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THE ATTITUDES AND PRACTICES OF CUITED AREA EMPLOYERS REGARDING THE HIRING OF EX-OFFENDERS: A SURVEY

A Report of the Project Director for Manpower Administration Project 91-17-75-01-01

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> Edward Tromanhauser Center for Corrections Chicago State University

> > January, 1976

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A. Goals and Objectives

The primary objective of the project was to determine employer atticudes and practices regarding the hiring of individuals with conviction records. The project sought to determine the degree of employer resistance to hiring such individuals, and the reasons for such resistance. Other questions which the project sought to answer included the following:

- If employers are reluctant to hire such individuals, upon what criteria or rationale is this decision based?
- 2. What types of businesses are most likely to hire such individuals, and what businesses are most likely not to hire them?
- 3. Are there particular types of convictions which often preclude consideration for hiring?
- 4. Do most employers have a policy, formally stated, in regard to hiring of individuals with conviction records?

B. Rationale for Project

Ex-offenders are a diverse group with a multitude of complex problems. However, a common denominator for most is that they have difficulty in the world of work. Despite wide variations in their marketable job skills, a large percentage have difficulty in finding and in holding jobs.¹ According to many ex-offenders, part of this difficulty derives from the fact that many employers are reluctant to hire them. And traditionally, whole sectors of the business sector have refused to

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consider such individuals for employment, such as banking and finance, public utilities, and insurance.²

A survey of men released from federal prison found that although the median age was 29 years, more than 10 percent had never been employed and more than 50 percent had teen employed a total of less than 2 years prior to incarceration, often because of earlier criminal records. Following release the unemployment rate for this group was three times the average for all other males in the same age bracket.³

Personal factors also effect the ex-offender's ability to find work. These range from negative attitudes toward work and lack of emotional stability among young offenders, to the counter-productive work experience in a penal institution which denigrates labor by short hours, "make-do" work, little or no pay, and no prestige.⁴

The lack of opportunity in the world of work has been often cited by ex-offenders and criminal justice professionals as a major cause of recidivism. Prior to effective planning for a solution to the problem of chronic unemployment among ex-offenders, adequate research must be undertaken to determine the reasons why some employers are reluctant to hire ex-offenders.

Major contributing factors, other than conviction for a crime, may be negative past experience in hiring

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such individuals, their lack of any marketable skills, or proper work habits and attitudes. When one considers these factors, and couples them with the economic cycles of our society and its periodically high rate of unemployment among the non-offender population, a clearer picture emerges concerning the employment problems of the ex-offender. This project focuses on only one factor, however, whether cited here or not, other factors may be of equal or greater importance.

C. Project Advisory Committee

To assist in developing a questionnaire to be mailed to employers, a project advisory committee was established. A list of the members of this committee can be found in the appendix of this report. The committee consisted of employers, personnel specialists, employment counselors, ex-offenders, and university research specialists.

D. The Questionnaire

Much time and effort went into the development of the questionnaire. It could not be too long, since experience had illustrated that the shorter the form the greater the response rate. It could not delve too deeply into what was considered to be a sensitive issue, since this would also reduce the response rate. And yet, certain basic questions needed to be answered if the objectives

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of the study were to be obtained.

The final version of the questionnaire, which can be found in the appendix of this report, consisted of 21 questions. The first three questions were identifiers (type, size, and location of business) and the other 18 questions concerned company policies, attitudes and practices regarding the employment of ex-offenders. This questionnaire was reproduced in mimeographed form and mailed, along with an explanatory cover letter to the employers selected. Sixty days after the first mailing, a second questionnaire and cover letter were mailed to all employers who did not respond to the first mailing. Also at this time, project staff began to arrange personal interviews with a small sampling of employers who had not responded to the first mailing.

Responses to each question on the questionnaire have been tabulated in chart form in this report. In only a small percentage of cases was a returned questionnaire completely filled out. In most cases where an incomplete questionnaire was returned, it was indicated that the information sought was not available or easily accessible. In some cases no commentary was made and questions were left blank. Therefore, in reading the charts it will be noted that the total responses for an individual question usually do not

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equal the total number of questionnaires returned.

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E. Sampling Method

The sampling of employers was done using a book entitled <u>Metropolitan Chicago Major Employers</u>, compiled by the Research and Statistics Division of the Chicago Association of Commerce and Industry. The following steps were used to obtain the sample from the sourcebook:

- Each company in the total sample was assigned a number. Numbers ranged from 1 to 1088.
- 2. There were three subgroups in the sample. Group A consisted of employers with over 1000 employees. Group B consisted of employers with between 500 and 1000 employees. Group C consisted of employers with between 250 and 500 employees. The total number of employers in each sub-grout was determined.
- 3. The end points of the sub-groups were determined.
- 4. The midpoints of the sub-groups were determined.
- 5. Beginning with the lowest numerical value of the midpoints, that number was assigned the value of one. This number was divided into the other midpoints and the quotient become the value assigned to the midpoints.
- 5. The values obtained in step 5 were multiplied by the total number of companies within each sub-group. The end products were 1072,448, and 573 for Groups A,B, and C.
- 7. The products obtained in step 6 were added.
- 8. The total number of companies that were to be sampled were determined. This number was di-

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vided into the sum obtained in step 7. The quotient obtained was the interval. The total number of companies to be sampled was 530. This was divided into the sum of step 7 to determine an interval of 4.2.

9. A random number between 1 and 4 was selected. Starting with the first company in the book which exceeded the random number, the interval was added to it. This process was repeated until all sample companies were selected

F. Size and Category of Business

Four business sizes were originally selected. The fourth category was to be businesses with less than 250 employees. However, the returns from a pre-sample mailing indicated that this category should not be included because of the extremely low probable responserate (see data on pre-sample below).

With regard to type of business, after reviewing the categories listed by the U.S. Department of Labor, the U.S. Employment Service, and the Illinois State Employment Service, it was decided to place all businesses in the sample in seven basic categories for purposes of tabulation. These categories were:

- Construction and Building Trades
- Manufacturing
- Transportation, Communication and Utilities
- Wholesale Trade
- Retail Trade
- Finance, Insurance and Real Estate
- Service industries

G. Pre-Sample Mailing

To test response rates, questionnaires were mailed

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to 100 employees in the Chicago area. Twenty-five were mailed to each of the four original groups: -Businesses employing over 1000 employees -Businesses employing between 500 and 1000 employees

-Businesses employing between 250 and 500 employees

-Businesses employing less than 250 employees The total return rate was 21 percent, and the lowest return rate (4 percent) was from businesses with less than 250 employees. It was then decided to eliminate this category from the regular mailing sample.

H. Responses to Questionnaire

A total of 530 questionnaires were mailed to employers in the Chicago area. This produced a response rate of 20 percent or 110 returns. A second mailing was done sixty days after the first mailing to those employers who did not respond to the first questionnaire (420 employers). Also at this time project staff began to arrange personal interviews with some of the 420 employers who did not respond to the first mailing. This increased the total response rate to 185 out of 530 or 34.9 percent.

The highest response rate was 53 percent by employers in the service industries, and the lowest response

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rate was 5.3 percent for employers in the category "Finance, Insurance, and Real Estate." Information concerning category response rates can be found in Chart I.

Chart 1	Ľ
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Response	Rate by Type	of Business		
Туре	Number Q's Sent	Number Returned	Percent Returned*	
Construction &				
Building Trades	31	9	29	
Manufacturing	acturing 236		40	
Transportation, Communication & Utilities	58	21	36	
Wholesale Trade	55	11	20	
Retail Trade	46	13	29	
Finance, In- surance &				
Real Estate	38	2	5	
Service	ervice 66		53	
Totals	530	185	35	

*All percentages rounded to nearest whole number

Company Policy Regarding Employment of Individuals with Conviction Records

As indicated in Chart II, almost half of the employers responding (48 percent) had no policy regarding the employment of individuals with conviction records. An informal policy (no printed or published policy) was used by 43 percent of the responding employers,

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and only 9 percent had a formal policy.

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	Formal	Informal	NO	
Туре	Policy	Policy	Policy	
Construction &				_
Building Trades	1	5	4	
Manufacturing	8	36	41	
Transportation, Communication				
& Utilities	1	5	5	
Wholesale Trade	0	4	5	
Retail Trade	0	0	3	
Finance, In-	••••		n an a c	
surance &				
Real Estate	0	0	2	
Service	3	17	15	

The fact that 90 percent of the responding employers had no formal policy regarding employment of individuals with conviction records would seem to indicate one or more of the following:

- a. Most employers did not feel that it was an issue requiring policy establishment, or,
- b. Most employers did not feel that the problem arose in enough instances to warrant developing a policy, or

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- c. Most employers had an "unwritten" policy which they did not wish to publicly disclose, or,
- d. Most employers wished to remain flexible and treat each individual case on its merits.

A large percentage of respondents indicated that they did, in fact, attempt to handle each case of an individual with a conviction record on its own merit.

Businesses That Had Hired Individuals with Convictions

Chart III indicates that well over half the responding employers (66.6 percent) had hired individuals with conviction records in the past. Only 9 percent of respondents had not hired such individuals in the past, and 24.2 percent indicated that they did not know if the company had hired such individuals. An anticipated problem with this question was that many employers probably did not has such information easily accessible, especially for employees hired more than a year or two prior to receiving the questionnaire. Nor was such information kept updated, so that with changes in staff in a personnel office, much of this information would be buried in the records. As expected, a fairly large percentage of employers (48 percent) returning the questionnaire did not respond to this question. Thus, it is very likely that a larger percentage of responding employers had hired such individuals in the past.

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Chart	III
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		That Had with Conviction	S	
Туре	Hired Past	In Not Hired In Past	Do Not Know	
Construction & Buidling Trades	5	0	. 2	
Manufacturing	. 33	3	8	·
Transportation, Communication & Utilities	7		4	
Wholesale Trade	0	_1	6	· · · · · · · · · · · · · · · · · · ·
Retail Trade	0	0	0 <u>-</u>	
Finance, In- surance &	• •			
Real Estate Service	17	7	8 ^{° -}	
Totals	62	11	30	

Businesses That Would

Consider Hiring an Individual with a Conviction Record

The vast majority of employers responding (89 percent) stated that they would consider hiring individuals with conviction records. Only 11 percent stated that they would not do so. Of those employers who would consider, many prefaced this response with a statement that it would depend on the offense, and the circumstances surrounding the offense. Chart IV provides a breakdown in the responses by type of business.

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Businesses that	would Consider	Hiring an Ex-Offender
	Would	Would Not
Туре	Consider	Consider
Construction		
& Building	6	1
Manufacturing	60	4
Transportation,		
Communication		
& Utilities	10	1
Wholesale Trade	6	0
Retail Trade	2	0
Finance, In-		المستندين المالية مالي المالية المالية المالية المالية (1996)
surance & Real Estațe	2	·····
neur Docușe		
Services	25	7
Total	110	13 ,

Chart IV

Businesses Which Inquire About Convictions on Employment Applications

About half of the responding employers (44 percent) do not inquire about conviction records on their employment applications, whereas 56 percent do inquire. With a reduction in company size there is an accompanying decrease in the number of companies who ask this question on the application for employment. Thus, companies which employ over 1000 people ask this question most often, and companies which employ between 250 and 500 employees ask this question least often. Since the project did not sample

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companies which employ less than 250 persons, there is no evidence to indicate that this trend would continue as businesses became smaller and smaller. The larger the company, the more likely it is to have a large personnel office with many personnel workers to check on applications. The larger companies would also have had more experience in interviewing applicants with conviction records, since they would have a larger number of unemployed individuals coming to them for employment. Smaller businesses may not include this question as often because they do not have personnel staff to devote time to verifying information on the application form. However, to offset this factor, many small businesses probably purchase standard application forms from office supply houses, instead of having their own forms printed, and many of these standard forms do have a section where inquiries are made concerning conviction records.

If many companies do not inquire about convictions on the application form, some of these companies may ask about convictions during an employment interview. Of the employers who responded, about half (49 percent) inquire about convictions during the employment interview.

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Chart V

Туре	Do Inquire	Do Not Inquire	-	
Construction & Building Trades	4	3	· :	
Manufacturing	35	36		
Transportation, Communication &				
Utilities	7	4		
Wholesale Trade	3	- 4		
Retail Trade	1 -	0	· · · · · · · · · · · · · · · · · · ·	
Finance, In-		na na *a na , , ** , , , , , , , , , , , , , , , ,	·····	2
surance & Real Estate	2	3		······
Service	21	1.4		یں ۔
Total	73	58	مریک <u>در م</u> رکز بر مرکز بر میں ایک کار ایک کار میں میں ایک کار ایک کار روز میں مرکز ایک کار ایک کار ایک کار ایک کار ایک کار کار کار کار کار کار کار کار کار کا	

Businesses W Conviction Duri	hich Inquire nç an Employ		
Туре	Inquire	Do Not Inquire	
Construction & Building Trades	1	6	
Manufacturing /	36	29	
Transportation, Communication & Utilities	6	3	
Wholesale Trade	0	6	
Retail Trade /	0	0	,
Finance, In-/ surance &			
Real Estate	0	· 2	
Service	16	17	
Total	59	63	

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Reaction of Employer If Applicant Discloses a Conviction

According to the responding employers, if an applicant discloses a conviction record, he or she stands a small chance of being disqualified for employment. This information is displayed in Chart VII.

Chart VII

Reaction of Employer If Applicant Discloses a Conviction

Туре		qualify Usually	Sometimes	No
Construction & Building	0	0	- 3	3
Manufacturing	1	2	30	30
Transportation, Communication and Utilities	0	2	4	3
Wholesale Trade	0	1	1	3
Retail Trade	0	0	1	0
Finance, In surance & Real Estate	• 0	0	0	0
Service	3	1	20	8
Total	4	6	59	48

Only 3.5 percent of responding employers would automatically disqualify, and 5.4 percent would usually disqualify. This is a total of less than 9 percent, an unusually small figure. It must be

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remembered, however, that responding employers represent only about a third of those to whom questionnaires were mailed, and that among those employers who did not respond, the percentage who would automatically or usually disqualify for employment is probably much larger. Another point that should be noted is that 40 percent of responding employers stated that disclosure of a conviction record would not disqualify for employment. As with other questions on the questionnaire, many employers stated that it would really depend upon type of conviction and the circumstances surrounding the conviction.

Reaction of Employer if Applicant Is Hired, After Failing to List Conviction Record on Application and Such Record is Subsequently Revealed

Out of 84 employers responding to this question, 60 percent stated they would discharge the employee. Subsequent interviews with a small sample of 12 of these employers illicited the following rationale for such action:

- a. Such employees have demonstrated by supplying false information that they were not trust-worthy.
- b. Company policy dictated that such individuals would not be hired in the first instance. Therefor , such a disclosure resulted in automatic dismissal

Information concerning this question is displayed in Chart VIII. Chart VIII

Reaction of Employer if Applicant Is Hired After Failing to List Conviction And it is Subsequently Revealed

Туре	Employee Discharged	Employee Not Discharged		
Construction & Building Trades	2	1	-	
Manufacturing	27		- .	. 1
Transportation, Communication & Utilities	6	···· 4 ·		
Wholesale Trade	0	4	·····.	
Retail Trade	l	0	·····	
Finance, In- surance & Real Estate		0		نید. <u>این این این این این این این این این این </u>
Services	14	3		ردين پيني سر يو يو يو بير بي يو يو
Total	_51	33		
			<u> </u>	

Order of Preference of Employers in Hiring Individuals With Specific Conviction Records

In one question, employers were asked to rank individuals they would prefer to hire or not prefer to hire, based upon the type of offense they had been convicted of. Murderers were least preferred by those employers who responded. Of the 94 employers who answered this question, 50 or 53 percent listed an individual convicted of murder as least preferable. Considered the least preferable as employees were

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murderers, Rapists, and Armed Robbers, all assaultive offenders. However, two other assaultive type crimes, assault and manslaughter, were listed as third and fourth in preference. See Chart IX below.

Chart IX

Order of Preference of Employers In Hiring Individuals With Conviction Records

	and the second	
Order of Preference	Type of Conviction	
1 2 3 4 5 6 7 8 9 10	Burglary Auto Theft Assault Manslaughter Embezzlement Forgery Larceny Armed Robbery Rape Murder	

Employer reactions regarding murder, rape and armed robbery reflect the general attitude of the population concerning these crimes of violence against the person. With regard to assault, it is possible that most reactors to the word on the questionnaire conjured up images of "assault and battery" a minor charge, rather than more serious kinds of assault, such as felonious assault, which often involves a weapon. And in the minds of many people, manslaughter is often viewed as accidental death, and may be confused with negligent homicide, a charge

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associated with traffic deaths. In any case, not all crimes against the person are regarded with the same degree of seriousness, as the chart display discloses.

Multiple Convictions

Almost half of the responding employers (43 percent) would consider hiring an individual who had more than one conviction, and over half (51 percent) stated that it would depend upon the offenses. Only 6 percent stated that they would not hire individuals convicted of more than one offense. Many employers indicated that they would consider hiring individuals with more than one minor offense, or crimes against property, but that they would not consider hiring individuals with more than one serious conviction, or crimes involving violence against the person. This again reflects the general attitudes of the society regarding crimes of violence. No respondents in the categories "Retail Trade," or "Finance, Insurance, and Real Estate" responded to this question.

There were no clear patterns in response to this question regarding size of business, with the single exception of the service industries, in which case the larger the business, the more likely they were to state that it would depend upon the offenses.

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Individuals V				
Туре	Would Hire	Would not Hire	Depends on Offenses	
Construction & Building Trades	5	0		
Manufacturing	27	6	27	
Transportation, Communication & Utilities	3	0	8	
Wholesale Trade	5	0	1	· · · · · ·
Retail Trade	0	0	0	· · · · · · · · · · · · · · · · · · ·
Finance, In- surance, & Real Estate	0	0	0	
Services	6	ر المراجع المعلمين المراجع الم مراجع المراجع ال	17	ه می این از از این ۲۰۰ می به مصرفان این این این این این ۲۰۰ می واد این این این این می می این این این این این این این این این
Total	46	7	55	

In an attem; : to delve deeper into employers feelings about certain types of convictions, an "openended" question was provided in the questionnaire in which employers were asked about the general types of crimes which might act as a bar to employment. This question was asked of those employers who stated that they would hire individuals with conviction records. Responses are displayed in Chart XI. A total of 74 employers responded, and 38, or just over 50 percent, indicated that crimes "violent in nature" would act as a bar to employment. An additional 17 employers, or 23 percent, indicated that conviction

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for "theft" would act as a bar to employment.

Char	t XI · · · · · · · · ·	ى مەربەر يېرىكى دەربىر مەربەر يېسىرە مەربەر يېرىكى دەربىر مەربەر يېسىرە
Types of Crimes N As a Bar to En		
Type of Crime	Number of Respo	onsec
Violent in Nature	38	
Theft	17	· · · ·
Drugs	3	
Certain Crimes, But Depends on Circum- stances	9	
Emotional Disorder Crimes	1	۵۰۰ هار ۱۰۰ ۲۰۰۰ ۲۰۰۳ <u>ویی</u> ۲۰۰۰ ۲۰۰۰ ۲۰۰۰ ۲۰۰۰ ۲۰۰۰ ۲۰۰۰ ۲۰۰۰
None	6	
Total	74	· · · ·

Statement Most Accurately Reflecting Company Policy

Five statements concerning company policy were provided in the questionnaire. Respondents were asked to check the most appropriate response, i.e., the response that most accurately reflected their own policy. A total of 76 employers responded to this question with a single answer, and their responses are displayed in Chart XII. In addition, 59 employers responded by checking two or more of the statements. Multiple responses were discarded in the tabulations.

Chart XII

Statements Most Accurately Reflecting A Company Policy Regarding the Hiring Of Individuals with Conviction Records

Statement	Responses
A felony conviction would disqualify for employment	3
A felony conviction would usually disqualify for employment	11
Decisions are based on individual merit, but persons without convic- tion records are preferred	30
Decisions are based on individual merit, but persons with several convictions would probably not be considered	9
A felony conviction alone would never disqualify	23

The information in Chart XII indicates that the majority of responding employers do not usually disqualify for employment based solely upon a conviction record, and that a large percentage of these employers have a policy of handling such employment decisions on an individual merit basis.

Employers Who Presently Employ Individuals With Convictions

One-third of the employers who returned questionnaires responded to a question concerning present employment of individuals with conviction records. These 65 employers presently, knowingly employ one or more individuals

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with conviction records. Most of these individuals are employed by manufacturing businesses. This information is displayed in Chart XIII.

Chart XIII

Employ Individual	s With Convict	ions
Туре	Response	25
Construction &		· _
Building Trades	8	
Manufacturing	36	
Transportation,		
Communication		
& Utilities	- 8	
Wholesale Trade	0	·
Retail Trade	····· 1 · · ·	· · · .
Finance, In-		
surance &		
Real Estate	0	
Services		
Total	65	

Categories in Which Individuals With Felony Conviction Records Are Presently Employed

Those employers who did employ individuals with conviction records were asked a question concerning the job categories of those individuals. Most of these individuals were employed in the categories: unskilled, semi-skilled, and skilled labor. No defi-

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nitions of the job category terms were provided in the questionnaire, and each employer responding drew their cwn conclusions regarding definition. Many respondents checked off more than one category.

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Char	ΕX	IV

Categories in Which With Conviction Records are	
Employment Category	Responses
Unskilled labor	37
Semi-skilled labor	52
Skilled labor	39
Mananagement/Supv.	7
Office-clerical	24
Technical	14
Sales	3
Other	· 1
No Way of Identifying	5

I. Commentary

Only 34.9 percent of the employers in the sample eventually responded to the questionnaire. However, considering the nature of the questionnaire, its relative length, and the fact that it came in "cold" in the mails, this is a relatively high response. In drawing any conclusions from the responses, it

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such a record, is that 90 percent of the responding employers indicated that they would consider hiring such individuals.

Approximately half of the responding employers inquire about an applicant's conviction record either on the employment application or during an employment interview. However, if the applicant failed to disclose such a record when asked about it, 60 percent of responding employers would probably dismiss the employee.

Of the employers responding to the question concerning hiring preferences, 43 percent indicated that individuals convicted of murder would be least preferrable. Criminologists and parole boards, on the other hand, view the murderer as the most likely to be law-abiding (least likely to recidivate or commit another crime). Murder, rape, and armed robbery were the three least preferrable convictions for most employers. These are all crimes of an assaultive or viclent nature. This attitude on the part of employers is a reflection of the general public attitude toward these type of offenses. In response to another question, 60 percent of employers indicated that conviction of a crime which was violent in nature would act as a bar to employment. must be kept in mind that the material deals with approximately one-third of the employers in the original sample, and may not reflect the attitudes and practices of Chicago area employers. It would seem logical to assume that the tendency would be for employers who held negative attitudes toward hiring individuals with criminal records would, in large part, not bother to fill out and return the questionnaire. In addition, a few of the interviewed employers asked if the material gathered was to be used to support any form of legislation regarding the employment of ex-offenders. Thus, a certain percentage of those who did not respond probably did not do so because of negative attitudes regarding the subject matter, and/or, suspicions regarding the use of the material being gathered.

Half of the responding employers indicated that they had no formal policy regarding employment of individuals with conviction records, and more than half indicated that they had hired such individuals in the past. This data would seem to indicate that not as large a section of the job market is closed to ex-offenders as had been previously thought by many, including most ex-offenders. Another positive indicator, from the viewpoint of the individual with

Of interest to ex-offenders and employment counselors is the fact that some types of businesses appear to be more open to employment for ex-offenders than do other types. An ex-offender seeking employment should concentrate on manufacturing and service businesses and avoid finance, insurance, real estate, transportation, communication, utilities, and wholesale and retail trade. Also, based on the information in this study, an ex-offender is most likely to obtain employment if his or her conviction was for a non-violent crime. Of equal interest to the job-seeking individual with a criminal conviction is the fact that 44 percent of responding employers do not inquire about a conviction record on an employment application. However, if an applicant hides such a record, the chances are very great that the applicant will be discharged if this information is subsequently revealed.

While this study is based on a limited sample which may be biased, for reasons already discussed, it still indicates that for a large percentage of ex-offenders, a sizeable portion of the job market is not closed.

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References

- Liechenstein, Michael, "Employment Problems of the Ex-offender." <u>Rend</u>, Rand Corporation, 1700 Main, Santa Monica, Calif.(testimony before the City of New York Commission on Human Rights), May 22, 1972. Pp. 1-6.
- 2. Ibid.
- Glaser, Daniel, The Effectiveness of a Prison and Parole System," Indianapolis: Boobs Merrill, 1964.
- 4. Safer Foundation, 343 S. Dearborn, Chicago, Illinois 60605 (unpublished manuscript) 1974.

-28-

21

Bibliography

Adler, Curtis, "Opening Doors for Ex-offenders," Proceedings, National Council on Crime and Delinquency Conference, April 16, 1968.

Bechtol, C.R., et al, "Responsibility of Business and Industry for Employing Offenders." <u>National Probation</u> and <u>Parole Association Journal</u>. May-June, 1968.

Byron, William, "Needed: A Special Employment Clearinghouse for Ex-offenders." <u>Sederal Probation</u>, September, 1970.

Cummins, B.L., "Ex-prisoners: Second Chances." <u>Economist</u>, February, 1971

Erison, B., et al, "Paroled But Not Free: Ex-offenders-Look at What they Need to Make it Outside," <u>Behavior</u> <u>Publication News</u>, 72 Fifth Avenue, New York, 1973.

Evans, Robert, "The Released Offender in a Changing Labor Market." Industrial Relations, May, 1966.

Hamilton, G.S., and J.P. Roesoner, "How Employers Screen Disadvantaged Job Applicants." <u>Monthly Labor Review</u>, Summer, 1972.

Industry Week. "Inmates in Industry Prove Their Worth." November 20, 1967.

Industry Week. "The Man You're Looking for Could be in Prison." June 29, 1970.

Liechenstein, Michael, "Employment Problems of the Exoffender." <u>Rand</u>, Rand Corporation, 1700 Main, Santa Monica, Calif., May, 1972

Louviers, Vernon, "Repeaters: A Happy Ending to an Old Story." <u>Nation's Business</u>, May, 1973.

Martin, J.P., <u>Offenders</u> as <u>Employees</u>, London: Macmillan and Company, 1962.

Miller, H.S., <u>The Closed Door: The Effect of a Criminal</u> <u>Record on Employment with State and Local Fublic Agen-</u> <u>cies</u>. National Technical Information Service, Operations Division, Springfield, Va. 22151, 1972

> °. −29-

Bibliography

National Business. "The Employee Who got a Second Chance." April, 1967.

Nichols, J.D., and Stanley Brodsky, "After they Leave." <u>American Journal of Corrections</u>, May-June, 1967.

Office. "Hiring the Disadvantaged." December, 1969.

Pati, G.C., "Business Can Make Ex-convicts Productive." <u>Harvard Business Review</u>, May-June, 1974.

Pati, G.C., "Ex-offenders Make Good Employees." Public Personnel <u>Nanagement</u>, November-December, 1973.

Pati, G.C., et al, "Operation Dare-Help for the Exoffender." <u>Business</u> <u>Horizcus</u>, October, 1973.

Poulos, Nick, "Will Ex-offenders Get Break in Jobs?" Chicago Tribune, Wednesday, September 12, 1973.

Pownell, G.A., "Employment Problems of Released Prisoners." <u>Manpower</u>, January, 1971.

Shlensky, B.C. "Employing the Ex-offender." <u>Conference</u> <u>Board Record</u>, 11:21-25, July, 1974.

Sobel, D.K., "Banking on Ex-convicts." <u>Burroughs Clear-</u> <u>ing House</u>, May, 1970.

Smith, Robert, et al, "A Survey of Ex-offender Employment Policies in American Correctional Agencies." Rehabilitation Research Foundation, Box 3587, Montgomery, Ala., 36109, May, 1974.

Sultan, Paul, and Gerhard Ehmann, "The Employment of Persons with Arrest Records and the Ex-offender." National Council on Christians and Jews (MHG-5m-10-70) 43 W. 57th Street, New York, N.Y. 10019, 1970.

Taggart, Robert, <u>The Prison of Unemployment: Manpower</u> <u>Programs for Offenders</u>. Baltimore: John Hopkins University Press, 1972

Taggart, Robert, "Manpower Programs for Criminal Offenders." <u>Monthly Labor Review</u>, Jugust, 1972.

Title, C.R., "Prisons and Rehabilitation: The Inevitability of Disfavor." <u>Social Problems</u>, May, 1974.

-30-

Bibliography

Trebach, Arnold, "Number One Domestic Priority: New Careers for Criminals." <u>City</u>, Oct-Nov., 1974.

Wills, J., "Truckers by Day and Prisoners by Night." <u>Fleet Owner</u>, November, 1969.

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Appendix

- A. Questionnaire Cover Letter
- B. Advisory Committee
- C. Questionnaire

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Your company name was selected from a listing published by the Chicago Association of Commerce and Industry. We are asking a random sample of businesses to complete the enclosed questionnaire concerning the employment of individuals with criminal records.

Specifically, the University wants to determine the practices of employers concerning the hiring of persons who have been convicted of a serious crime.

There are no right or wrong answers. Whatever your present practices, or whatever you think or feel about the subject is right.

All the material you fill out for this study is TOTALLY CONFIDENTIAL. Furthermore, you are not required to provide your name or the name of your company on the returned questionnaire. All analyses will be statistical.

We hope that you will cooperate with us by answering this questionnaire. It chould not take you more than ten minutes to do so.

We appreciate your help in completing this study.

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Sincerely,

Edward Tromanhauser Assistant Director ET: mm APPENDIA A



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DEPARTMENT OF LABOR PROJECT ADVISORY COMMITTEE

John Drish Citizens Committee for Employment 910 Ridge Avenue Evanston, Illinois 869-1511

Shari Diamond Department of Criminal Justice University of Illinois at Chicago Box 4348 Chicago, Illinois 60680 996-4869 or 2265

Robert Harris Director, Special Programs Chicago Alliance of Businessmen 6 North Michigan Chicago, Illinois 60602 782-3726

Charles Jordon Coordinator, Correctional Employment Services Illinois Department of Corrections 1515 W. Monroe Chicago, Illinois 60607 -793-3807

George Meyer Personnel Manager Fastener Corporation 3702 N. River Road Franklin Park, Illinois 678-0100

Craig Kopstain Assistant Director of Placement Northwestern University Evanston, Illinois 492-3701

AFFENDIX C

QUESTIONNAIRE

	Please check best single response, except where indicated.	
1.	Type of business enterprise	
	Construction & building trades	
	Manufacturing	
•	Transportation, Communication, & untilities	
	Mholesale trade	
	Retail trade	
	Finance, insurance, and real estate	
	Services	
2.	Number of employees	
3.	Location of your business:	·
	Loop areaSouth sidesuburb	·
	North sideWest side	··· ·
4.	Does your company have a policy concerning the employment of individuals with conviction records?	
4.	Destyour company have a policy concerning the	
4. 5.	Does your company have a policy concerning the employment of individuals with conviction records?	
	Does your company have a policy concerning the employment of individuals with conviction records? formal policyno policy If your company does have a policy, how is promul-	
5.	Does your company have a policy concerning the employment of individuals with conviction records? formal policyno policy If your company does have a policy, how is promul- gated?	
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5.	Does your company have a policy concerning the employment of individuals with conviction records? 	
5. 6. 7.	Does your company have a policy concerning the employment of individuals with conviction records? formal policyno policy If your company does have a policy, how is promul- gated? word of mouthprinted hiring Has your business hired individuals with felony convictions in the past? yesnodo not know Would your business consider hiring an individual with a felony conviction? yesnoperhapsdo: not know Does your firm's employment application inquire about	
5. 6. 7.	Does your company have a policy concerning the employment of individuals with conviction records? formal policyno policy If your company does have a policy, how is promul- gated? memorandumword of mouthprinted hiring Has your business hired individuals with felony convictions in the past? yesnodo not know Would your business consider hiring an individual with a felony conviction? yesnoperhapsdo: not know Does your firm's employment application inquire about an individual's conviation record?	

. A During an employment interview does the interviewer inquire about an individual's conviction record?

___yes ___no

11. If an applicant for employment discloses a conviction record, is he or she:

_____automatically disqualified for employment ______usually disqualified for employment ______sometimes disqualified for employment ______not disqualified for employment

12. If an applicant for employment did not list a conviction on his or her application, and was subsequently hired, would the company discharge the employee if a conviction record was later revealed?

yes no

13. If your company does hire individuals with conviction records, list, in order of preference, the types of offenders you would hire by placing numbers 1 to 10 in front of the category:

burglary	larceny
armed robbery	murder
embezzlement	manslaughter
forgery	rape
auto theft	assault

14. If your company hires persons with conviction records, would multiple convictions (two or more) make any difference in your hiring practice?

yes depends on offenses-no

15. Do you now have current employees who have been convicted of felon crimes?

___yes

__no

do not know

- 16. If your company hires persons with conviction records, are there any types of crimes which would probably act as a bar to employment? Please list:
- 17. Which of the following statements most accurately reflects your company's policy regarding the hiring of individuals with conviction records (check all that apply)
 - ____A felony conviction would disqualify the individual from employment

____A felony conviction would usually disqualify the individual from employment, however, in exceptional circumstances the company would consider hiring.

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Decisions are based on individual merit, but persons without conviction records are preferred.

Decisions are based on individual merit, but persons with several convictions would probably not be considered.

A felony conviction alone would never disqualify an applicant for employment with the company.

18. If your company now employs individuals with felony convictions, in what capacity are they employed (check as many as apply)

unskilled labor	office-clerical
semi-skilled labor	technical
skilled labor	sales
nanagement/supervisory	other (specify)

19. If your company does not hire persons with felony_convictions, which of the fellowing reasons are given for not doing so (check as many as are applicable)

not trustworthy	not honest
cannot be bonded	may be violence-prone

____a threat to company Public image

a threat to employee morale

____not a fit representative of company to customers

hired such individuals in the past and it did not work out

other (please specify)

20. Do you consider a felony conviction a bar to employment with your business?

____yes ____no

21. If you answered question number 20 "yes," how long has this policy been in effect? _____years.

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