Record Nr.	UNINA9910219973603321
Autore	Anderson James M.
Titolo	The changing role of criminal law in controlling corporate behavior / / James M. Anderson, Ivan Waggoner
Pubbl/distr/stampa	Santa Monica, California : , : RAND, , [2014] ©2014
ISBN	0-8330-8789-4
Descrizione fisica	1 online resource (147 p.)
Disciplina	345.73/04
Soggetti	Criminal liability of juristic persons - United States
	Tort liability of corporations - United States
	Corporate governance - Law and legislation - United States - Criminal provisions
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di bibliografia	Includes bibliographical references.
Nota di contenuto	Cover; Title Page; Copyright; Preface; Contents; Figures and Table; Summary; Acknowledgments; Abbreviations; Chapter One: Introduction; Overview of Corporate Criminal Liability; Research Questions; Research Approach and Sources of Data; Organization of This Report; Chapter Two: How Did Criminal Law Come to Be Applied to Corporate Behavior, and What Lessons Can We Draw from That History?; Emergence of Corporate Criminal Liability; The Development of Vicarious Criminal Liability; Diminishing Relevance of Criminal Intent; Conclusion Chapter Three: Recent History: A Shift to Reforming Corporations from WithinThe Traditional Approach: Prosecuting the Corporation, Not Individuals; Guidelines Era: The Start of Structural Reforms; The Rise of the Nonprosecution Agreement; Conclusion; Chapter Four: Trends in Prosecutions of Corporations and Individuals; Overall Trend: Declining Prosecutions; Convictions and Firm Size; Prosecution of Individuals Alongside Convicted Corporations; Differences in the Enforcement of Civil and Criminal Law; Deferred Prosecution Agreements and Nonprosecution Agreements; White-Collar Offenses Important Exceptions: Sarbanes-Oxley and Foreign Corrupt Practices ActSummary; Chapter Five: Conclusions and Policy Implications; What Lessons Can We Draw for Policymakers?; References

1.

Sommario/riassunto	This report addresses the use of criminal sanctions to control corporate behavior-prosecutions both of corporations and of employees for actions taken on corporations' behalf. The authors describe the current state of the use of criminal sanctions in controlling corporate behavior, describe how the current regime developed, and offer suggestions about how the use of criminal sanctions to control corporate behavior might be improved.
--------------------	--