**CRIMINOLOGY-6-55170**

**Criminal Law (3 units)**

**Spring 2019**

**01/14/2019 - 05/24/2019**

**Lecture Monday, Wednesday, Friday**

**9:00AM – 9:50AM, CCI Building, Room 204**

**Instructor - Dennis Montejano**

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**Office Hours: Posted in Canvas**

**Course Description:** Criminal Law offers an analysis of the history and the philosophy of criminal liability in the United States, as well as an understanding of the classification of crimes against property and persons. This course discusses the most frequently used criminal statutes in the United States as well as those most used in the state of California.

**ADVISORIES: Eligibility for English 125, 126, 128 & 130. (A, CSU)**  **Course Credits/Class Hours: 3**

**Student Learning Outcomes:**

By the end of the semester it is expected that the student will:

1. Assemble the various historical and developmental concepts of the criminal statutes into a logical sequence.

2. Identify, define, and differentiate various crimes by means of the elements of those crimes.

3. Evaluate a given set of facts and then determine which crimes, if any, have been committed.

4. Compare crimes in terms of classification (infraction, misdemeanor or felony) in order to demonstrate the appropriate response in the field relative to the type and amount of force to be used in apprehension

5. Interpret and apply familiarity with appropriate California codes (penal, health and safety, welfare and institutions, and vehicle).

6. Interpret and use the vocabulary of the legal profession.

**Learning Objectives:**

In the process of completing this course, students will:

1. Discuss the goals and characteristics of criminal law.

2. Discuss the philosophical and historical evolution of criminal law, noting the role of the judiciary in its development.

3. Use inductive and deductive reasoning, to identify, define and differentiate various crimes by their elements in connection to crimes against persons, property, morals, and public welfare.

4. Evaluate given facts and determine the crimes (if any) which have been committed by linking theory to fact, recognizing the severity of the offense.

5. Critically analyze various components of our system of criminal law including the ability to understand such legal concepts as the capacity to commit crimes, causation and culpability of crimes.

6. Demonstrate the ability to understand the basic terminology, definitions and theories of criminal law.

7. Explain and discuss criminal defense, legal justification, and burdens of proof.

**Required Text and Materials**:

**Important Note**: Assignments are embedded in the required textbook. Students are encouraged to purchase or familiarize themselves with the campus resources available to them early on. Such acquisition of the required materials will increase the likelihood of successfully completing the course. While your instructor understands the cost of textbooks can be significant, the text selected for this course will afford you a greater opportunity to develop an appropriate understanding of the course learning objectives and therefore strengthen your learning and retention of the material.

* “Peace Officer’s Guide to Criminal Law”, 25th edition, Author – Payton, George and Guffey, James, ISBN 978-0-692-25916-0 (available at campus bookstore).
* A #2 pencil
* 882-E scantrons for all quizzes and exams

**Americans with Disabilities Act:** Reedley College complies with the Americans with Disabilities Act. If you would like to request any accommodation for this course, please contact the Coordinator of Disabilities at (559) 638-3641 (**DSP&S**: www.reedleycollege.edu/student-services/disabled-student-programs-and-services/index.html). A copy of the appropriate form, Notification of Authorized Services, needs to be submitted to the instructor – preferably within the first two weeks of the semester.

**Zero tolerance policy for Disruptive conduct in the classroom**

* The instructor has primary responsibility for control over classroom behavior and maintenance of academic integrity.
* The instructor can order temporary removal or exclusion from the classroom of any student engaged in disruptive conduct or conduct which violates the general rules and regulations of the College.
* Disruptive behavior in the classroom that obstructs or disrupts the learning environment. This includes cell phone use during class.
* The use of cell phones and other electronic devices in the classroom will be at the instructor’s discretion. Minimizing the distraction to the instructor and students will factor into the instructor’s decision to allow the use of such devices.

**Academic Integrity Statement**

* Students guilty of academic dishonesty, either directly or indirectly through participation or assistance, are responsible to the instructor of the class. Academic dishonesty is defined as, but not limited to, plagiarism and cheating.
* At the discretion of the instructor, students who cheat or steal work from another source will be subject to significant consequences.
  + Cheating - is the act or attempted act of taking an examination or performing an assigned, evaluated task in a fraudulent or deceptive manner. Cheating may include, but is not limited to, copying from another's work, supplying one's work to another, giving or receiving copies of examinations without the instructor's permission.
  + Plagiarism - is a specific form of cheating: the use of another's words or ideas without identifying them as such or giving credit to the source. Plagiarism may include, but is not limited to, failing to provide complete citations and references for all work that draws on the ideas, words, or work of others, submitting duplicate work to be evaluated in different courses without the knowledge and consent of the instructors involved.
  + See the Reedley College Catalog for further information regarding cheating and plagiarism.
* Additional disciplinary sanctions may be imposed through the regular institutional procedures as a result of academic misconduct.

**Sexual Harassment**

Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when this conduct explicitly or implicitly affects an individual's employment or education, unreasonably interferes with an individual's work performance or education, or creates an intimidating, hostile, or offensive work or education environment.

**Disclaimer:**

Due to the nature and reality of work in the criminal justice system, real life examples, verbal and non-verbal expression and role-playing by the instructor may be used to demonstrate to students important learning points. These examples are not meant to demean or insult any group or individual, but simply to give students an understanding of the reality that exists in this profession and prepare them to deal with different types of people and situations in a professional manner.

**Help:**

If you are having trouble in this class due a change in life circumstances or something you do not understand please see the instructor immediately. There are a number of services available to assist you at Reedley College. **Your success in this class is very important to me** and I will work with you to assist you in succeeding in this course. However, you must remember that success in this course cannot happen without you doing everything you need to do to succeed. (See keys to successful course completion.)

**Course changes:**

The instructor reserves the right to make changes on this syllabus, but will discuss these changes and their implications to the students before they are implemented. Please review this course in Canvas and check your e-mail daily as I regularly use these methods to communicate information to students.

**Course Requirements:**

All assignments are expected to be submitted on the day due. *If absent on the day completed/collected, the assignment and/or quiz will need to be submitted online via* **Canvas** by the time class starts for the date the item is due(see weekly task list for chapter DUE dates)**.** Your grade will be based on successful completion of the following:

1. ***Quizzes\*:*** Quizzes will be given regularly to assess how well you are learning the material (worth 20 points each, 80 points total).
2. ***Participation:*** This is your class as well as mine. Student participation in discussion is critical to the assimilation of the material covered. If called upon by me to answer a question or offer a thought on the subject at hand, you are expected to give a coherent response.  Simply shrugging your shoulders and saying “I don’t know” is not acceptable.  Additionally, if you are not present you are unable to participate.All the students in the class are asked questions regularly to enable them to display understanding of topics discussed**.**You must be present and participate effectively when called upon to earn participation points for each class session (worth 80 points total).
3. ***Exams\*:*** Four exams will be given during the semester. Each is worth 50 points (200 total points).
4. ***Final:*** The final is worth 100 points.
5. ***Term Paper:*** The literature review/term paper topic will be left to the choice of the individual student, with guidance from the instructor. The subject matter shall be any issue or subject relating to Criminal Law. Example topics would be: The Miranda Warning and the gathering of incriminating statements; or the value of Traffic Enforcement, or the Death penalty, or Kidnappings in America, Perjury, or the Assault Weapons Laws of California. The student will be required to use a minimum of five sources for the information in the term paper. Sources may include, but are not limited to books, or professional journals/magazines. *Wikapedia is not acceptable source for citation.* Literature Review/term papers will consist of the following: a cover page; a body of least six typed double spaced full pages and bibliography. **Lit review/term papers must be submitted in Canvas by 11:59 p.m. on the due date, April 5th. No late papers will be accepted.** Additional information on how to complete this paper and the grading expectations will be provided to you well in advance of the due date. The term paper will be submitted using the Assignment turn it in feature of Canvas. The final is worth 100 points.

\* **Tests will not be made up unless prior arrangements have been made with the instructor.** In the event a student simply fails to show for a scheduled quiz or examination without notifying the instructor, the student will not be allowed to take that quiz or examination.

**Grading Criteria/Scale**:

Participation 80 points

Quizzes 80 points

Exams 200 points

Term Paper 100 points

Final Exam 100 points

TOTAL 560 points

Grade Scale:

90 – 100% = A

80 – 89% = B

70 – 79% = C

60 – 69% = D

00 – 59% = F

**Attendance and Tardiness Policies:**

Students are expected to attend all class meetings. Students who miss the first class of the semester will be dropped, unless the instructor is notified in advance and agrees to hold the student’s position in class. Ultimately, it is the student’s responsibility to officially drop a class in which he/she no longer wishes to be enrolled. Be mindful of the drop dates listed in the Catalog and the final drop date halfway through the semester. Being late to class is disruptive to the flow of learning for the students and instructor. Trying to track tardiness when class is already in session adds additional distractions and interruptions to the learning environment. Therefore, if you are not present when roll is taken, you will be counted as absent. You are encouraged to still attend the class, but enter the classroom as quietly as possible in order to minimize interruptions.

**Keys to successful course completion:**

This class is designed to provide the student with a positive learning experience and to give them valuable knowledge that will benefit them in a career in criminal justice. I see every student as exceptionally valuable and encourage them to do their best to succeed. I will be there for you to help you achieve this success.

1. Attend class regularly and on time
2. Ask questions when you are unsure of the material
3. Carefully read all assigned chapters
4. Take good notes during class and discussions
5. Participate actively and thoughtfully in class sessions
6. Get assignments done on time
7. Study and prepare for quizzes and exams
8. Seek my assistance when you are struggling with learning a topic for added assistance.

**Semester Outline:** (COR = Course Outline of Record)

Week #1 (Jan 14, 16, 18)

Monday- Introductions – Review of Syllabus

Wednesday- Chapter #1-General Aspects of California Criminal Law (COR A, B and C1,2,3)

Friday- Chapter #1 Continued

Week #2 (Jan 21, 23, 25)

Monday- ***Holiday – MLK Day NO CLASS***

Wednesday- Chapter # 2 Laws of Arrest (COR D&E)

Friday- Chapter #2 Continued

Week #3 (Jan 28, 30, Feb 1)

Monday - Quiz #1 (Chapters 1-2)

Wednesday- Chapter #3 Homicide (COR C4)

Friday- Chapter #3 Continued

Week #4 (Feb 4, 6, 8)

Monday- Chapter #4 Crimes of Restraint, Robbery and Extortion (COR C4)

Wednesday - Chapter #4 Continued

Friday- Chapter #4 Continued

Week #5 (Feb 11, 13, 15)

Monday - Test #1 (Chapters 1-4)

Wednesday- Library Tour

Friday- ***Holiday – Lincoln’s Birthday NO CLASS***

Week #6 (Feb 18, 20, 22)

Monday- ***Holiday – Washington’s Birthday NO CLASS***

Wednesday- Lit review/term paper discussion – Part 1

Friday- Lit review/term paper discussion – Part 2

Week #7 (Feb 25, 27, March 1)

Monday- Criminal Law Film

Wednesday- Chapter #5- Types of Assault and Mayhem (COR C4)

Friday- Chapter #5 Continued

Week #8 (March 4, 6, 8)

Monday- Chapter #5 Continued

Wednesday- Quiz #2 (Chapter 5)

Friday- Chapter #6 Sex Offenses (COR C5)

Week #9 (March 11, 13, 15)

Monday- Chapter #6 Continued

Wednesday- Chapter #6 Continued

Friday Chapter #7 Crimes against Public Justice, Health, Welfare and Morals (COR C6) - ***LAST DAY TO DROP***

Week #10 (March 18, 20, 22)

Monday- Chapter #7 Continued

Wednesday- Chapter #7 continued

Friday- Test #2 (Chapters 5-7)

Week #11 (March 25, 27, 29)

Monday- Chapter #8-Civil Disorder and Crimes against Public Peace (COR C7)

Wednesday- Chapter #8 Continued

Friday- Chapter #9 Crimes against the Administration of Justice and Emergency Services (COR C7)

Week #12 (April 1, 3, 5)

Monday- Chapter #9 Continued

Wednesday- Quiz #3 (Chapters 8-9)

Friday- Chapter #10 Burglary and Arson (COR C9)

**Lit Review/Term Paper DUE**

Week#13 (April 8, 10, 12)

Monday- Chapter #10 Continued

Wednesday- Test #3 (Chapters 8-10)

Friday- Chapter #11 – Theft and Related Offenses (COR C9)

Week#14 (April 15, 17, 19)

Monday- ***Holiday – Spring Break NO CLASS***

Wednesday- ***Holiday – Spring Break NO CLASS***

Friday- ***Holiday – Spring Break NO CLASS***

Week#15 (April 22, 24, 26)

Monday- Chapter #11 Continued

Wednesday- Chapter #12 - Forgery and Checks (COR C8) & Quiz #4 (Chapter 11)

Friday- Chapter #12 Continued

Week#16 (April 29, May 1, 3)

Monday- Chapter #13 – Miscellaneous Offenses (COR C10)

Wednesday- Chapter #13 Continued

Friday- Test #4 (Chapters 11-13)

Week#17 (May 6, 8, 10)

Monday- Guest Speaker

Wednesday- Chapter #14 – Control of Dangerous Weapons (COR C10)

Friday- Chapter #14 Continued

Week#18 (May 13, 15, 17)

Monday- Chapter #14 Continued

Wednesday- Chapter #14 Continued

Friday- Final day of classroom instruction

Week# 19 (May 20)

Monday- Final 9:00-10:50 AM

**Important Campus Dates**

January 21 (Monday)………...……MLK Day

February 15 (Friday)………..……….Lincoln Day

February 18 (Monday)………...……Washington Day

April 15 -19 (Mon-Fri)………..…… Spring Break

May 17 (Friday)……………...…Last day of classroom instruction class

May 14-18 (Mon-Fri)……………...Finals week