

# **CJ322**

## **Criminal Law and Procedures**

### **[Onsite]**

**Course Description:**

This course introduces the history and development of criminal law and analyzes its effectiveness as a system of social control. The course also focuses on the purposes and scope of criminal law, criminal liability, use of force, criminal punishment and jurisdiction.

**Prerequisite(s) and/or Corequisite(s):**

Prerequisites: CJ131 Introduction to Criminal Justice

**Credit hours: 4**

**Contact hours: 40 (40 Theory Hours)**

# SYLLABUS: Criminal Law and Procedures

Instructor: \_\_\_\_\_

Office hours: \_\_\_\_\_

Class hours: \_\_\_\_\_

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## MAJOR INSTRUCTIONAL AREAS

1. History, Development, Purposes, and Scope of Criminal Law
2. The Fourth Amendment, Police Procedures, and Individual Rights
3. The Pretrial and Trial Process
4. Criminal Procedure and Constitutional Protection
5. Punishment

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## COURSE OBJECTIVES

1. Trace the history of criminal law in the U.S.
2. Apply the U.S. Constitution's procedural safeguards before making an arrest.
3. Apply the U.S. Constitution's procedural safeguards after making an arrest.
4. Analyze the jury selection process in a criminal trial.
5. Evaluate the constitutional right of an accused to a fair and impartial jury.
6. Analyze post-conviction constitutional rights.
7. Analyze the appropriate level of culpability when an offense involves a death.
8. Analyze actions that constitute violent crimes against others.
9. Given a situation, evaluate whether or not actions of individuals constitute property crimes.
10. Analyze crimes of treason.
11. Analyze acts of terrorism.

12. Analyze crimes which impede the proper functioning of government, including those that hinder criminal investigations and prosecutions.
13. Examine actions that offend generally accepted rules of social behavior, both currently and historically.
14. Research and obtain information from ITT Tech Virtual Library to analyze information on criminal law and procedures.

### **Related SCANS Objectives**

1. Complete assignments while maintaining academic integrity and honesty.
2. Demonstrate the ability to utilize traditional and electronic library sources.
3. Identify the need for data; evaluate information and communicate the results to others in written, graphic, and pictorial format.
4. Juxtapose two theories and defend one of the two.
5. Communicate ideas to justify positions.
6. Interpret and respond to written and verbal messages and other cues.
7. Locate and interpret written information from a variety of documents.
8. Develop critical-reading skills and thinking processes.

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### **TEACHING STRATEGIES**

The curriculum is designed to promote a variety of teaching strategies that support the outcomes described in the course objectives and that foster higher cognitive skills. Delivery makes use of various media and delivery tools in the classroom.

This course analyzes real-life scenarios and applies legal standards to these scenarios. Academic, case law based scenarios, discussions, and quizzes are included in the course, which are derived from current events, case law, and the textbook. To ensure reinforcement of topics and continuation of ideas in each chapter, discussion questions, quizzes, Internet references and assignments are included in every unit's course structure. These facets of the course aim to build your confidence and knowledge base for the class as well as provide the students with a strong understanding of the subject matter.

The following is a list of the strategies used in this course:

- The first unit of the course includes a general overview of the history of Criminal Law and its processes. To facilitate an understanding of the basis of criminal law, the students will take a quiz encompassing the main concepts from the first three chapters of the text. In addition, they will discuss the basic tenet of judicial review. It is an important concept in understanding the basis for case law, statutory law, and constitutional law, which form the framework of the current criminal justice system.
- Scenario-based discussions and assignments are used for lesson presentation in the remainder of the course units. These scenarios aim at helping the students apply the laws and lectures to real life situations in an effective manner.
- Content topics will be presented by providing these scenario-based discussions and will be complemented with a lecture discussing the theory and legal standards behind the scenarios.
- The overall assessment strategy for this course includes writing assignments, in-class discussions, and projects.

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## COURSE RESOURCES

### Student Textbook Package

- Davenport, Anniken U. *Basic Criminal Law: The U.S. Constitution, Procedure, and Crimes*. Upper Saddle River, New Jersey: Prentice Hall, 2006.

### References and Resources

#### ITT Tech Virtual Library

Login to the ITT Tech Virtual Library (<http://www.library.itt-tech.edu/>) to access online books, journals, and other reference resources selected to support ITT Tech curricula.

- General References

- **>Reference Resources>Government>**
  - FirstGov
  - Code of Federal Regulations
  - NCSC: National Center for State Courts
  - State and Local Government on the Net
  - U.S. Courts
  
- **>Program Links>Criminal Justice (BCJ)>Link Library>CJ322 Criminal Law and Procedures**
  
- **>Program Links> Criminal Justice (BCJ)>Professional Organizations:**
  - Academy of Criminal Justice Sciences
  - American Civil Liberties Union
  - American Correctional Association
  - American Probation and Parole Association
  - The American Society of Criminology
  - Criminal Justice Resources: Associations and Organizations  
International Association of Chiefs of Police
  - International Association of Law Enforcement Planners
  - National Crime Prevention Council
  - National Criminal Justice Association
  - National Police Officers & National Police and Security Officers  
Assoc. of America
  - National Sheriffs' Association
  
- **>Program Links> Criminal Justice (BCJ)>Recommended Links**

- The Terrorism Research Center
  - United Nations Office on Drugs and Crime
  - Crime Library
  - Criminal Justice Links
  - The Journal of Criminal Justice and Popular Culture
  - Law and Policy Institutions Guide: Criminal Justice
  - National Criminal Justice Reference Service
  - Prentice Hall's Cybrary
  - Serial Killer Crime Index
  - American Law Sources On-line
  - A Journalist's Guide to the Federal Courts
  - Famous Trials
  - Bureau of Justice Statistics (U.S. Department of Justice)
  - FBI Uniform Crime Reports
  - National Archive of Criminal Justice Data
  - National Clearinghouse for Alcohol & Drug Information
  - Partnerships Against Violence Network
  - Sourcebook of Criminal Justice Statistics
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- **Program Links> Criminal Justice (BCJ)>Online Videos**
    - Crime Scene Preservation

All links to web references outside of the virtual library are always subject to change without prior notice

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## EVALUATION & GRADING

### COURSE REQUIREMENTS

#### 1. Attendance and Participation

Regular attendance and participation are essential for satisfactory progress in this course.

#### 2. Completed Assignments

Each student is responsible for completing all assignments on time.

#### 3. Team Participation (if applicable)

Each student is responsible for participating in team assignments and for completing the delegated task. Each team member must honestly evaluate the contributions by all members of their respective teams.

### Evaluation Criteria Table

The final grade will be based on the following weighted categories:

CATEGORY	WEIGHT
Participation	15%
Writing Assignments	45%
Final Exam	15%
Project	25%
<b>Total</b>	<b>100%</b>

**Note:** The Discussion Questions in the Course Outline below will be graded as part of Participation.

## Grade Conversion Table

Final grades will be calculated from the percentages earned in class as follows:

A	90-100%	4.0
B+	85-89%	3.5
B	80-84%	3.0
C+	75-79%	2.5
C	70-74%	2.0
D+	65-69%	1.5
D	60-64%	1.0
F	<60%	0.0

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## COURSE OUTLINE

**Note:**

- Where the start and end of an assignment are not mentioned, the assignments are to be started and completed in the same unit.

UNIT 1: ALL THE CONCEPTS WILL BE COVERED IN THE CLASS; THEREFORE, THE SPECIFIED READINGS ARE MERELY FOR YOUR REFERENCE.

- For all units, except unit 1: It is recommended that you complete the readings before attending the class.
- In addition to general class participation and in-class activities, all discussion questions will be graded under the Participation evaluation category.



Unit #	Activities for the unit
1	<ul style="list-style-type: none"> <li>• <b>Content Covered</b> <ul style="list-style-type: none"> <li>○ Chapter 1: What is Criminal Law? Pages 1-27</li> <li>○ Chapter 2: The Origins of American Criminal Law, Pages 33-43</li> <li>○ Chapter 3: The Colonial Period's Influence on American Criminal Law, Pages 47-55</li> </ul> </li> <li>• <b>Writing Assignments</b> : 1 and 2</li> </ul>
2	<ul style="list-style-type: none"> <li>• <b>Content Covered</b> <ul style="list-style-type: none"> <li>○ Chapter 4: Constitutional Rights Before Arrest, Pages 59-77</li> </ul> </li> <li>• <b>Discussion Question:</b> 1</li> <li>• <b>Writing Assignments</b> : 1 and 2</li> </ul>
3	<ul style="list-style-type: none"> <li>• <b>Content Covered</b> <ul style="list-style-type: none"> <li>○ Chapter 5: Constitutional Rights After Arrest, Pages 81-96</li> </ul> </li> <li>• <b>Writing Assignments</b> : 1 and 2</li> </ul>
4	<ul style="list-style-type: none"> <li>• <b>Content Covered</b> <ul style="list-style-type: none"> <li>○ Chapter 6: The Constitutional Right to Trial by Jury, Pages 99-117</li> </ul> </li> <li>• <b>Writing Assignments</b> : 1 and 2</li> </ul>
5	<ul style="list-style-type: none"> <li>• <b>Content Covered</b> <ul style="list-style-type: none"> <li>○ Chapter 7: Constitutional Rights Post-Conviction, Pages 122-141</li> </ul> </li> <li>• <b>Discussion Question:</b> 1</li> <li>• <b>Writing Assignment</b> : 1</li> <li>• <b>Project Part 1:</b> Start</li> </ul>
6	<ul style="list-style-type: none"> <li>• <b>Content Covered</b> <ul style="list-style-type: none"> <li>○ Chapter 8: Murder, Pages 146-156</li> <li>○ Chapter 9: Crimes Against the Person: Violence, Pages 159-180</li> </ul> </li> <li>• <b>Discussion Question:</b> 1</li> </ul>

Unit #	Activities for the unit
	<ul style="list-style-type: none"> <li>• Writing Assignment : 1</li> <li>• Project Part 2: Start</li> </ul>
7	<ul style="list-style-type: none"> <li>• Content Covered               <ul style="list-style-type: none"> <li>○ Chapter 10: Crimes Against Property, Pages 185-204</li> </ul> </li> <li>• Writing Assignment : 1</li> <li>• Project Part 1: Submit</li> <li>• Project Part 3: Start</li> </ul>
8	<ul style="list-style-type: none"> <li>• Content Covered               <ul style="list-style-type: none"> <li>○ Chapter 11: Treason, Terrorism, and Wartime Criminal Justice, Pages 208-225</li> </ul> </li> <li>• Writing Assignment : 1</li> <li>• Project Part 2: Submit</li> <li>• Project Part 4: Start</li> </ul>
9	<ul style="list-style-type: none"> <li>• Content Covered               <ul style="list-style-type: none"> <li>○ Chapter 12: Crimes Against the State, Pages 230-248</li> </ul> </li> <li>• Writing Assignments: 1 and 2</li> <li>• Project Part 3: Submit</li> </ul>
10	<ul style="list-style-type: none"> <li>• Content Covered               <ul style="list-style-type: none"> <li>○ Chapter 13: Social Crimes, Pages 251-264</li> </ul> </li> <li>• Writing Assignments : 1 and 2</li> <li>• Project Part 4: Submit</li> </ul>
11	Course Review and Final Exam