

# Contents

Preface to the Second Edition (2014): The Church and  
Capital Punishment since the Death of John Paul II ix

List of Abbreviations xxxi

Introduction 1

## PART I ■ SORTING OUT THE ISSUES

CHAPTER 1 The Present Teaching of the Magisterium 9  
*The Catechism of the Catholic Church*  
*Evangelium Vitae*  
*Veritatis Splendor*  
Theological Anticipations  
Conclusion and a Problem

CHAPTER 2 The Justification of Punishment 38  
Punishment in the *Catechism*  
Strict Retributivism  
Utilitarian Accounts

## PART II ■ THE HISTORY OF THE CHURCH'S TEACHING

CHAPTER 3 The Death Penalty and Scripture 59  
Old Testament  
New Testament



CHAPTER 4	The Patristic Consensus Pre-Constantinian Writings Post-Constantinian Writings	74
CHAPTER 5	The Medieval Testimony The Clergy Prohibition Changing Attitudes The <i>Decretum Gratiani</i> Pope Innocent III and the Waldensian Oath Thomas Aquinas John Duns Scotus	96
CHAPTER 6	Sixteenth Century to the Present The Traditional Teaching: Consolidation and Development The Church's Turn toward Opposition	113

### PART III ■ RETHINKING THE CHURCH'S TRADITIONAL NOTION OF JUSTIFIABLE HOMICIDE

CHAPTER 7	Capital Punishment and the Development of Doctrine With What Authority? The Idea of Development of Doctrine Moral Doctrines and the Infallible Magisterium Development of Non-Irreformable Doctrines	141
CHAPTER 8	Toward an Ethical Judgment that Capital Punishment Is Intrinsicly Wrong The New Position of the <i>Catechism</i> Developed A Reformulated Catholic Teaching on Killing	164
	Notes	191
	Bibliography	251
	Index of Authors	271
	Index of Subjects	275