

Index

- Abel, Richard, 129
 abolishing policing, 4, 61–63, 87–88, 144, 201
 ACLU (American Civil Liberties Union), 78n14
 Ademola, Kofi, 143
 adjudication. *See* arrest for adjudication
 adversarial legal systems, 35, 54–55, 147–148
 Afghanistan state transition, 206–208
 Alexander, Michelle, 53
 Allan, James, 194
 Anderson, Elizabeth, 64, 66–67, 75, 80–82, 147–149, 168, 183, 216n5
 Applbaum, Arthur, 106n1
 Arneson, Richard, 80
 arrest for adjudication
 BLM and, 89–91
 cases of policing and, 89–91, 96–101
 courtrooms and, 48–55
 discretion and, 55, 60, 89–91, 187
 drug enforcement and, 48, 58–59
 duties and, 51–52, 104
 epistemology and, 56–57, 59
 frequency of, 51
 immigration enforcement and, 96
 imprimatur to stay and, 57–60
 mass incarceration and, 51, 54
 mental health and, 48, 55
 Miller and, 47
 natural rights and, 58
 normativity and, 56n4
 other government actors and, 48, 58–60
 overview of, 47–48
 penal principles and, 48
 practical justice and, 57
 probable cause and, 47, 50, 57, 97, 163
 procedural justice and, 48
 prosecutors and, 51–52, 55–56
 prostitution and, 96–99
 protection and rescue and, 47n1
 public health and, 55
 public reason and, 173–174
 public spaces and, 89–91
 reform and, 55–56, 58–60
 role of policing and, 48, 55
 shifting ends of, 55–56
 authority
 civil society and, 86
 coercion and, 59
 courtrooms and, 138
 duties and, 180
 epistemology and, 56, 124–125
 legitimacy of policing and, 21, 106–109, 115–120, 123–126, 185–186
 pluralism and, 199
 procedural justice and, 129–132, 135
 public health and, 49
 public reason and, 180, 184, 186–188
 reform and, 56
 role of policing and, 45, 82, 85
 use of force and, 25
 Banton, Michael, 52
 Barkow, Rachel, 53
 Besch, Thomas, 108, 189n11
 Betz, Joseph, 27, 34
 Bittner, Egon, 38, 52
 Black Lives Matter (BLM)
 arrest for adjudication and, 89–91
 pluralism and, 201
 populism and, 201
 procedural justice and, 143
 Blackler, John
 discretion and, 188
 ethics and, 1
 militarization of policing and, 35
 moral obligations and, 18–19
 practical justice and, 17
 right to assistance and, 18
 role of policing and, 7, 16, 74–75
 social peacekeeping and, 74–75
 Bohman, James, 162n1
 Brennan, Jason, 122n9
 Bretschneider, Cory, 190–191

broken windows policing, 73
 Brower, Joshua, 182
 Brown, Michael, 9, 36n9, 216
 Bumpers, Eleanor, 39n13, 216
 Burris, S., 216n5
 Burrus, G., 110

cameralism, 83–87
 Capitol attack of January 6, 2021, 201–202
 cases of policing
 arrest for adjudication and, 89–91,
 96–101
 BLM and, 89–91
 class and, 91–94
 drug enforcement and, 100–101
 immigration enforcement and, 94–96
 minority communities and, 89–94
 overview of, 89
 prostitution and, 96–99
 protection and rescue and, 95, 98–101
 protests and, 89–91
 public spaces and, 89–91
 smartphone theft and, 101–105
 social cooperation and, 89–94, 98
 traffic enforcement and, 91–94
 Caspar, J., 139
 Castile, Philando, 9
 Chicago Police Department, 111–112
 Christmas, H., 218
 citizen's arrest, 24n13
 civil disobedience
 definition of, 121
 discretion and, 61
 forms of, 62
 legitimacy of policing and, 120–121
 populism and, 199
 protests and, 61, 90–91
 public reason and, 179
 social cooperation and, 61
 civil society
 authority and, 86
 cameralism and, 83–87
 Hegel and, 82–87
 minority communities and, 83n17
 public reason and, 164
 public spaces and, 81–82
 regulation and, 83
 social cooperation and, 63–64, 82–87, 164
 civility, 164, 168, 175–180, 182, 190
 Clark, Stephon, 9
 Clarke, Ronald, 103n6
 class
 cases of policing and, 91–94
 dignity and, 150–151
 drug enforcement and, 53

minority communities and, 217
 natural rights and, 147
 pluralism and, 192–194
 populism and, 197
 primary goods and, 215, 217
 procedural justice and, 150–151
 protests and, 9
 public spaces and, 75–77
 role of policing and, 219
 social cooperation and, 75–77, 79
 traffic enforcement and, 92, 94
 unjust practices and, 195
 Coakley, Matthew, 119–120, 124
 coercion
 authority and, 59
 duties and, 21
 equality and, 178
 government as form of, 23
 legitimacy of policing and, 108
 other government actors and, 22
 persuasion and, 21
 pluralism and, 192
 practical justice and, 24
 primary goods and, 216–217
 procedural justice and, 129, 134
 prostitution and, 98–99
 protection and rescue and, 25n14, 26
 public health and, 49
 public reason and, 3, 174–175, 177, 181, 183,
 190–191
 public spaces and, 68n6
 Rawls and, 204
 regulation and, 22, 49
 role of policing and, 21–25
 social cooperation and, 18, 71, 87–88
 use of force and, 23
Connor, Graham v. (1989), 40
 consequentialism, 145, 210n3, 218
 contractualism, 33, 67–70, 170–174
 cooperation. *See* social cooperation
 courtrooms
 arrest for adjudication and, 48–55
 authority and, 138
 dignity and, 138
 normativity and, 48
 procedural justice and, 138–140, 142, 149,
 151–152, 190
 prosecutors and, 57
 reform and, 53–55
 role of, 52–55
 role of policing and, 140
 substantive justice and, 139
 Tyler and, 138–140
 COVID-19 pandemic, 49–50
 Cross, Ben, 108, 189n11

- Darby, Derrick, 112, 216–217
- Davies, Thomas, 116
- defunding police, 4, 88, 201
- Delmas, Candice, 121, 179, 199
- democracy. *See* liberal democracy
- deontology, 33–35, 65, 145
- Department of Justice, 95n2, 112, 118
- Diamond, Justine, 9
- Difference Principle
- distributive justice and, 221
 - equality and, 214
 - minority communities and, 220
 - primary goods and, 214–215
 - protection and rescue and, 214
 - public reason and, 188
 - Rawls and, 187, 214, 220
 - role of policing and, 203, 220
- dignity
- class and, 150–151
 - courtrooms and, 138
 - legitimacy of policing and, 114
 - procedural justice and, 133, 138–140, 146–151, 155–158, 160
 - public reason and, 190
 - role of policing and, 1, 5
 - substantive justice and, 155–158
 - Tyler and, 146–151
 - Waldron and, 133, 137
- discretion
- arrest for adjudication and, 55, 60, 89–91, 187
 - Blackler and, 188
 - broken windows policing and, 73
 - civil disobedience and, 61
 - disorderly conduct and, 70, 125, 169
 - drug enforcement and, 100–101
 - legitimacy of policing and, 119, 123–124
 - liberal democracy and, 73, 199
 - Miller and, 188
 - pluralism and, 74–75, 192, 195, 200–202
 - populism and, 199
 - procedural justice and, 141
 - prostitution and, 98–99
 - protests and, 70
 - public reason and, 167–170, 172, 175, 186–189
 - Rawls and, 189
 - role of policing and, 18
 - social cooperation and, 70–73n7, 87, 124
 - spectrum of, 73
 - traffic enforcement and, 73
- disorderly conduct
- discretion and, 70, 125, 169
 - protests and, 71
 - public reason and, 169
 - social cooperation and, 65, 70–73
 - traffic enforcement and, 65
- distributive justice
- Difference Principle and, 221
 - equality and, 80–82
 - ideal theory and, 213
 - liberal democracy and, 80–82
 - primary goods and, 212, 215
 - protection and rescue and, 209
 - public spaces and, 18, 82, 209
 - Rawls and, 127
 - role of policing and, 18
 - social cooperation and, 69, 80–82, 209
- drug enforcement
- arrest for adjudication and, 48, 58–59
 - cases of policing and, 100–101
 - class and, 53
 - discretion and, 100–101
 - equality and, 101
 - mass incarceration and, 54
 - minority communities and, 53
 - opioid epidemic and, 100–101
 - overdoses and, 10, 23, 58, 100–101
 - prosecutors and, 54
 - prostitution and, 98–99
 - protection and rescue and, 100–101, 211
 - public health and, 55
 - public reason and, 167
 - reform and, 23, 55, 57
 - role of policing and, 6, 10, 48
 - war on drugs and, 36
- Dubber, Markus, 20
- duties
- arrest for adjudication and, 51–52, 104
 - authority and, 180
 - civic duties, 40–41, 114–119
 - civility and, 164, 168
 - coercion and, 21
 - conflation of, 35–39
 - duty to resist, 120–121
 - duty to retreat, 39–43
 - duty to value life, 39
 - legitimacy of policing and, 23n11, 114–121
 - liberal democracy and, 42
 - limits of, 30
 - mental health and, 39
 - militarization of policing and, 35–39
 - Miller and, 29–31
 - moral obligations and, 29–31, 114–119, 175–180
 - natural rights and, 114–119, 147, 171
 - personal prerogatives and, 31–33
 - professionalism and, 43–46
 - prosecutors and, 56
 - protection and rescue and, 30–39, 41–43, 96, 99

duties (cont.)

- public reason and, 175–180
- Rawls and, 175–180
- regulation and, 41
- role of policing and, 5–6, 14–15, 23, 30–32, 44–45, 199
- social cooperation and, 67–70
- state of nature and, 39, 41–43
- unjust practices and, 20
- use of force and, 31–32, 39–43

Edwards, Jordan, 9

Elements of the Philosophy of Right (Hegel), 82

Elster, John, 69

Enoch, David, 116, 180, 189

epistemology

- arrest for adjudication and, 56–57, 59
- authority and, 56, 124–125
- epistemic justice, 156, 217
- equality and, 174
- legitimacy of policing and, 111, 113, 124–125, 127
- minority communities and, 217
- other government actors and, 59
- pluralism and, 174
- procedural justice and, 135, 137, 156, 160
- prosecutors and, 56
- public reason and, 173–174
- reform and, 56
- Tyler and, 113
- uncertainty and, 127

equality

- coercion and, 178
- Difference Principle and, 214
- distributive justice and, 80–82
- drug enforcement and, 101
- epistemology and, 174
- liberal democracy and, 3, 66–67, 80–82, 149–150, 168
- normativity and, 161
- pluralism and, 174, 196
- primary goods and, 215
- protests and, 91
- public reason and, 162–164, 168, 176n6, 179, 183, 187–188, 191, 217
- public spaces and, 64
- Rawls and, 176
- social cooperation and, 66–67, 80–82
- traffic enforcement and, 92

Fallon, Richard, Jr., 108, 110, 159, 161

Feyerabend, P., 152

Fielding, John, 84

Finlay, Christopher, 121n8

Fisher, B., 139

Floyd et al. v. The City of New York (2013), 184n9

Floyd, George, 4, 9, 53, 61

force use. *See* use of force

Foreman, James, Jr., 53

Fourth Amendment, 141, 167

Fox, B., 110

Fricker, Miranda, 174

Fuller, Lon, 191, 209

Galston, William, 197

Garner, Eric, 9

Gaus, Gerald, 184

goods. *See* primary goods*Graham v. Connor* (1989), 40

Gramsci, Antonio, 114

Gray, Freddie, 9

Hall, John, 177

Harmon, R., 54

hate crime laws, 189

Hegel, G. W. F.

- cameralism and, 83–87

- civil society and, 82–87

- liberal democracy and, 85–87

- role of policing and, 2, 82–87

- social cooperation and, 82–87

Hendrex, Cordell, 15

Hezbollah, 207

Hunt, Luke, 2, 6–7, 9, 19–21, 209

Husak, Douglas, 54

Hussein, Saddam, 206

ideal theory

- critiques of, 213

- distributive justice and, 213

- legitimacy of policing and, 113

- primary goods and, 205, 210–211, 213–215

- procedural justice and, 160

- protection and rescue and, 213

- public reason and, 174, 180, 183

- Rawls and, 2, 174, 184, 203–204, 213

- role of policing and, 19–21

immigration enforcement

- arrest for adjudication and, 96

- avoidance of police and, 95–96

- cases of policing and, 94–96

- legitimacy of policing and, 160

- liberal democracy and, 95–96

- populism and, 196

- prostitution and, 98–99

- protection and rescue and, 95, 121

- public reason and, 189

- sanctuary cities and, 94–96

- traffic enforcement and, 93

- undocumented immigrants and, 94–96, 99

- incarceration, mass, 51, 53–56, 217
 injustice. *See* unjust practices
 Institute for Community-Police Relations, 143
 International Association of Chiefs of Police, 143
 Iraq state transition, 206–207
- Jackall, Robert, 7
 Jordan, Michael, 143–144
 justice. *See* distributive justice; practical justice;
 procedural justice; rectificatory justice;
 restorative justice; social justice; substantive
 justice; restorative justice
- Kant, Immanuel, 147, 155
 Kelling, George, 73n11
 Kleinig, John, 1, 9, 19, 56
 Klinenberg, Eric, 75
 Klosko, George, 171
 knowledge. *See* epistemology
Korematsu v. United States (1944), 109, 159
 Kraska, P., 36
 Krasner, Larry, 163
 Kuhn, Thomas, 152
- Larmore, Charles, 170
 law. *See* rule of law
 legitimacy of policing
 anchoring and, 110–111
 attitudinal legitimacy, 108
 authority and, 21, 106–109, 116–119,
 123–126, 185–186
 blending of conceptions of, 107
 civil disobedience and, 120–121
 Coakley and, 119–120
 coercion and, 108
 critiques of, 119–120, 122–123
 definition of, 106–108
 descriptive legitimacy, 108–109, 120–123,
 127, 144, 153–154, 157–161
 dignity and, 114
 discretion and, 119, 123–124
 duties and, 23n11, 114–121
 emotional basis of, 109–113
 epistemology and, 111, 113, 124–125, 127
 errors in ontology and, 122–123
 forms of, 106–108, 122
 government as complainant on behalf of
 people and, 119
 ideal theory and, 113
 illiberal regimes and, 122–123
 immigration enforcement and, 160
 international experiments and, 122–123
 liberal democracy and, 109–115, 122–123,
 127–128
 militarization of policing and, 111
 minority communities and, 111–113
 natural ground of policing and, 113–114
 natural rights and, 114–119
 normativity and, 106, 108–109, 112–114,
 118–120, 122–124, 126–127, 152–161
 obedience and, 115–119, 123–124
 overview of, 106–108
 pluralism and, 111, 114
 political legitimacy, 28, 108–109, 120, 122,
 186, 206
 popular legitimacy, 108–109, 118, 124–125,
 127–128, 160
 practical justice and, 125, 160
 procedural justice and, 107–108, 111–113,
 129–131, 133–140, 143–161, 185–186
 protection and rescue and, 121
 public reason and, 108, 115, 119–120, 123,
 127, 185–186
 Rawls and, 108, 127
 reform and, 121
 regulation and, 112
 role of policing and, 113–114, 117, 126
 social cooperation and, 125–127
 stop-and-frisk policies and, 111–113
 substantive justice and, 112, 123–124,
 127–128
 Tyler and, 107–108, 118, 122, 125, 128,
 139–140, 152–161
 uncertainty and, 124–125
 unjust practices and, 115, 123–124
 Weber and, 108–109, 157
- Leiter, Brian, 3
 Leland, R. J., 115, 189
 Lenowitz, J., 132, 144, 146, 157
 Lester, David, 33n6
 liberal democracy
 deontology and, 65
 discretion and, 73, 199
 distributive justice and, 80–82
 duties and, 42
 equality and, 3, 66–67, 80–82, 149–150, 168
 Hegel and, 85–87
 immigration enforcement and, 95–96
 legitimacy of policing and, 109–115,
 122–123, 127–128
 pluralism and, 62, 64, 80, 199, 202
 populism and, 89, 196–200
 procedural justice and, 131, 149–150
 protection and rescue and, 38–39, 41, 95–96
 protests and, 78–79
 public health and, 80
 public reason and, 162–164, 168–170, 172,
 174, 183, 187–190, 199
 public spaces and, 64, 80
 Rawls and, 169, 199

- liberal democracy (cont.)
 regulation and, 199
 role of policing and, 2–4, 10–12, 18–19, 24
 social cooperation and, 62, 65–67, 71, 75, 77,
 79–80, 85–87
 use of force and, 38–39
- libertarianism, 28–31, 212
- Livingston, Alexander, 121
- Locke, John, 27, 31, 209
- Loide (musician), 143
- Los Angeles Police Department (LAPD), 26, 47,
 54
- Luban, David, 148
- majoritarianism, 194–197, 200
- mass incarceration, 51, 53–56, 217
- Meares, Tracey, 118, 131
- mental health
 arrest for adjudication and, 48, 55
 duties and, 39
 other government actors and, 14
 primary goods and, 211
 reform and, 22, 55
 role of policing and, 6, 22
- militarization of policing
 1033 program and, 36
 Blackler and, 35
 duties and, 35–39
 legitimacy of policing and, 111
 Miller and, 35
 professionalism and, 43
 protection and rescue and, 35–39
- Mill, John Stuart, 78–79, 195, 198–199
- Miller, David, 136
- Miller, Seumas
 arrest for adjudication and, 47
 discretion and, 188
 duties and, 29–31
 ethics and, 1
 militarization of policing and, 35
 moral obligations and, 18–19, 30
 practical justice and, 17
 protection and rescue and, 29–31
 role of policing and, 7, 10, 16, 74–75, 200
 social peacekeeping and, 74–75
 terrorism and, 37
- Mills, Charles, 183–185, 213
- minimalist states, 28–31, 200–202, 208,
 212–213
- minority communities
 cases of policing and, 89–94
 civil society and, 83n17
 class and, 217
 Difference Principle and, 220
 drug enforcement and, 53
- epistemology and, 217
 legitimacy of policing and, 111–113
 mass incarceration and, 53–55
 pluralism and, 196, 198
 populism and, 198
 primary goods and, 215–217
 protection and rescue and, 33, 46, 219–221
 public health and, 219–221
 public reason and, 163–164, 174, 179–180,
 182–186, 216–217
 public spaces and, 75–77
 racism and, 46, 53–55, 182, 216–217,
 219–221
 reform and, 53–55
 role of policing and, 219–221
 social cooperation and, 72n9, 75–77
 stop-and-frisk policies and, 111–113, 184
 traffic enforcement and, 91–94
 unjust practices and, 19–21
 use of force and, 220
 violence and, 220
- Miranda rights, 142, 156
- Monaghan, Jake, 35, 43
- Moral Issues in Police Work* (Elliston &
 Feldberg), 1
- moral obligations
 Blackler and, 18–19
 duties and, 29–31, 114–119, 175–180
 Miller and, 18–19, 30
 professionalism and, 43
 protection and rescue and, 18n8, 29–31
 public reason and, 119–120
 right to assistance and, 18
 role of policing and, 29–31
- Moule, R., 110–111
- Muir, William, 1, 150
- Muller, Jan-Werner, 198–199
- Murakawa, Naomi, 46, 153
- natural rights
 arrest for adjudication and, 58
 class and, 147
 duties and, 114–119, 147, 171
 legitimacy of policing and, 114–119
 protection and rescue and, 187
 public reason and, 171
 role of policing and, 4, 8
 state of nature and, 31
- Neocleous, Mark, 82–84, 117n5
- New York City
 arrest for adjudication and, 52
 class and, 193
 disorderly conduct and, 72
 history of policing in, 85, 117
 peace officers and, 59n5

- procedural justice and, 130, 151
 prostitution and, 96, 189
 protection and rescue and, 34n7
 public spaces and, 72
 regulation and, 111n1
 role of policing and, 7, 12
 smartphone theft in, 102–105
 special interests in, 193
 stop-and-frisk policies in, 111–113
 terrorism and, 37
 traffic enforcement and, 14n4
 New York State, 24, 71, 104
New York v. Quarles (1984), 142
New York, Floyd et al. v. (2013), 185n9
 Nixon, Richard, 46
 normativity
 arrest for adjudication and, 56n4
 courtrooms and, 48
 equality and, 161
 legitimacy of policing and, 106, 108–109,
 112–114, 118–120, 122–124, 126–127,
 152–161
 procedural justice and, 137–139, 148,
 152–161
 prosecutors and, 56
 role of policing and, 6
 Tyler and, 152–161
 Nozick, Robert
 minimalist states and, 28, 31–32, 200, 212
 pluralism and, 200
 populism and, 200–202
 protection and rescue and, 28, 31–32,
 212–213
 social cooperation, 87
 Obama, Barack, 36n9, 129
 Obasogie, Osage, 40n14
Ohio, Terry v. (1968), 57
 Parry, M., 110–111
 Peel, Robert, 85
 Peter, Fabienne, 157
 Peterson, Scot, 15n5
 Pfaff, John, 54
 philosophy of policing, 2–4, 126–127, 145–146,
 151
 pluralism
 anti-pluralism contrasted with, 78
 authority and, 199
 BLM and, 201
 class and, 192–194
 coercion and, 192
 discretion and, 74–75, 192, 195, 200–202
 epistemology and, 174
 equality and, 174, 196
 legitimacy of policing and, 111, 114
 liberal democracy and, 62, 64, 80, 199, 202
 majoritarianism and, 194–197
 minimalist states and, 200–202
 minority communities and, 196, 198
 Nozick and, 200
 overview of, 192
 populism and, 194, 196–200
 procedural justice and, 131, 150, 160
 protection and rescue and, 207
 public reason and, 162–165, 170, 172, 174,
 187
 public spaces and, 64–70
 right-wing extremism and, 201–202
 role of policing and, 198, 219
 social cooperation and, 74, 78–82, 187, 196
 special interests and, 192–194
 state of nature and, 199
 unjust practices and, 193n1, 195–196
 Police Executive Research Forum, 40, 132
 policing cases. *See* cases of policing
 policing legitimacy. *See* legitimacy of policing
 policing militarization. *See* militarization of
 policing
 policing role. *See* role of policing
 populism
 BLM and, 201
 Capitol attack of January 6th and, 201–202
 civil disobedience and, 199
 class and, 197
 critiques of, 198
 definition of, 196
 discretion and, 199
 immigration enforcement and, 196
 liberal democracy and, 89, 196–200
 majoritarianism contrasted with, 197
 minority communities and, 198
 Nozick and, 200–202
 pluralism and, 194, 196–200
 procedural justice and, 148n13
 protests and, 196
 right-wing extremism and, 201–202
 role of policing and, 198
 state of nature and, 200, 202
 practical justice
 arrest for adjudication and, 57
 Blackler and, 17
 coercion and, 24
 definition of, 13–14
 legitimacy of policing and, 125, 160
 Miller and, 17
 protection and rescue and, 17–18
 public spaces and, 88
 role of policing and, 7–8, 13–14, 16–19,
 21–25

- practical justice (cont.)
 social cooperation and, 17
 state of nature and, 199
- primary goods
 class and, 215, 217
 coercion and, 216–217
 consequentialism and, 210
 definition of, 204
 Difference Principle and, 214–215
 distributive justice and, 212, 215
 equality and, 215
 health care and, 209–210, 215
 iatrogenic effects and, 215–216
 ideal theory and, 205, 210–211, 213–215
 medicine and, 209–210
 mental health and, 211
 minimalist states and, 212–213
 minority communities and, 215–217
 overview of, 203–204
 protection and rescue and, 204–205, 207, 211–212, 214
 public health and, 209, 211
 public reason and, 213–218
 public spaces and, 209
 Rawls and, 204–205n8
 role of policing and, 203, 209–210
 self-respect and, 205
 social cooperation and, 209
 unjust practices and, 215
- probable cause, 24, 47, 50, 57, 97, 163
- procedural justice
 abolishing policing and, 144
 arrest for adjudication and, 48
 authority and, 129–132, 135
 BLM and, 143
 charismatic appeal and, 143–146
 civility and, 164, 168, 175
 class and, 150–151
 coercion and, 129, 134
 consensual approach and, 129
 consequentialism and, 145
 courtrooms and, 138–140, 142, 149, 151–152, 190
 critiques of, 143–146
 definition of, 129–130
 demoralizing potential of, 139
 deontology and, 145
 dignity and, 133, 138–140, 146–151, 155–158, 160
 discretion and, 141
 epistemology and, 135, 137, 156, 160
 foundational nature of, 133–138
 four-pronged transaction account of, 130–132
 goals of, 130–132
 guidelines for, 154–161
- ideal theory and, 160
- incommensurability problem and,
 151–152
- instrumental justification and, 159–160
- legitimacy of policing and, 107–108,
 111–113, 129–131, 133–140, 143–161,
 185–186
- liberal democracy and, 131, 149–150
- limits of, 141–142, 177
- Miranda rights and, 142
- normativity and, 137–139, 148, 152–161
- overview of, 129–130
- philosophy of policing and, 145–146, 151,
 160
- plea bargains and, 139–140
- pluralism and, 131, 150, 160
- populism and, 148
- public reason and, 164–165, 175, 177,
 185–186, 189–191
- public safety and, 141–142
- Rawls and, 137
- regulation and, 129
- remaining silent and, 140–141
- responsibility and, 147–151
- role of policing and, 13–14, 141–142
- rule of law and, 133–138, 149
- social cooperation and, 135, 145
- state of nature and, 41–43
- substantive justice and, 137–138, 142,
 154–161
- Tylerian justice and, 129–133, 136–141,
 143–154, 157–158, 161
- unjust practices and, 143–146
- Waldron and, 133–138, 141, 160
- Weber and, 132
- professionalism
 aggressors and, 45–46
 duties and, 43–46
 militarization of policing and, 43
 moral obligations and, 43
 protection and rescue and, 42–46
 resolution of tensions through, 43–46
 role policing and, 43–46
 use of force and, 43–46
- prosecutors
 arrest for adjudication and, 51–52, 55–56
 courtrooms and, 57
 drug enforcement and, 54
 duties and, 56
 epistemology and, 56
 normativity and, 56
 prostitution and, 97
 public defenders and, 54
 reform and, 55
 smartphone theft and, 104

- prostitution
 arrest for adjudication and, 96–99
 cases of policing and, 96–99
 coercion and, 98–99
 condoms as evidence and, 96–98
 discretion and, 98–99
 drug enforcement and, 98–99
 immigration enforcement and, 98–99
 prosecutors and, 97
 protection and rescue and, 98–101
 public health and, 98
 public reason and, 170, 189
 public spaces and, 97
 social cooperation and, 98
 STDs and, 96–98
 trafficking and, 98–99
- protect and serve motto, 4, 26
- protection and rescue
 active shooters and, 35–39
 aggressors and, 45–46
 arrest for adjudication and, 47
 cases of policing and, 95, 98–101
 citizens distinguished from police on, 39–43, 45
 civil right, as first, 46
 coercion and, 25–26
 contractualism and, 33
 criminal justice as secondary to, 208–209
 deontology and, 33–35
 Difference Principle and, 214
 distributive justice and, 209
 drug enforcement and, 100–101, 211
 duties and, 30–39, 41–43, 96, 99
 fire fighting and, 15n6
 ideal theory and, 213
 immigration enforcement and, 95, 121
 legitimacy of policing and, 121
 liberal democracy and, 38–39, 41, 95–96
 militarization of policing and, 35–39
 Miller and, 29–31
 minimalist states and, 28–31, 208, 212–213
 minority communities and, 33, 46, 219–221
 moral obligations and, 18n8, 29–31
 natural disasters and, 34n7
 natural rights and, 187
 Nozick and, 28, 31–32, 212–213
 other government actors and, 26–28
 overview of, 26–28
 personal motivations for, 33–35
 pluralism and, 207
 politicization of, 46
 practical justice and, 17–18
 primary goods and, 204–205, 207, 211–212, 214
 professionalism and, 42–46
 prostitution and, 98–101
 protective associations and, 206–208, 212–213
 public health and, 22, 218
 public reason and, 173–174, 187
 Rawls and, 204
 role of policing and, 17–18, 22–25, 31, 34, 211–212
 rule of law and, 99, 209
 state of nature and, 18, 29, 31, 35, 41–43, 206–208
 states in transition and, 206–208
 terrorism and, 35–39, 46
 unjust practices and, 33
 use of force and, 26–28, 38–45
 utilitarianism and, 33–35
 victimless crimes and, 25n14
 vigilantism contrasted with, 29n3
- protests
 cases of policing and, 89–91
 civil disobedience and, 61, 90–91
 civility and, 179
 class and, 9
 discretion and, 70
 disorderly conduct and, 71
 equality and, 91
 liberal democracy and, 78–79
 limits on, 78–79
 populism and, 196
 public reason and, 173, 178
 public spaces and, 78–79, 87–88
 regulation and, 78n14
 right-wing extremism and, 201–202
 role of policing and, 4, 7, 10
 social cooperation and, 61–63, 74, 78–79, 87–88
- public health
 arrest for adjudication and, 55
 authority and, 49
 coercion and, 49
 consequentialism and, 218
 drug enforcement and, 55
 ethics in, 218
 liberal democracy and, 80
 medicine distinguished from, 217
 minority communities and, 219–221
 primary goods and, 209, 211
 prostitution and, 98
 protection and rescue and, 22, 218
 public reason and, 217–221
 public spaces and, 218
 regulation and, 49
 role of policing and, 217–221
 violence and, 220n6
Public Health Code of Ethics (APHA), 218

- public reason
- arrest for adjudication and, 173–174
 - authority and, 180, 184, 186–188
 - capacity for, 216–217
 - civil disobedience and, 179
 - civil society and, 164
 - civility and, 175–180, 182, 190
 - coercion and, 3, 174–175, 177, 181, 183, 190–191
 - consent and, 170–174
 - contractualism and, 170–174
 - critiques of, 180–185, 187–189
 - definition of, 162, 170
 - Difference Principle and, 188
 - dignity and, 190
 - disagreement and, 184
 - discretion and, 167–170, 172, 175, 186–189
 - disorderly conduct and, 169
 - drug enforcement and, 167
 - duties and, 175–180
 - epistemology and, 173–174
 - equality and, 162–164, 168, 176n6, 179, 183, 187–188, 191, 217
 - hate crime laws and, 189
 - iatrogenic effects and, 216n5
 - ideal theory and, 174, 180, 183
 - immigration enforcement and, 189
 - justificatory method and, 165–170, 185–186
 - legitimacy of policing and, 108, 115, 119–120, 123, 127, 185–186
 - liberal democracy and, 162–164, 168–170, 172, 174, 183, 187–190, 199
 - limits of, 187
 - minority communities and, 163–164, 174, 179–180, 182–186, 216–217
 - moral obligations and, 119–120
 - natural grounds for policing and, 180–185
 - natural rights and, 171
 - other government actors and, 166–170
 - overview of, 162–164
 - pluralism and, 162–165, 170, 172, 174, 187
 - primary goods and, 213–218
 - primitive reasons and, 181
 - procedural justice and, 164–165, 175, 177, 185–186, 189–191
 - prostitution and, 170, 189
 - protection and rescue and, 173–174, 187
 - protests and, 173, 178
 - public spaces and, 169–170
 - public health and, 217–221
 - public spaces and, 164, 186–187
 - Rawls and, 2–4, 87, 165–170, 184
 - reasonable person standard and, 173
 - reason-giving practices and, 2–4, 162, 180–185
 - reform and, 184
 - regulation and, 169, 185
 - robust reasons and, 181
 - role of policing and, 2–4, 164–165, 174–175, 180–185
 - rule of law and, 184–185
 - social cooperation and, 87, 164, 173–174
 - statutes and, 186–187
 - terrorism and, 170
 - truth and, 170–174
 - Tyler and, 164
 - unjust practices and, 179–180, 182–185, 187–189
- public spaces
- arrest for adjudication and, 89–91
 - cases of policing and, 89–91
 - civil society and, 81–82, 85
 - class and, 75–77
 - coercion and, 68
 - definition of, 62–63
 - distributive justice and, 18, 82, 209
 - equality and, 64
 - fair access to, 80–82, 87–88, 186n10
 - freedom and, 80–82, 85
 - liberal democracy and, 64, 80
 - minority communities and, 75–77, 76n12
 - pluralism and, 64–70
 - practical justice and, 88
 - primary goods and, 209
 - private spaces contrasted with, 63–65
 - prostitution and, 97
 - protests and, 78–79, 87–88
 - public health and, 218
 - public reason and, 164, 169–170, 186–187
 - role of policing and, 18, 21, 25, 63–65
 - social cooperation and, 62–63, 69–72, 75–77, 79–80, 87–88
- Quarles, New York v.* (1984), 142
- racism, 46, 53–55, 109, 167, 182, 216, 219–221
- Rawls, John
- civility and, 175–180
 - coercion and, 204
 - consequentialism and, 145n11
 - contractualism and, 170–174
 - Difference Principle and, 187, 214, 220
 - discretion and, 189
 - distributive justice and, 127
 - duties and, 175–180
 - equality and, 176
 - health care and, 215
 - ideal theory and, 2, 174, 184, 203–204, 213
 - incompleteness of, 2
 - justification and, 170–174

- legitimacy of policing and, 108, 127
- liberal democracy and, 169, 199
- majoritarianism and, 195–197
- minimalist states and, 213
- primary goods and, 204–205
- procedural justice and, 137n8
- protection and rescue and, 204
- public reason and, 2–4, 87, 165–170, 184
- reform and, 184
- role of policing and, 2–4, 13n2, 174, 189, 203
- social cooperation and, 82, 179
- substantive justice and, 168
- unjust practices and, 145, 204
- veil of ignorance and, 204
- reason. *See* public reason
- rectificatory justice, 13
- reform
 - abolishing policing and, 4, 61–63, 87–88, 201
 - adversarial legal systems and, 54–55
 - arrest for adjudication and, 55–56, 58–60
 - authority and, 56
 - conditions for crime and, 56
 - courtrooms and, 53–55
 - defunding police and, 4, 88, 201
 - drug enforcement and, 23, 55, 57
 - epistemology and, 56
 - increased calls for, 4
 - legitimacy of policing and, 121
 - mass incarceration and, 55–56
 - mental health and, 22, 55
 - minority communities and, 53–55
 - prosecutors and, 55
 - public reason and, 184
 - Rawls and, 184
 - role of policing and, 2, 22
 - social cooperation and, 63
- regulation
 - civil society and, 83
 - coercion and, 22, 49
 - duties and, 41
 - homelessness and, 11n1
 - legitimacy of policing and, 112
 - liberal democracy and, 199
 - procedural justice and, 129
 - protests and, 78n14
 - public health and, 49
 - public reason and, 169, 185
 - role of policing and, 2, 82
 - social cooperation and, 86–87
 - traffic enforcement and, 65
- Reiman, Jeffrey, 43–44
- rescue. *See* protection and rescue
- restorative justice, 147n12
- Retrieval of Liberalism in Policing, The* (Hunt), 1, 6
- Rice, Tamir, 9
- rights. *See* natural rights
- role of policing
 - abolishing policing and, 4
 - adversarial legal systems and, 35, 54–55, 147–148
 - arrest for adjudication and, 48, 55
 - authority and, 45, 82, 85
 - Blackler and, 7, 16, 74–75
 - class and, 219
 - coercion and, 21–25
 - courtrooms and, 140
 - defunding police and, 4
 - Difference Principle and, 203, 220
 - dignity and, 1, 5
 - discretion and, 18
 - distributive justice and, 18
 - drug enforcement and, 6, 10, 48
 - duties and, 5–6, 14–15, 23, 30–32, 44–45, 199
 - effectiveness of policing and, 218–219
 - ethics and, 1
 - Hegel and, 2, 82–87
 - history of policing and, 20, 85, 117
 - ideal theory and, 19–21
 - investigatory conception of, 6–7
 - judiciary and, 21–25
 - law enforcement conception of, 6–7
 - legitimacy of policing and, 113–114, 117, 126
 - liberal democracy and, 2–4, 10–12, 18–19, 24
 - mental health and, 6, 22
 - Miller and, 7, 10, 16, 74–75, 200
 - minority communities and, 219–221
 - moral obligations and, 29–31
 - moral rights conception of, 7–10, 16–19
 - natural rights and, 4, 8
 - normativity and, 6
 - oath of office and, 5
 - officer view of, 7
 - overview of, 2–6, 21–25, 217–221
 - peace officers and, 59n5
 - peacekeeping conception of, 19
 - personal prerogatives and, 29
 - philosophy of policing and, 2–4, 12, 126–127, 145–146, 151
 - pluralism and, 219
 - police as last line of defense and, 34
 - police practices and, 10–12
 - politicizing language of, 12–19
 - populism and, 198
 - practical justice and, 7–8, 13–14, 16–19, 21–25
 - primary goods and, 203, 209–210
 - procedural justice and, 13–14, 141–142
 - professionalism and, 43–46

- role of policing (cont.)
 protection and rescue and, 17–18, 22–25, 31, 34, 211–212
 protests and, 4, 7, 10
 public health and, 217–221
 public reason and, 2–4, 164–165, 174–175, 180–185, 217–221
 public spaces and, 18, 21, 25, 63–65
 Rawls and, 2–4, 13, 174, 189, 203
 reform and, 2, 22
 regulation and, 2, 82
 shortcomings in prior conceptions of, 6–7, 16–19
 social cooperation and, 5, 8, 18–19, 63–65, 69–70, 82–87
 social peacekeeping conception of, 9–10
 substantive justice and, 8, 13–14, 16–19, 158–161
 unjust practices and, 19–21n5
 use of force and, 21, 33, 220
 warrior ethos and, 35
- rule of law
 procedural justice and, 133–138, 149
 protection and rescue and, 99, 209
 public reason and, 184–185
 social cooperation and, 209
 Tyler and, 136–138, 155
 Waldron and, 149
- Sadr, Muqtada al, 206–207
 sanctuary cities, 94–96
 Sandel, Michael, 65
 Sanders, Bernie, 180
 Save Our Smartphones (“SOS”), 104
 Scanlon, Thomas, 181
 Schrader, Stuart, 193
 Scott, Walter, 9
 Sen, Amartya, 197–199
 Sharkey, P., 220
 Shelby, Tommie, 48, 83, 115–116, 121, 147, 149
 Simmons, A. John, 27, 106, 108–110, 116
 Singer, Peter, 30
 smartphone theft, 101–105
- social cooperation
 abolishing policing and, 87–88
 brokerage versus enforcement on, 74–75
 cases of policing and, 89–94, 98
 civil disobedience and, 61
 civil society and, 63–64, 82–87, 164
 class and, 75–77, 79
 coercion and, 18, 71, 87–88
 community protection and, 87–88
 contractualism and, 67–70
 corporeal cooperation, 66, 88
 criminal justice as secondary to, 208–209
 critiques of, 67–70
 discretion and, 70–73, 87, 124
 disorderly conduct and, 65, 70–73
 distributive justice and, 69, 80–82, 209
 duties and, 67–70
 equality and, 66–67, 80–82
 freedom and, 79–80
 guiding values for, 79–80
 Hegel and, 82–87
 informal social control and, 77–79
 law as guide and framework for, 70–72
 legitimacy of policing and, 125–127
 liberal democracy and, 62, 65–67, 71, 75, 77, 79–80, 85–87
 minority communities and, 72, 75–77
 noise pollution and, 66
 normativity and, 74
 Nozick and, 87
 overview of, 61–63
 pluralism and, 74, 77–82, 88, 187, 196
 political cooperation, 66
 practical justice and, 17
 primary goods and, 209
 procedural justice and, 135, 145
 prostitution and, 98
 protests and, 61–63, 74, 78–79, 87–88
 public endeavor cooperation, 66
 public reason and, 87, 164, 173–174
 public spaces and, 62–63, 69–72, 75–77, 79–80, 87–88
 Rawls and, 82, 179
 reform and, 63
 regulation and, 86–87
 role of policing and, 5, 8, 18–19, 63–65, 69–70, 82–87
 rule of law and, 209
 social peacekeeping and, 74–75
 taxonomy of cooperative public endeavors and, 65–67
 traffic enforcement and, 91–94
 unjust practices and, 67
 vague laws and, 72n10
- social justice, 80–82, 89, 121n8, 201
 special interests, 192–194
 Srivastava, J., 218
 state of nature
 duties and, 40–43
 natural rights and, 31
 other government actors and, 34
 pluralism and, 199
 populism and, 200, 202
 practical justice and, 199
 procedural justice and, 41–43

- protection and rescue and, 18, 29, 31, 35, 206–208
 use of force and, 29, 33, 44–45
 stop-and-frisk policies, 111–113, 184
 Stuntz, William, 53, 117
 substantive justice
 courtrooms and, 139
 legitimacy of policing and, 112, 123–124, 127
 procedural justice and, 137–138, 142, 154–161
 Rawls and, 168
 role of policing and, 8, 13–14, 16–19, 158–161
 Tyler and, 154–161
 SWAT teams, 38
- Taliban, 206, 208
 Tankebe, J., 145
 Task Force on 21st Century Policing, 129
 Taylor, Charles, 108
 terrorism, 35–39, 46, 170
Terry v. Ohio (1968), 57
 Thatcher, David, 62, 64–65, 86–87, 144, 147, 157
 thin blue line flags, 201
 Thomson, Judith Jarvis, 18
 traffic enforcement
 accidents and, 93–94
 calming measures for, 93–94
 cases of policing and, 91–94
 class and, 92, 94
 discretion and, 73
 disorderly conduct and, 65
 effectiveness of, 93–94
 equality and, 92
 immigration enforcement and, 93
 insurance firms and, 14
 minority communities and, 91–94
 other government actors and, 59
 reducing car stops and, 91–94
 regulation and, 65
 social cooperation and, 91–94
 Truman, Harry, 46
 Trump, Donald, 200–202
 Tyler, Tom
 charismatic appeal and, 143–146
 courtrooms and, 138–140
 dignity and, 146–151, 157n16
 epistemology, 113
 four precepts of account of, 132–133
 influence of, 129
 legitimacy of policing and, 107–108, 118, 122, 125, 128, 139–140, 152–161
 normativity and, 152–161
 procedural justice and, 129–133, 136–141, 143–154, 157–158, 161
 public reason and, 164
 remaining silent and, 140–141
 rule of law and, 136–138, 155
 substantive justice and, 154–161
 terminology use by, 132n2
 Waldron and, 135–138, 140, 149
- United States, Korematsu v.* (1944), 109n3, 159
 United the Right rally (2017), 68n6
 unjust practices
 class and, 195
 duties and, 20
 legitimacy of policing and, 115, 123–124
 minority communities and, 19–21
 pluralism and, 193n1, 195–196
 primary goods and, 215
 procedural justice and, 143–146
 protection and rescue and, 33
 public reason and, 179–180, 182–185, 187–189
 Rawls and, 145, 204
 role of policing and, 19–21
 social cooperation and, 67n5
Unwarranted (Friedman), 3
 use of force
 authority and, 25
 coercion and, 23
 deadly force and, 40n14
 duties and, 31–32, 39–43
 excessive use of force, 24n12, 33, 40–41, 43–46
 guidelines for, 40–41
 lawful but awful forms of, 40
 liberal democracy and, 38–39
 minority communities and, 220
 monopoly on, 25–28, 31–33
 professionalism and, 43–46
 proportionality requirement of, 40–41
 protection and rescue and, 26–28, 38–45
 role of policing and, 21, 33, 220
 state of nature and, 29, 33, 44–45
 Weber and, 27n1, 32
 utilitarianism, 33–35
- veil of ignorance, 204
 Viehoff, Daniel, 45, 106, 194
 vigilantism, 29
- Waddington, P.A.J., 150
 Waldron, Jeremy
 dignity and, 133, 137
 procedural justice and, 133–138, 141, 160

252

Waldron, Jeremy (cont.)
 rule of law and, 149
 Tyler and, 135–138, 140, 149
Wealth of Nations (Smith), 83
Weber, Max
 charismatic power and, 144

Index

 legitimacy of policing and, 108–109, 157
 procedural justice and, 132
 use of force and, 27n1, 32
West, Robin, 139, 154, 161
Wilson, James Q., 73
Wood, Alan, 81