	3	-	-	3	-	-	3	-	-	-	-
Forgery and counterfeiting.	26	-	-	-	-	-	26	26	-	-	26	-	-	17	9	-	-	-
Rape.....	24	3	1	-	2	-	21	20	-	1	21	-	11	9	1	-	-	-
Commercialized vice.....	2	-	-	-	-	-	2	2	-	-	2	-	-	2	-	-	-	-
Other sex offenses.....	9	-	-	-	-	-	9	9	-	-	9	-	3	4	1	1	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Carrying, etc., weapons....	5	-	-	-	-	-	5	5	-	-	5	-	-	5	-	-	-	-
Other major offenses.....	17	-	-	-	-	-	17	15	-	2	17	-	7	8	2	-	-	-
Abortion.....	4	-	-	-	-	-	4	2	-	2	4	-	1	1	2	-	-	-
Arson.....	2	-	-	-	-	-	2	2	-	-	2	-	1	1	-	-	-	-
Bigamy.....	1	-	-	-	-	-	1	1	-	-	1	-	-	1	-	-	-	-
Blackmail and extortion....	1	-	-	-	-	-	1	1	-	-	1	-	-	1	-	-	-	-
Escape and jail break.....	9	-	-	-	-	-	9	9	-	-	9	-	5	4	-	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Perjury.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Minor offenses ³	24	5	5	-	-	-	19	19	-	-	19	-	5	9	2	3	-	-

¹ Jury waived.

² Includes pleas of guilty.

³ This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

SOUTH DAKOTA

A total of 287 defendants were disposed of for major offenses in the circuit courts of South Dakota during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 287 defendants, 236, or 82.2 percent, were convicted and sentenced; and 151, or 64.0 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 233 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 198, or 85.0 percent, were convicted; and of the 31 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 20 were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population dropped from 78.7 in 1938 to 49.9 in 1942. Likewise, the rate for defendants convicted showed a continuous decline from 68.4 in 1938 to 41.0 in 1942. Among the defendants disposed of for major offenses during 1942, there were more defendants disposed of for larceny than for any other offense, with burglary following in second place, and the two offense groups together accounting for 47.7 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 86.7 percent of all defendants disposed of for major offenses were convicted. In

1938, 87.0 percent of the defendants were convicted; in 1939, 88.7 percent; in 1940 and 1941, 87.0 percent; and in 1942, 82.2 percent. In 1942, 75.3 percent of all defendants entered a plea of guilty, whereas only 5.2 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 58.6 percent were sentenced to a State prison or reformatory. The percentages for 1938 and 1939 fell below this figure, and the percentages for the remaining years were somewhat higher.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offense during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 69 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 68 counties, 97.9 percent; 1941 and 1940, all counties, 100.0 percent; 1939, 65 counties, 94.4 percent; 1938, 52 counties, 76.8 percent.]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ²	1940 ³	1939 ⁴	1938 ⁴
DEFENDANTS DISPOSED OF										
Total.....	287	384	478	468	392	49.9	63.0	74.3	76.9	78.7
Murder.....	-	2	4	3	-	-	0.8	0.6	0.5	-
Manslaughter.....	6	2	7	6	4	1.0	0.3	1.1	1.0	0.8
Robbery.....	11	15	9	11	5	1.9	2.5	1.4	1.8	1.0
Aggravated assault.....	7	11	15	11	12	1.2	1.8	2.3	1.8	2.4
Burglary.....	35	47	78	81	74	6.1	7.7	12.1	13.3	14.9
Larceny, except auto theft.....	102	134	151	156	151	17.7	22.0	23.5	25.6	30.3
Auto theft.....	18	19	23	17	9	3.1	3.1	3.6	2.8	1.8
Embezzlement and fraud.....	27	35	48	37	21	4.7	5.7	7.5	6.1	4.2
Stolen property, receiving, etc.....	8	6	5	11	8	1.4	1.0	0.8	1.8	1.6
Forgery and counterfeiting.....	32	63	81	69	50	5.6	10.3	12.6	11.3	10.0
Rape.....	18	23	22	26	21	3.1	3.8	3.4	4.3	4.2
Other major offenses.....	23	27	35	40	37	4.0	4.4	5.4	6.6	7.4
DEFENDANTS CONVICTED										
Total.....	236	334	416	415	341	41.0	54.8	64.7	68.2	68.4
Murder.....	-	2	2	3	-	-	0.3	0.3	0.5	-
Manslaughter.....	3	2	3	4	2	0.5	0.3	0.5	0.7	0.4
Robbery.....	10	14	7	11	3	1.7	2.3	1.1	1.8	0.6
Aggravated assault.....	5	10	10	6	10	0.9	1.6	1.6	1.0	2.0
Burglary.....	31	40	74	71	65	5.4	6.6	11.5	11.7	13.0
Larceny, except auto theft.....	87	121	139	147	132	15.1	19.9	21.6	24.2	26.5
Auto theft.....	14	16	20	17	9	2.4	2.6	3.1	2.8	1.8
Embezzlement and fraud.....	20	23	37	32	18	3.5	3.8	5.8	5.3	3.6
Stolen property, receiving, etc.....	8	5	3	11	8	1.4	0.8	0.5	1.8	1.6
Forgery and counterfeiting.....	28	60	78	64	48	4.9	9.8	12.1	10.5	9.6
Rape.....	12	19	15	19	18	2.1	3.1	2.3	3.1	3.6
Other major offenses.....	18	22	28	30	28	3.1	3.6	4.4	4.9	5.6

¹ Based on estimate of civilian population for counties reporting.

² Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

³ Based on Population census of 1940.

⁴ Based on estimate of total population for counties reporting.

JUDICIAL CRIMINAL STATISTICS--SOUTH DAKOTA

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	287	100.0	284	100.0	478	100.0	468	100.0	392	100.0
Disposed of without conviction.....	51	17.8	50	13.0	62	13.0	53	11.3	51	13.0
Dismissed.....	38	13.2	37	9.6	44	9.2	38	8.1	35	8.9
Acquitted by court (jury waived).....	1	0.3	-	-	1	0.2	-	-	2	0.5
Acquitted by jury.....	12	4.2	10	2.6	11	2.3	13	2.8	13	3.3
Other no-penalty disposition.....	-	-	3	0.8	6	1.3	2	0.4	1	0.3
Convicted and sentenced.....	236	82.2	334	87.0	416	87.0	415	88.7	341	87.0
Fleaded guilty.....	216	75.3	311	81.0	387	81.0	374	79.9	305	77.8
Found guilty by court (jury waived).....	5	1.7	10	2.6	17	3.6	22	4.7	26	6.6
Found guilty by jury.....	15	5.2	13	3.4	12	2.5	19	4.1	10	2.6

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	236	100.0	334	100.0	416	100.0	415	100.0	341	100.0
Death penalty.....	-	-	2	0.6	-	-	-	-	-	-
Prison or reformatory.....	151	64.0	202	60.5	245	59.1	231	55.7	191	56.0
Probation or suspended sentence.....	44	18.6	68	20.4	95	22.8	87	21.0	68	19.9
Local jail or workhouse.....	37	15.7	53	15.9	60	14.4	79	19.0	69	20.2
Fine or costs only.....	4	1.7	7	2.1	11	2.6	7	1.7	7	2.1
Institution for juvenile delinquents only.....	-	-	2	0.6	4	1.0	11	2.7	6	1.8
Other sentences.....	-	-	-	-	-	-	-	-	-	-

Table 4. DISPOSITION IN CIRCUIT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED							
	Total defendants disposed of	Disposed of without conviction				Convicted and sentenced				Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence	
		Total	Dismissed	Acquitted-- By court ¹	Other no-penalty By jury	Total	Pleaded guilty	Found guilty-- By court ¹	By jury									
All offenses.....	468	62	46	1	15	-	406	376	10	20	406	-	164	107	82	53	-	-
Major offenses.....	287	51	38	1	12	-	236	216	5	15	236	-	151	44	37	4	-	-
Murder.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Manslaughter.....	6	3	2	-	1	-	3	3	-	-	3	-	2	1	-	-	-	-
Robbery.....	11	1	-	-	1	-	10	8	-	2	10	-	8	1	1	-	-	-
Aggravated assault.....	7	2	1	-	1	-	5	4	-	1	5	-	4	1	-	-	-	-
Burglary.....	35	4	4	-	-	-	31	31	-	-	31	-	20	6	4	1	-	-
Larceny, except auto theft.....	102	15	13	-	2	-	87	77	5	5	87	-	55	17	14	1	-	-
Auto theft.....	18	4	4	-	-	-	14	13	-	1	14	-	6	3	5	-	-	-
Embezzlement and fraud.....	27	7	3	-	4	-	20	18	-	2	20	-	13	4	2	1	-	-
Stolen property, receiving, etc.....	8	-	-	-	-	-	8	8	-	-	8	-	3	3	2	-	-	-
Forgery and counterfeiting.....	32	4	3	1	-	-	28	27	-	1	28	-	16	6	5	1	-	-
Rape.....	18	6	4	-	2	-	12	10	-	2	12	-	11	-	1	-	-	-
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Other sex offenses.....	11	2	2	-	-	-	9	9	-	-	9	-	7	1	1	-	-	-
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Carrying, etc., weapons....	4	-	-	-	-	-	4	3	-	1	4	-	2	1	1	-	-	-
Other major offenses.....	8	3	2	-	1	-	5	5	-	-	5	-	4	-	1	-	-	-
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Arson.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Bribery.....	1	-	-	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-
Blackmail and extortion.....	1	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Escape and jail break.....	4	-	-	-	-	-	4	4	-	-	4	-	3	-	1	-	-	-
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Perjury.....	2	2	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
Minor offenses ²	181	11	8	-	3	-	170	160	5	5	170	-	13	63	45	49	-	-

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

UTAH

A total of 362 defendants were disposed of for major offenses in the district courts of Utah during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 362 defendants, 254, or 70.2 percent, were convicted and sentenced; and 133, or 52.4 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 270 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 192, or 71.1 percent, were convicted; and of the 53 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 37, or 69.8 percent were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population increased from 71.8 in 1938 to 76.5 in 1939, and then decreased steadily to 65.4 in 1942. The rate for defendants convicted of major offenses followed the same general trend, increasing from 52.7 in 1938 to 63.7 in 1939, and declining to 45.9 in 1942. More defendants were disposed of for burglary than for any other offense during 1942, with forgery and counterfeiting following in second place, and the two offense groups together accounting for 42.5 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 77.7 percent of all defendants disposed of for major crimes were convicted. In 1938, 73.4 percent of the defendants were convicted; in

1939, 83.4 percent; in 1940, 81.2 percent; in 1941, 79.5 percent; and in 1942, 70.2 percent. In 1942, 47.2 percent of all defendants entered a plea of guilty, and 21.0 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 48.8 percent were sentenced to a State prison or reformatory. The percentages for 1939, 1940, and 1941 fell below this figure, and the percentages for 1938 and 1942 were somewhat higher. Of all defendants convicted of major offenses during the past 5 years, 40.2 percent were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942
[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 29 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, all counties, 100.0 percent; 1941, 27 counties, 96.2 percent; 1940, 28 counties, 97.1 percent; 1939 and 1938, all counties, 100.0 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ²	1940 ³	1939 ⁴	1938 ⁴
DEFENDANTS DISPOSED OF										
Total.....	362	352	394	415	383	65.4	66.3	73.7	76.5	71.8
Murder.....	6	5	7	8	6	1.1	0.9	1.3	1.5	1.1
Manslaughter.....	12	11	13	7	18	2.2	2.1	2.4	1.3	3.4
Robbery.....	29	28	28	24	25	5.2	5.3	5.2	4.4	4.7
Aggravated assault.....	22	13	11	16	12	4.0	2.4	2.1	2.9	2.2
Burglary.....	98	104	134	153	120	15.9	19.6	25.1	28.2	22.5
Larceny, except auto theft.....	56	46	62	60	49	10.1	8.7	11.6	11.1	9.2
Auto theft.....	1	4	7	23	11	0.2	0.8	1.3	4.2	2.1
Embezzlement and fraud.....	26	21	19	8	21	4.7	4.0	3.6	1.5	3.9
Stolen property, receiving, etc.....	4	8	9	4	2	0.7	1.5	1.7	0.7	0.4
Forgery and counterfeiting.....	66	68	52	47	57	11.9	12.8	9.7	8.7	10.7
Rape.....	13	19	13	23	16	2.3	3.6	2.4	4.2	3.0
Other major offenses.....	39	25	39	42	46	7.0	4.7	7.8	7.7	8.6
DEFENDANTS CONVICTED										
Total.....	254	280	320	346	281	45.9	52.7	59.9	62.7	52.7
Murder.....	6	2	4	6	3	1.1	0.4	0.7	1.1	0.6
Manslaughter.....	5	9	9	5	7	0.9	1.7	1.7	0.9	1.3
Robbery.....	21	22	19	19	16	3.8	4.1	3.6	3.5	3.0
Aggravated assault.....	15	9	5	11	9	2.7	1.7	0.9	2.0	1.7
Burglary.....	64	84	114	135	104	11.6	15.8	21.3	24.9	19.5
Larceny, except auto theft.....	34	27	58	49	38	6.1	7.0	10.9	9.0	6.2
Auto theft.....	1	3	6	23	6	0.2	0.6	1.1	4.2	1.1
Embezzlement and fraud.....	22	11	17	6	12	4.0	2.1	3.2	1.1	2.2
Stolen property, receiving, etc.....	3	4	6	3	1	0.5	0.8	1.1	0.6	0.2
Forgery and counterfeiting.....	47	63	49	42	47	8.5	11.9	9.2	7.7	8.8
Rape.....	11	16	8	21	10	2.0	3.0	1.5	3.9	1.9
Other major offenses.....	25	20	25	26	33	4.5	3.8	4.7	4.8	6.2

¹ Based on estimate of civilian population of the State.

² Based on estimate of civilian population for counties reporting. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

³ Based on Population census of 1940 for counties reporting.

⁴ Based on estimate of total population of the State.

JUDICIAL CRIMINAL STATISTICS--UTAH

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	362	100.0	352	100.0	394	100.0	415	100.0	388	100.0
Disposed of without conviction.....	108	29.8	72	20.5	74	18.8	69	16.6	102	26.6
Dismissed.....	69	19.1	27	7.7	37	9.4	36	8.7	41	10.7
Acquitted by court (jury waived).....	1	0.3	6	1.7	4	1.0	7	1.7	14	3.7
Acquitted by jury.....	27	7.6	31	8.8	33	8.4	23	5.5	46	11.7
Other no-penalty disposition.....	11	3.0	8	2.3	-	-	3	0.7	2	0.5
Convicted and sentenced.....	254	70.2	280	79.5	320	81.2	346	83.4	281	73.4
Plead guilty.....	171	47.2	189	53.7	251	63.7	237	57.1	208	53.8
Found guilty by court (jury waived).....	7	1.9	8	2.3	7	1.8	12	2.9	13	3.4
Found guilty by jury.....	76	21.0	83	23.6	62	15.7	77	18.6	60	15.7

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	254	100.0	280	100.0	320	100.0	346	100.0	281	100.0
Death penalty.....	1	0.4	2	0.7	2	0.6	-	-	1	0.4
Prison or reformatory.....	133	52.4	131	46.8	151	47.2	156	45.1	151	53.7
Probation or suspended sentence.....	85	33.5	128	45.0	122	38.1	159	46.0	104	37.0
Local jail or workhouse.....	18	7.1	19	6.4	33	10.3	23	6.6	21	7.5
Fine or costs only.....	15	5.9	2	0.7	9	2.8	6	1.7	1	0.4
Institution for juvenile delinquents only.	1	0.4	1	0.4	-	-	2	0.6	3	1.1
Other sentence.....	1	0.4	-	-	3	0.9	-	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOMES FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other no-penalty	Total	Plead guilty	Found guilty--										
			By court ¹	By jury				By court ¹	By jury										
All offenses.....	591	195	112	3	40	40	386	267	17	102	386	1	142	118	54	69	1	1	
Major offenses.....	362	108	69	1	27	11	254	171	7	76	254	1	133	85	18	15	1	1	
Murder.....	6	-	-	-	-	6	6	1	-	5	6	1	5	-	-	-	-	-	
Manslaughter.....	12	7	2	-	5	5	3	-	2	5	-	1	1	3	-	-	-	-	
Robbery.....	29	8	2	-	2	4	21	12	-	21	-	13	7	-	-	-	1	-	
Aggravated assault.....	22	7	4	-	3	-	15	3	1	11	15	-	9	1	2	3	-	-	
Burglary.....	88	24	15	-	9	-	64	44	3	17	64	-	30	30	1	3	-	-	
Larceny, except auto theft.	66	22	15	-	5	2	34	26	-	8	34	-	16	11	5	2	-	-	
Auto theft.....	1	-	-	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	
Embezzlement and fraud.....	26	4	4	-	-	-	22	15	-	7	22	-	12	7	-	2	-	1	
Stolen property, receiving, etc.....	4	1	1	-	-	-	3	2	-	1	3	-	1	-	1	1	-	-	
Forgery and counterfeiting.	66	19	15	-	2	2	47	40	2	5	47	-	23	20	3	1	-	-	
Rape.....	13	2	2	-	-	-	11	5	1	5	11	-	9	1	1	-	-	-	
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Other sex offenses.....	20	6	5	-	1	-	14	11	-	3	14	-	8	4	2	-	-	-	
Violating drug laws.....	4	-	-	-	-	-	4	2	-	2	4	-	1	-	-	3	-	-	
Carrying, etc., weapons...	6	4	2	1	-	1	2	1	-	1	2	-	1	1	-	-	-	-	
Other major offenses.....	9	4	2	-	-	2	5	5	-	-	5	-	3	2	-	-	-	-	
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Arson.....	4	2	1	-	-	1	2	2	-	-	2	-	1	1	-	-	-	-	
Bigamy.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Blackmail and extortion...	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break.....	3	1	1	-	-	-	2	2	-	-	2	-	1	1	-	-	-	-	
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Perjury.....	2	1	-	-	-	1	1	1	-	-	1	-	1	-	-	-	-	-	
Minor offenses ²	219	87	43	2	13	29	132	96	10	26	132	-	9	33	36	54	-	-	

¹ Jury waived.
² This group includes minor assault; associate; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

January 15, 1944

JUDICIAL CRIMINAL STATISTICS: 1942

VERMONT

A total of 410 defendants were disposed of for major offenses in the reporting trial courts of Vermont during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 410 defendants, 255, or 62.2 percent, were convicted and sentenced; 98, or 38.4 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory; and 77, or 30.2 percent, were placed on probation or given a suspended sentence. Of the 308 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 189, or 61.4 percent, were convicted; and of the 26 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 16, or 61.5 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population has decreased from 236.7 in 1938 to 156.1 in 1942. The rate for defendants convicted followed the same general trend, decreasing from 184.4 in 1938 to 97.1 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, with burglary following in second place, and the two offense groups accounting for 59.0 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 73.9 percent of all defendants disposed of for major crimes were convicted. With the exception of a slight increase in 1940, the percentage convicted decreased from 77.9 in 1938 to 62.2 in 1942. In 1942, 51.5 percent of all defendants entered a plea of guilty, whereas only 3.4 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 38.0 percent were sentenced to a State prison or reformatory. The percentages for 1941, 1940, and 1938 fell below this amount, while those for 1942 and 1939 were somewhat higher. Of all defendants convicted of major offenses during the past 5 years, 27.8 percent were placed on probation or given a suspended sentence.

Under Vermont law municipal courts exercise felony jurisdiction concurrently with the county court in 11 of the 14 counties of the State. In 1942, reports on criminal disposition were received from the county courts in 13 counties containing 98.9 percent of the 1940 population of the State and from all municipal courts in 7 counties and one of the two municipal courts in each of two counties. The jurisdiction of these municipal courts represents 75.9 percent of the 1940 population

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[See text for coverage]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ²	1938 ²
DEFENDANTS DISPOSED OF										
Total.....	410	533	418	425	434	156.1	188.3	205.6	221.7	236.7
Murder.....	1	-	3	2	4	0.4	-	1.5	1.0	2.2
Manslaughter.....	2	9	1	-	1	0.8	3.2	0.5	-	0.5
Robbery.....	7	6	3	3	2	2.7	2.1	1.5	1.6	1.1
Aggravated assault.....	7	3	2	14	5	2.7	1.1	1.0	7.3	2.7
Burglary.....	33	84	82	74	40	12.6	29.7	40.3	38.6	21.8
Larceny, except auto theft.....	209	219	151	162	196	79.6	77.4	74.3	84.5	106.9
Auto theft.....	16	18	14	14	15	6.1	6.4	6.9	7.3	8.2
Embezzlement and fraud.....	20	37	31	30	19	7.6	13.1	15.2	15.7	10.4
Stolen property, receiving, etc.....	11	2	12	3	4	4.2	0.7	5.9	1.6	2.2
Forgery and counterfeiting.....	12	23	13	23	10	4.6	8.1	6.4	12.0	5.5
Rape.....	16	22	22	19	23	6.1	7.8	10.8	9.9	12.5
Other major offenses.....	76	110	84	81	115	28.9	38.9	41.3	42.3	62.7
DEFENDANTS CONVICTED										
Total.....	255	395	325	328	338	97.1	189.6	159.8	171.1	184.4
Murder.....	-	-	2	1	1	-	-	1.0	0.5	0.5
Manslaughter.....	1	5	-	-	1	0.4	1.8	-	-	0.5
Robbery.....	2	5	2	3	-	0.8	1.8	1.0	1.6	-
Aggravated assault.....	4	-	1	14	5	1.5	-	0.5	7.3	2.7
Burglary.....	19	68	66	67	35	7.2	24.0	32.5	35.0	19.1
Larceny, except auto theft.....	125	166	120	119	150	47.6	58.7	59.0	62.1	81.8
Auto theft.....	10	11	14	14	13	3.8	3.9	6.9	7.3	7.1
Embezzlement and fraud.....	14	25	21	24	16	5.3	8.8	10.3	12.5	8.7
Stolen property, receiving, etc.....	8	1	7	2	2	3.0	0.4	3.4	1.0	1.1
Forgery and counterfeiting.....	11	22	11	16	7	4.2	7.8	5.4	8.3	3.8
Rape.....	11	9	13	11	18	4.2	3.2	6.4	5.7	9.8
Other major offenses.....	50	83	68	57	90	19.0	29.3	33.4	29.7	49.1

¹ Based on estimate of civilian population covered by the reports.

² Based on estimate of total population covered by the reports.

of all counties in which municipal courts have jurisdiction. It is estimated that the reporting courts account for 76.3 percent of all of the judicial criminal proceedings in the State.

Reports were received from county courts in 12 counties in 1941, 11 counties in 1940, 12 counties in 1939, and 11 counties in 1938. Of the 11 counties with municipal courts having felony jurisdiction, all municipal courts reported in 9 counties in 1941, 6 counties in 1940, 4 counties in 1939, and 4 counties in 1938. One of the two municipal courts reported in 1 county in 1941, 1 county in 1940, in each of 3 counties in 1939, and in each of 2 counties in 1938. It is estimated that reporting courts accounted for 81.0 percent of all of the judicial criminal proceedings in the State in 1941, 56.6 in 1940, 53.6 in 1939, and 51.5 in 1938.

The statistics presented in this report are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	410	100.0	533	100.0	418	100.0	425	100.0	434	100.0
Disposed of without conviction.....	155	37.8	138	25.9	98	22.2	97	22.9	96	22.1
Dismissed.....	139	33.9	79	14.8	71	17.0	79	18.6	86	19.8
Acquitted by court (jury waived).....	-	-	-	-	1	0.2	1	0.2	1	0.2
Acquitted by jury.....	6	1.5	5	0.9	10	2.4	11	2.6	2	0.5
Other no-penalty disposition.....	10	2.4	54	10.1	11	2.6	6	1.4	7	1.6
Convicted and sentenced.....	255	62.2	395	74.1	325	77.8	328	77.2	338	77.9
Plead guilty.....	211	51.5	380	71.3	314	75.1	311	73.2	317	73.0
Found guilty by court (jury waived).....	30	7.3	4	0.8	2	0.5	1	0.2	1	0.2
Found guilty by jury.....	14	3.4	11	2.1	9	2.2	16	3.8	20	4.6

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	255	100.0	395	100.0	325	100.0	328	100.0	338	100.0
Death penalty.....	-	-	-	-	1	0.3	-	-	-	-
Prison or reformatory.....	98	38.4	147	37.2	116	35.7	134	40.9	128	37.9
Probation or suspended sentence.....	77	30.2	105	26.6	91	28.0	97	29.6	87	25.7
Local jail or workhouse.....	25	9.8	72	18.2	65	20.3	53	16.2	83	24.6
Fine or costs only.....	40	15.7	50	12.7	37	11.4	30	9.1	34	10.1
Institution for juvenile delinquents only.....	4	1.6	20	5.1	14	4.3	13	4.0	6	1.8
Other sentence.....	1	0.4	1	0.3	-	-	1	0.3	-	-

Table 4. DISPOSITION IN TRIAL COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other no-penalty	Total	Plead guilty	Found guilty--										
				By court ¹	By jury				By court ¹	By jury									
All offenses.....	3,553	519	456	9	14	40	3,034	2,525	486	23	3,034	-	117	206	595	2,098	16	2	
Major offenses.....	410	155	139	-	6	10	255	211	30	14	255	-	98	77	25	40	4	1	
Murder.....	1	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Manslaughter.....	2	1	1	-	-	1	-	-	1	1	-	-	1	-	-	-	-	-	
Robbery.....	7	5	5	-	-	2	-	1	1	2	-	2	-	-	-	-	-	-	
Aggravated assault.....	7	3	3	-	-	4	2	2	4	4	-	4	-	-	-	-	-	-	
Burglary.....	33	14	14	-	-	19	17	2	19	17	-	11	8	-	-	-	-	-	
Larceny, except auto theft.....	209	84	72	-	4	8	125	104	16	5	125	-	34	35	27	36	2	1	
Auto theft.....	16	6	6	-	-	10	8	2	10	10	-	5	1	-	4	-	-	-	
Embezzlement and fraud.....	20	6	5	-	-	14	14	-	14	14	-	2	4	4	4	-	-	-	
Stolen property, receiving, etc.....	11	3	2	-	-	1	8	6	2	8	-	2	1	1	4	-	-	-	
Forgery and counterfeiting.....	12	1	1	-	-	11	10	1	11	10	-	2	7	-	1	1	1	-	
Rape.....	15	5	5	-	-	11	11	1	11	11	-	8	3	-	-	-	-	-	
Commercialized vice.....	3	-	-	-	-	3	2	1	3	3	-	3	-	-	-	-	-	-	
Other sex offenses.....	51	18	17	-	1	33	25	5	33	33	-	23	9	1	-	-	-	-	
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Carrying, etc., weapons.....	2	-	-	-	-	2	1	1	2	2	-	2	-	-	-	-	-	-	
Other major offenses.....	20	8	7	-	1	12	11	1	12	12	-	2	6	2	1	1	-	-	
Abortion.....	1	-	-	-	-	1	1	-	1	1	-	1	-	-	-	-	-	-	
Arson.....	7	4	3	-	1	3	3	-	3	3	-	1	1	-	-	-	1	-	
Bigamy.....	2	1	1	-	-	1	1	-	1	1	-	1	-	1	-	-	-	-	
Blackmail and extortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break.....	8	2	2	-	-	6	5	1	6	6	-	-	4	2	-	-	-	-	
Kidnaping.....	1	1	1	-	-	1	1	-	1	1	-	-	-	-	1	-	-	-	
Perjury.....	1	-	-	-	-	1	1	-	1	1	-	-	-	-	-	-	-	-	
Minor offenses ²	2,143	364	317	9	8	30	2,779	2,314	456	9	2,779	-	19	129	560	2,058	12	1	

¹ Jury waived.

² This group includes minor assault; noneupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

July 15, 1944

JUDICIAL ORIGINAL STATISTICS: 1942

WASHINGTON

A total of 1,187 defendants were disposed of for major offenses in the superior courts of Washington during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 1,187 defendants, 896, or 75.5 percent, were convicted and sentenced; and 493, or 55.0 percent, of the defendants convicted and sentenced were sent to a prison or reformatory. Of the 888 defendants charged with major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 681, or 76.7 percent, were convicted; and of the 140 persons charged with major crimes against the person (murder, manslaughter, aggravated assault, and rape) 105, or 75.0 percent, were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population decreased from 97.5 in 1938 to 70.0 in 1942. The rate for defendants convicted decreased from 80.9 in 1938 to 52.8 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, with burglary following in second place, and the two offense groups together accounting for 49.3 percent of all major offense dispositions. (See table 1.)

During the past 5 years, 83.0 percent of all defendants disposed of for major offenses were convicted. This percentage was 82.9 in 1938, 84.3 in 1939, 84.8 in 1940, 80.4 in 1941, and 75.5 in 1942. In 1942, 59.4 percent of

all defendants entered a plea of guilty, whereas only 5.9 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 57.6 percent were sentenced to a prison or reformatory. The percentage for 1938 was higher than this figure, and the percentages for the remaining years were somewhat lower. Of all defendants convicted of major offenses during these 5 years, 26.7 percent were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court within felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1.—DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942

[Statistics are based on reports from a varying number of counties. The number of reporting counties out of the 39 counties of the State and the percent of the 1940 population of the State in these reporting counties are as follows: 1942, 38 counties, 96.9 percent; 1941, 36 counties, 95.7 percent; 1940, 1939, and 1938, all counties, 100.0 percent]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ³
DEFENDANTS DISPOSED OF										
Total.....	1,187	1,394	1,584	1,614	1,637	70.0	80.2	91.2	94.6	97.5
Murder.....	15	13	16	13	32	0.9	0.8	0.9	0.8	1.9
Manslaughter.....	33	49	42	29	44	1.9	2.9	2.4	1.7	2.6
Robbery.....	44	76	76	88	83	2.6	4.6	4.4	5.2	4.9
Aggravated assault.....	58	36	55	45	66	3.4	2.2	3.2	2.6	4.0
Burglary.....	227	257	324	377	361	13.4	15.5	18.7	22.1	21.5
Larceny, except auto theft.....	358	366	476	507	456	21.1	22.0	27.4	29.7	27.2
Auto theft.....	121	169	122	124	97	7.1	10.2	7.0	7.3	5.5
Embezzlement and fraud.....	14	28	51	10	30	0.8	1.7	2.9	0.6	1.8
Stolen property, receiving, etc.....	9	22	19	10	13	0.5	1.3	1.1	0.6	0.8
Forgery and counterfeiting.....	115	119	187	161	205	6.8	7.2	10.8	9.4	12.2
Rape.....	34	31	48	22	45	2.0	1.9	2.8	1.3	2.7
Other major offenses.....	159	168	168	228	205	9.4	10.1	9.7	13.4	12.2
DEFENDANTS CONVICTED										
Total.....	896	1,152	1,343	1,360	1,357	52.8	69.3	77.4	79.7	80.9
Murder.....	11	11	10	7	19	0.6	0.7	0.6	0.4	1.1
Manslaughter.....	22	35	26	17	23	1.3	2.1	1.5	1.0	1.7
Robbery.....	39	61	66	71	70	2.3	3.7	3.8	4.2	4.2
Aggravated assault.....	45	32	44	33	53	2.7	1.9	2.5	2.0	3.2
Burglary.....	188	236	300	349	323	11.1	14.2	17.3	20.5	19.2
Larceny, except auto theft.....	257	307	401	418	383	15.2	18.5	23.1	24.5	22.8
Auto theft.....	85	154	108	110	82	5.0	9.3	6.2	6.4	4.9
Embezzlement and fraud.....	8	23	31	5	11	0.5	1.4	1.8	0.3	0.7
Stolen property, receiving, etc.....	4	16	14	9	10	0.2	1.0	0.8	0.5	0.6
Forgery and counterfeiting.....	100	112	174	146	178	5.9	6.7	10.0	8.5	10.6
Rape.....	27	24	37	16	30	1.6	1.4	2.1	0.9	1.8
Other major offenses.....	110	141	132	179	170	6.5	8.5	7.6	10.5	10.1

¹ Based on estimate of civilian population for counties reporting. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimates of total population of the State.

JUDICIAL CRIMINAL STATISTICS--WASHINGTON

Table 2.—PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1936 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	1,187	100.0	1,334	100.0	1,584	100.0	1,614	100.0	1,637	100.0
Disposed of without conviction.....	291	24.5	182	13.6	241	15.2	254	15.7	280	17.1
Dismissed.....	196	16.5	140	10.5	186	11.7	177	11.0	200	12.2
Acquitted by court (jury waived).....	2	0.2	1	0.1	1	0.1	1	0.1	6	0.4
Acquitted by jury.....	42	3.5	39	2.9	40	2.5	58	3.6	58	3.5
Other no-penalty disposition.....	51	4.3	2	0.1	14	0.9	18	1.1	16	1.0
Convicted and sentenced.....	896	75.5	1,152	86.4	1,343	84.8	1,360	84.3	1,357	82.9
Pleaded guilty.....	824	69.4	1,022	76.6	1,234	77.9	1,235	76.5	1,206	73.7
Found guilty by court (jury waived).....	2	0.2	35	2.6	2	0.1	4	0.2	19	1.2
Found guilty by jury.....	70	5.9	95	7.1	107	6.8	121	7.5	132	8.1

Table 3.—TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1936 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced...	896	100.0	1,152	100.0	1,343	100.0	1,360	100.0	1,357	100.0
Death penalty.....	2	0.2	1	0.1	4	0.3	2	0.1	4	0.3
Prison or reformatory.....	493	55.0	628	54.5	755	57.0	776	57.1	853	62.9
Probation or suspended sentence.....	239	26.7	369	32.0	381	28.4	356	26.2	288	21.2
Local jail or workhouse.....	142	15.8	139	12.1	182	13.6	203	14.9	198	14.6
Fine or costs only.....	11	1.2	13	1.1	10	0.7	12	0.9	7	0.5
Institution for juvenile delinquents only..	6	0.7	2	0.2	-	-	9	0.7	7	0.5
Other sentence.....	3	0.3	-	-	-	-	2	0.1	-	-

Table 4.—DISPOSITION IN SUPERIOR COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dis-missed	Acquitted--		Other no-penalty	Total	Pleaded guilty	Found guilty--										
				By court ¹	By jury				By court ¹	By jury									
All offenses.....	1,577	449	321	3	51	74	1,128	1,028	6	94	1,128	2	508	289	225	93	6	5	
Major offenses.....	1,187	291	196	2	42	51	896	824	2	70	896	2	493	239	142	11	6	3	
Murder.....	15	4	-	-	4	-	11	3	1	7	11	2	9	-	-	-	-	-	
Manslaughter.....	33	11	3	-	7	1	22	18	-	4	22	-	8	9	4	1	-	-	
Robbery.....	44	5	1	-	2	2	39	35	-	4	39	-	35	4	-	-	-	-	
Aggravated assault.....	58	13	10	-	1	2	45	36	-	9	45	-	22	10	12	1	-	-	
Surglary.....	227	39	28	1	5	5	188	175	-	13	188	-	123	57	5	-	3	-	
Larceny, except auto theft..	358	101	67	-	10	24	257	244	1	12	257	-	91	88	70	4	1	3	
Auto theft.....	121	36	27	1	6	2	85	79	-	6	85	-	51	30	3	1	-	-	
Embezzlement and fraud.....	14	6	4	-	-	2	8	7	-	1	8	-	3	2	3	-	-	-	
Stolen property, receiving, etc.....	9	5	3	-	-	2	4	4	-	-	4	-	-	1	2	-	2	-	
Forgery and counterfeiting..	115	15	13	-	-	2	100	97	-	3	100	-	75	22	2	-	-	-	
Rape.....	34	7	5	-	2	-	27	27	-	-	27	-	20	2	5	-	-	-	
Commercialized vice.....	2	1	1	-	-	-	1	1	-	-	1	-	-	-	1	-	-	-	
Other sex offenses.....	112	34	25	-	3	6	78	70	-	8	78	-	39	11	28	-	-	-	
Violating drug laws.....	8	4	2	-	-	2	4	4	-	-	4	-	-	1	3	-	-	-	
Carrying, etc., weapons.....	7	3	2	-	-	1	4	4	-	-	4	-	2	-	1	1	-	-	
Other major offenses.....	30	7	5	-	2	-	23	20	-	3	23	-	14	2	4	3	-	-	
Abortion.....	3	1	-	-	-	-	2	2	-	-	2	-	-	-	2	-	-	-	
Arson.....	9	2	1	-	1	-	7	5	-	2	7	-	3	1	-	3	-	-	
Bigamy.....	3	-	-	-	-	-	3	2	-	1	3	-	2	1	-	-	-	-	
Blackmail and extortion...	2	1	1	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	
Escape and jail break.....	7	-	-	-	-	-	7	7	-	-	7	-	7	-	-	-	-	-	
Kidnaping.....	2	1	1	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	
Perjury.....	4	2	2	-	-	-	2	2	-	-	2	-	-	-	2	-	-	-	
Minor offenses ²	390	158	125	1	9	23	232	204	4	24	232	-	15	50	83	82	-	2	

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

JUDICIAL CRIMINAL STATISTICS: 1942

WISCONSIN

A total of 2,247 defendants were disposed of for major offenses in the reporting courts of Wisconsin during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 2,247 defendants, 1,826, or 81.3 percent, were convicted and sentenced; 726, or 39.8 percent, of the defendants convicted and sentenced were placed on probation or given a suspended sentence; and 700, or 38.3 percent, were sentenced to a State prison or reformatory. Of the 1,494 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 1,234, or 82.6 percent, were convicted; and of the 267 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 176, or 65.9 percent, were convicted.

Of the defendants disposed of for major offenses during 1942, more defendants were disposed of for larceny than for any other offense, with burglary following in second place, and the two offense groups accounting for 35.9 percent of all major offense dispositions. (See table 1.)

During the past five years, 83.8 percent of all defendants disposed of for major crimes were convicted. The percentage convicted decreased from 86.2 percent in 1938 to 81.3 percent in 1942. In 1942, 68.4 percent of all defendants entered a plea of guilty whereas only 1.8 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past five years, 40.3 percent were placed on probation or given a suspended sentence. The percentages for 1938, 1940, and 1942 fell below this amount, while those

for 1939 and 1941 were somewhat higher. Of all defendants convicted of major offenses during the past five years, 34.2 percent were sentenced to a State prison or reformatory.

Under Wisconsin law, county, municipal, and superior courts in some counties exercise varying degrees of criminal jurisdiction concurrently with the circuit court. Not all courts which exercise original felony jurisdiction in these counties have submitted a report on criminal dispositions during the past five years. Reports from one or more courts were received from each of 66 of the 71 counties of the State in 1942, from 67 counties in 1941 and 1940, from 62 counties in 1939, and from 63 counties in 1938. It is estimated that the reporting courts account for not less than 72 percent of all of the judicial criminal proceedings in the State in 1942; 87 percent, in 1941; 90 percent, in 1940; 83 percent, in 1939; and 87 percent, in 1938.

The statistics presented in this report are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during the calendar year 1942 and the preceding four years, are presented in table 1. Table 2 shows the procedural outcome of dispositions for major offenses during the past five years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED FOR MAJOR OFFENSES: 1938 TO 1942

[See text for coverage]

OFFENSE	DEFENDANTS DISPOSED OF					DEFENDANTS CONVICTED				
	1942	1941	1940	1939	1938	1942	1941	1940	1939	1938
Total.....	2,247	2,710	3,192	3,225	3,430	1,826	2,232	2,664	2,719	2,958
Murder.....	19	18	19	12	23	12	14	15	11	20
Manslaughter.....	25	50	34	32	41	14	37	23	28	34
Robbery.....	75	101	104	87	95	64	85	91	81	87
Aggravated assault.....	87	124	98	134	169	72	110	83	101	137
Burglary.....	357	350	476	529	533	307	317	427	486	499
Larceny, except auto theft.....	450	547	761	810	860	370	474	681	726	757
Auto theft.....	201	244	233	229	227	178	209	194	199	193
Embezzlement and fraud.....	160	245	416	366	363	96	173	268	227	281
Stolen property, receiving, etc.....	38	21	57	52	45	29	19	47	39	36
Forgery and counterfeiting.....	213	319	308	258	294	190	242	273	241	257
Rape.....	136	186	195	186	198	78	142	147	157	160
Other major offenses.....	486	505	491	520	582	416	410	415	423	487

JUDICIAL CRIMINAL STATISTICS--WISCONSIN

Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	2,247	100.0	2,710	100.0	3,192	100.0	3,225	100.0	3,430	100.0
Disposed of without conviction.....	421	18.7	478	17.6	528	16.5	506	15.7	472	13.8
Dismissed.....	311	13.8	330	12.2	409	12.8	388	12.0	335	9.8
Acquitted by court (jury waived).....	11	0.5	18	0.7	18	0.6	47	1.5	71	2.1
Acquitted by jury.....	25	1.1	32	1.2	16	0.5	27	0.8	34	1.0
Other no-penalty disposition.....	74	3.3	98	3.6	85	2.7	44	1.4	32	0.9
Convicted and sentenced.....	1,826	81.3	2,232	82.4	2,664	83.5	2,719	84.3	2,958	86.2
Pleaded guilty.....	1,598	68.4	1,890	69.7	2,378	74.5	2,373	73.6	2,585	75.4
Found guilty by court (jury waived).....	248	11.0	274	10.1	217	6.8	277	8.6	290	8.5
Found guilty by jury.....	40	1.8	68	2.5	69	2.2	69	2.1	83	2.4

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

[Death penalty not applicable in Wisconsin]

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	1,826	100.0	2,232	100.0	2,664	100.0	2,719	100.0	2,958	100.0
Prison or reformatory.....	700	38.3	899	40.3	917	34.4	880	30.5	899	30.4
Probation or suspended sentence.....	726	39.8	911	40.8	1,052	39.5	1,154	42.4	1,158	39.1
Local jail or workhouse.....	181	9.9	246	11.0	364	13.7	491	15.9	561	19.0
Fine or costs only.....	201	11.0	140	6.3	283	10.6	264	9.7	315	10.6
Institution for juvenile delinquents only.	14	0.8	25	1.1	36	1.4	36	1.3	25	0.8
Other sentence.....	4	0.2	11	0.5	12	0.5	4	0.1	-	-

Table 4. DISPOSITION IN REPORTING COURTS OF DEFENDANTS FOR ALL OFFENSES

[Death penalty not applicable in Wisconsin]

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED							
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted--		Other no-penalty	Total	Pleaded guilty	Found guilty--									
				By court ¹	By jury				By court ¹	By jury								
All offenses.....	6,821	1,066	778	49	40	199	5,755	5,050	627	68	5,755	797	1,349	541	3,026	16	26	
Major offenses.....	2,247	421	311	11	25	74	1,826	1,538	248	40	1,826	700	726	181	201	14	4	
Murder.....	19	7	1	-	2	4	12	6	3	3	12	11	1	-	-	-	-	
Manslaughter.....	25	11	4	-	6	1	14	10	2	2	14	6	4	4	-	-	-	
Robbery.....	75	11	7	1	2	1	64	48	19	3	64	49	13	1	1	-	-	
Aggravated assault.....	87	15	11	-	1	3	72	45	25	2	72	34	20	14	4	-	-	
Burglary.....	357	50	39	9	2	6	307	279	22	6	307	149	149	8	-	1	-	
Larceny, except auto theft.	450	80	64	2	2	12	370	322	45	3	370	78	168	56	69	4	-	
Auto theft.....	201	23	15	-	-	8	178	154	23	1	178	75	81	12	5	5	-	
Embezzlement and fraud.....	160	64	50	2	1	11	96	86	8	2	96	18	51	18	9	-	-	
Stolen property, receiving, etc.	38	9	6	1	-	2	29	28	-	1	29	6	10	6	5	-	-	
Forgery and counterfeiting.	213	23	21	1	-	1	190	176	14	-	190	106	78	3	3	-	-	
Rape.....	186	58	47	-	6	5	78	61	13	4	78	42	31	2	3	-	-	
Commercialized vice.....	62	6	5	-	-	1	56	41	12	3	56	6	6	5	99	-	-	
Other sex offenses.....	361	56	37	-	3	16	305	235	60	10	305	98	102	50	50	1	4	
Violating drug laws.....	1	-	-	-	-	-	1	-	1	-	1	-	-	1	-	-	-	
Carrying, etc., weapons.....	20	2	1	-	-	1	16	14	4	-	18	2	3	1	9	3	-	
Other major offense.....	42	6	3	1	-	2	36	38	3	-	36	23	9	-	4	-	-	
Abortion.....	2	1	1	-	-	-	1	1	-	-	1	1	-	-	-	-	-	
Arson.....	11	2	-	-	-	2	9	7	2	-	9	3	-	3	-	-	-	
Bigamy.....	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	
Blackmail and extortion.....	3	1	-	1	-	-	2	2	-	-	2	1	-	-	-	-	-	
Escape and jail break.....	19	-	-	-	-	-	19	19	-	-	19	16	3	-	-	-	-	
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Perjury.....	7	2	2	-	-	-	5	4	1	-	5	2	2	-	1	-	-	
Minor offenses ²	4,574	645	467	38	15	125	3,929	3,512	399	28	3,929	97	629	360	2,825	2	22	

¹ Jury waived.

² This group includes minor assault; nonsupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

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A total of 186 defendants were disposed of for major offenses in the district courts of Wyoming during the calendar year 1942, according to reports received from the clerks of court by the Bureau of the Census. Of these 186 defendants, 139, or 74.7 percent, were convicted and sentenced; and 89, or 64.0 percent, of the defendants convicted and sentenced were sent to a State prison or reformatory. Of the 141 defendants disposed of for major crimes against property in 1942 (robbery, burglary, larceny, auto theft, embezzlement, fraud, stolen property, forgery, and counterfeiting) 110, or 78.0 percent, were convicted; and of the 33 persons disposed of for major crimes against the person (murder, manslaughter, aggravated assault, and rape) 22 were convicted.

The number of defendants disposed of for major offenses per 100,000 of the population showed a downward trend from 138.0 in 1938 to 80.2 in 1942, although there was an increase to 155.5 in 1939. The rate for defendants convicted of major offenses followed the same general trend, increasing from 107.5 in 1938 to 129.7 in 1939, decreasing to 99.7 in 1940, increasing to 102.9 in 1941, and then dropping to 59.9 in 1942. More defendants were disposed of for larceny than for any other offense during 1942, with forgery and counterfeiting following in second place and the two offense groups together accounting for 44.6 percent of the major offense dispositions.

During the past 5 years, 80.0 percent of all defendants disposed of for major crimes were convicted. In 1938, 77.9 percent of the defendants were convicted;

in 1939, 83.4 percent; in 1940, 77.6 percent; in 1941, 83.6 percent; and in 1942, 74.7 percent. In 1942, 72.0 percent of all defendants entered a plea of guilty, whereas only 1.6 percent were found guilty by jury. (See table 2.)

Of all defendants convicted of major offenses during the past 5 years, 60.1 percent were sentenced to a State prison or reformatory. The percentages for 1940 and 1941 fell below this figure, while those for 1938, 1939, and 1942 were somewhat higher. Only 27.2 percent of all defendants convicted of major offenses during the past 5 years were placed on probation or given a suspended sentence.

The statistics presented here are for those persons actually brought before a court having felony jurisdiction, whose cases were disposed of by the court during the calendar year. A defendant charged with more than one offense, if not convicted, was assigned to the most serious offense of which charged, and in the case of conviction, to the most serious offense of which convicted. The number of defendants disposed of for selected major offenses and also the number convicted, during 1942 and the preceding 4 years, are presented in table 1, together with the rate per 100,000 of the population. Table 2 shows the procedural outcome of dispositions for major offenses during the past 5 years, while table 3 shows the type of sentence imposed on defendants who were convicted. Detailed data on procedural outcome and sentence or treatment of all defendants charged in 1942 are presented by offense in table 4.

Table 1. DEFENDANTS DISPOSED OF AND DEFENDANTS CONVICTED, FOR MAJOR OFFENSES, WITH RATE PER 100,000 OF THE POPULATION: 1938 TO 1942
[Statistic for all years except 1938 based on reports for all of the 23 counties of the State. Statistics for 1938 based on reports from 21 counties which contained 93.8 percent of the 1940 population of the State]

OFFENSE	NUMBER					RATE PER 100,000 OF THE POPULATION				
	1942	1941	1940	1939	1938	1942 ¹	1941 ¹	1940 ²	1939 ³	1938 ⁴
DEFENDANTS DISPOSED OF										
Total.....	186	292	322	385	317	80.2	123.2	128.4	155.5	138.0
Murder.....	7	5	4	4	6	3.0	2.1	1.6	1.6	2.6
Manslaughter.....	8	2	5	7	1	3.4	0.8	2.0	2.8	0.4
Robbery.....	13	15	15	17	6	5.6	6.3	6.0	6.9	2.6
Aggravated assault.....	10	10	10	17	15	4.3	4.2	4.0	6.9	6.5
Burglary.....	14	57	72	98	64	6.0	24.0	28.7	39.6	27.9
Larceny, except auto theft.....	51	85	82	92	82	22.0	35.9	32.7	37.2	35.7
Auto theft.....	14	22	20	29	19	6.0	9.3	8.0	11.7	8.3
Embezzlement and fraud.....	8	10	28	22	30	3.4	4.2	11.2	8.9	13.1
Stolen property, receiving, etc.....	9	7	6	9	8	3.9	3.0	2.4	3.6	3.5
Forgery and counterfeiting.....	32	64	60	70	50	13.8	27.0	23.9	28.3	21.8
Rape.....	8	9	8	17	14	3.4	3.8	3.2	6.9	6.1
Other major offenses.....	12	6	12	3	22	5.2	2.5	4.8	1.2	6.5
DEFENDANTS CONVICTED										
Total.....	139	244	250	321	247	59.9	102.9	99.7	129.7	107.5
Murder.....	5	4	2	1	6	2.2	1.7	0.8	0.4	2.6
Manslaughter.....	4	2	3	4	1	1.7	0.8	1.2	1.6	0.4
Robbery.....	12	13	13	16	4	5.2	5.5	5.2	6.5	1.7
Aggravated assault.....	9	7	7	13	10	3.9	3.0	2.8	5.2	4.4
Burglary.....	10	50	65	91	60	4.3	21.1	25.9	36.8	26.1
Larceny, except auto theft.....	42	75	65	77	62	18.1	31.6	25.9	31.1	27.0
Auto theft.....	10	13	13	26	19	4.3	5.5	5.2	10.5	8.3
Embezzlement and fraud.....	6	6	13	16	21	2.6	2.5	5.2	6.5	9.1
Stolen property, receiving, etc.....	6	7	5	5	6	2.6	3.0	2.0	2.0	2.6
Forgery and counterfeiting.....	24	59	50	61	43	10.3	24.9	19.9	24.6	18.7
Rape.....	4	3	4	9	4	1.7	1.3	1.6	3.6	1.7
Other major offenses.....	7	5	10	2	11	3.0	2.1	4.0	0.8	4.8

¹ Based on estimate of civilian population of the State. Rates for 1941 differ, therefore, from rates previously published which were based on the Population census of 1940.

² Based on Population census of 1940.

³ Based on estimate of total population of the State.

⁴ Based on estimate of total population for counties reporting.

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Table 2. PROCEDURAL OUTCOME FOR DEFENDANTS DISPOSED OF FOR MAJOR OFFENSES: 1938 TO 1942

PROCEDURAL OUTCOME	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants disposed of.....	186	100.0	292	100.0	322	100.0	385	100.0	317	100.0
Disposed of without conviction.....	47	25.3	48	16.4	72	22.4	64	16.6	70	22.1
Dismissed.....	36	19.4	36	12.3	68	19.6	54	14.0	53	16.7
Acquitted by court (jury waived).....	-	-	-	-	-	-	-	-	5	1.6
Acquitted by jury.....	5	2.7	9	3.1	7	2.2	9	2.3	11	3.5
Other no-penalty disposition.....	6	3.2	3	1.0	2	0.6	1	0.3	1	0.3
Convicted and sentenced.....	139	74.7	244	83.6	250	77.6	321	83.4	247	77.9
Pleaded guilty.....	134	72.0	238	81.5	237	73.6	311	80.8	233	73.5
Found guilty by court (jury waived).....	2	1.1	1	0.3	6	1.9	-	-	8	2.5
Found guilty by jury.....	3	1.6	5	1.7	7	2.2	10	2.6	6	1.9

Table 3. TYPE OF SENTENCE IMPOSED ON DEFENDANTS CONVICTED OF MAJOR OFFENSES: 1938 TO 1942

SENTENCE	1942		1941		1940		1939		1938	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Defendants convicted and sentenced..	139	100.0	244	100.0	250	100.0	321	100.0	247	100.0
Death penalty.....	-	-	-	-	-	-	-	-	1	0.4
Prison or reformatory.....	89	64.0	125	55.3	147	58.8	196	61.1	155	62.8
Probation or suspended sentence.....	34	24.5	85	34.8	78	31.2	89	27.7	41	16.6
Local jail or workhouse.....	8	5.8	13	5.3	8	3.2	10	3.1	13	5.3
Fine or costs only.....	4	2.9	1	0.4	4	1.6	6	1.9	6	2.4
Institution for juvenile delinquents only.....	4	2.9	10	4.1	13	5.2	20	6.2	31	12.6
Other sentence.....	-	-	-	-	-	-	-	-	-	-

Table 4. DISPOSITION IN DISTRICT COURTS OF DEFENDANTS FOR ALL OFFENSES: 1942

OFFENSE	PROCEDURAL OUTCOME FOR TOTAL DEFENDANTS										SENTENCE FOR THOSE CONVICTED								
	Total defendants disposed of	Disposed of without conviction					Convicted and sentenced					Total	Death penalty	Prison or reformatory	Probation or suspended sentence	Local jail or workhouse	Fine or costs only	Institution for juvenile delinquents only	Other sentence
		Total	Dismissed	Acquitted-- By court ¹	By jury	Other no-penalty	Total	Pleaded guilty	Found guilty-- By court ¹	By jury									
All offenses.....	248	61	48	-	5	8	187	166	18	3	167	-	92	55	8	12	20	-	
Major offenses.....	186	47	36	-	5	6	139	134	2	3	139	-	89	34	8	4	4	-	
Murder.....	7	2	2	-	-	5	3	-	2	5	-	4	-	1	-	-	-	-	
Manslaughter.....	8	4	3	-	1	4	4	-	-	4	-	4	-	-	-	-	-	-	
Robbery.....	13	1	1	-	-	12	12	-	-	12	-	10	-	-	1	1	-	-	
Aggravated assault.....	10	1	1	-	-	9	8	1	-	9	-	4	1	3	1	-	-	-	
Burglary.....	14	4	4	-	-	10	10	-	-	10	-	7	3	-	-	-	-	-	
Larceny, except auto theft.....	51	9	7	-	2	42	41	1	-	42	-	22	13	4	-	3	-	-	
Auto theft.....	14	4	4	-	-	10	10	-	-	10	-	8	2	-	-	-	-	-	
Embezzlement and fraud.....	8	2	1	-	-	6	6	-	-	6	-	4	1	-	1	-	-	-	
Stolen property, receiving, etc.....	9	3	-	-	2	6	6	-	-	6	-	2	4	-	-	-	-	-	
Forgery and counterfeiting.....	32	8	4	-	-	24	24	-	-	24	-	17	7	-	-	-	-	-	
Rape.....	8	4	4	-	-	4	4	-	-	4	-	2	2	-	-	-	-	-	
Commercialized vice.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Other sex offenses.....	6	1	1	-	-	5	4	-	1	5	-	3	1	-	1	-	-	-	
Violating drug laws.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Carrying, etc., weapons.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Other major offenses.....	6	4	4	-	-	2	2	-	-	2	-	2	-	-	-	-	-	-	
Abortion.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Arson.....	2	1	1	-	-	1	1	-	-	1	-	1	-	-	-	-	-	-	
Bigamy.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Blackmail and extortion.....	3	3	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Escape and jail break.....	1	-	-	-	-	1	1	-	-	1	-	1	-	-	-	-	-	-	
Kidnaping.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Perjury.....	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Minor offenses ²	62	14	12	-	-	2	48	32	16	48	-	3	21	-	8	16	-	-	

¹ Jury waived.

² This group includes minor assault; noneupport; violating liquor, gambling, or driving laws; and all other offenses generally classified as misdemeanors which are usually tried in minor courts.

