



CREDIT COURSE OUTLINE

I. COVER PAGE

(1) CRIM 6A	(2) CRIMINAL LAW	(3) 3
Number	Title	Units

(4) Lecture / Lab Hours:			(8) Classification:		
Total Course Hours					
	Total Lec hours:	54.00	Degree applicable:	X	
	Total Lab hours:	0	Non-degree applicable:		
	Total Contact hours:	54.00	Basic skills:		
Lec will generate <u>0</u> hour(s) outside work.			(9)RC	Fulfills AS/AA degree requirement: (area)	
Lab will generate <u>0</u> hour(s) outside work.				General education category:	
(5) Grading Basis:	Grading Scale Only	X	Major:		
	Pass/No Pass option		Certificate of:		
	Pass/No Pass only		Certificate in:		
(6) Advisories:			(10)CSU	Baccalaureate:	X
Eligibility for English 126			(11)Repeatable: (A course may be repeated three times)		0
Eligibility for English 125					
(7) Pre-requisites(requires C grade or better):					
Corequisites:					

(12) Catalog Description:
The history, philosophy, origin and development of criminal statutes, as well as the most frequently used sections in the Penal Code.

II. COURSE OUTCOMES:

(Specify the learning skills the student demonstrates through completing the course and link critical thinking skills to specific course content and objectives.)

Upon completion of this course, students will be able to:

- I. assemble the various historical and developmental concepts of the criminal statutes into a logical sequence.
- II. identify, define, and differentiate various crimes by means of the elements of those crimes.
- III. take a given set of facts, evaluate those facts and then determine which crimes, if any, have been committed.
- IV. evaluate 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
- V. demonstrate familiarity with the California Penal Code.
- VI. demonstrate ability to use and understand the vocabulary of the legal language.

III. COURSE OBJECTIVES:

(Specify major objectives in terms of the observable knowledge and/or skills to be attained.)

In the process of completing this course, students will:

- I. gather and organize the material required for the case brief or written project
- II. examine in depth either a criminal case or a criminal concept utilizing long-range planning and problem solving in preparing the case brief or written project.
- III. assemble the various historical and developmental concepts of the criminal statutes sequentially.
- IV. use inductive and deductive reasoning, to identify, define and differentiate various crimes by their elements
- V. evaluate given facts and determine the crimes (if any) which have been committed by linking theory to fact.
- VI. evaluate the various crimes in terms of classification to determine the correct response.
- VII. demonstrate ability to use the California Penal Code appropriately.
- VIII. use a legal vocabulary.

IV. COURSE OUTLINE:

Lecture Content:

A. History, Structure and Content of the US Constitution

1. History of the US Constitution
2. Early Steps toward National Unity
3. Articles of Confederation
4. Drafting the Constitution of the United States
5. Ratification by the States
6. Separation of the Powers of the National Government
7. Division of Power between the National Government and the States
8. Powers Granted to the Federal Government
9. Sovereign Powers Retained by the States
10. The Bill of Rights

B. Authority to Detain and Arrest: Use of Force

1. Overview of the Fourth Amendment
2. Crossing the Boundary of the Fourth Amendment
3. "Free Zone" for Investigative Work
4. Seizure Defined
5. Fourth Amendment Grounds for a Lawful Seizure
6. Investigatory Stops
7. Reasonable Suspicion
8. Scope and Duration of Investigatory Stops
9. Traffic and Other Vehicle Stops
10. Pretextual Traffic Stops
11. Fourth Amendment Requirements for a Constitutional Arrest
12. Probable Cause
13. Requirements for a Valid Arrest Warrant
14. Arrests Inside a Private Residence
15. Use of Force in Making an Arrest or Other Seizure
16. State Arrest Laws
17. Territorial Limits on a Police Officer's Arrest Authority

C. Search and Seizure

1. Overview of the Law of Search and Seizure
2. Definition of a Search
3. Sources of Search Authority
4. Seizures Under the Fourth Amendment
5. The Fourth Amendment Search Warrant
6. Searches Involving People and Personal Items
7. The Terry Search Revisited
8. Search Following a Custodial Arrest
9. Vehicle Searches
10. Search of Vehicles Pursuant to a Detention or Arrest
11. Search of Vehicles Based on Probable Cause
12. Inventory Searches of Impounded Vehicles
13. Search of Protected Premises
14. Premises Protected by the Fourth Amendment
15. Entry and Search of Premises Under a Warrant
16. Entry and Search of Premises without a Warrant
17. The Exclusionary Rule

D. An Introduction the Criminal Law

1. The Emergence of Law
2. Civil and Criminal Law Distinguished
3. The Nature and Purpose of Criminal Law
4. Criminal Law as Punishment
5. Criminal Law and Morality
6. Sources of Criminal Law – Statutory, Constitutions, Judicial Decisions and Administrative Law
7. Discretion and Criminal Law
8. Classification of Crimes and Related Offenses
9. The Limitations on Criminal Law
10. Jurisdiction
11. Void for Vagueness and Overbreadth
12. Ex Post Facto Laws and Bills of Attainder
13. Repeal or Amendment of a Statute
14. Cruel and Unusual Punishment
15. Due Process and Equal Protection
16. Constitutional Limitations
17. The Establishment of Guilt
18. The Adversary System
19. The Burden of Proof
20. Determining Criminal Culpability: The Judge and the Jury

E. Elements of a Crime

1. The Elements of a Crime

2. A Criminal Act
3. A Criminal Intent
4. Problems of Interpretation
5. The Concurrence of a Criminal Act and a Criminal Intent
6. Causation
7. Attendant Circumstances
8. Liability without Fault
9. Strict Liability
10. Vicarious Liability
11. Enterprise Liability
- F. Anticipatory Offenses and Parties to Crimes
 1. Solicitation – Elements and Defenses
 2. Elements of Attempt
 3. Defenses to Attempt the Spread of AIDS: An Attempt Crime?
 4. Definition of Conspiracy
 5. Elements of Conspiracy
 6. Limitations to Parties to Conspiracy
 7. Defenses to Conspiracy
 8. Parties to Crimes
 9. Elements of Accomplice Liability
 10. Controlling Complicity Crimes by Indicting Attorneys
 11. RICO as a Prosecutorial Tool
 12. Elements of RICO
 13. Forfeitures
- G. Defenses to Criminal Culpability
 1. The Burden of Proof and Presumptions
 2. Types of Defenses
 3. Ignorance or Mistake
 4. Duress or Necessity
 5. Infancy
 6. Insanity
 7. Diminished Capacity or Partial Responsibility
 8. Automatism
 9. Entrapment
 10. Outrageous Government Conduct
 11. Defense of Persons and Property
- H. Defenses to Criminal Culpability
 1. Intoxication
 2. Substance Abuse: Disease or Moral Problem?
 3. Intoxication as a Legal Defense

V. APPROPRIATE READINGS

Reading assignments may include but are not limited to the following:

I. Sample Text Title:

1. Recommended - George Payton and James Guffey *Peace Officer's Guide to Criminal Law* , -, 2003,

II. Other Readings

1. Recommended - *California Penal Code, selected quality novels and legal cases*

Global or international materials or concepts are appropriately included in this course

Multicultural materials and concepts are appropriately included in this course

If either line is checked, write a paragraph indicating specifically how global/international and/or multicultural materials and concepts relate to content outline and/or readings.

VI. METHODS TO MEASURE STUDENT ACHIEVEMENT AND DETERMINE GRADES:

Students in this course will be graded in at least one of the following four categories. Please check those appropriate. A degree applicable course must have a minimum of one response in category A, B, or C.

A. Writing			
Check either 1 or 2 below			
X	1. Substantial writing assignments are required. Check the appropriate boxes below and provide a written description in the space provided.		
	2. Substantial writing assignments are NOT required. If this box is checked leave this section blank. For degree applicable courses you must complete category B and/or C.		
X	a) essay exam(s)	X	d) written homework
X	b) term or other paper(s)	X	e) reading reports
	c) laboratory report(s)	X	f) other (specify)

Required assignments may include but are not limited to the following:

All examinations include essay questions requiring extensive writing and including a requirement for specific definition as well as how the terms and/or concepts apply to the criminal law.

The book report and case briefs are extra credit options, but involve substantial writing and analysis of complex concepts.

B. Problem Solving			
Computational or non-computational problem-solving demonstrations, including:			
X	a) exam(s)		d) laboratory reports
X	b) quizzes		e) field work
X	c) homework problems		f) other (specify):

Required assignments may include but are not limited to the following:

Given a set of facts, determine which crime, if any, has been committed.

C. Skill demonstrations, including:			
	a) class performance(s)		c) performance exams(s)
	b) field work		d) other (specify)

Required assignments may include but are not limited to the following:

D. Objective examinations including:			
X	a) multiple choice	X	d) completion
X	b) true/false	X	e) other (specify):
X	c) matching items		

COURSE GRADE DETERMINATION:

Description/Explanation: Based on the categories checked in A-D, it is the recommendation of the department that the instructor's grading methods fall within the following departmental guidelines; however, the final method of grading is still at the discretion of the individual instructor. The instructor's syllabus must reflect the criteria by which the student's grade has been determined. (A minimum of five (5) grades must be recorded on the final roster.)

If several methods to measure student achievement are used, indicate here the approximate weight or percentage each has in determining student final grades.

VII. EDUCATIONAL MATERIALS

For degree applicable courses, the adopted texts, as listed in the college bookstore, or instructor-prepared materials have been certified to contain college-level materials.

Validation Language Level (check where applicable):	College-Level Criteria Met	
	YES	NO
Textbook	<u> X </u>	<u> </u>
Reference materials	<u> X </u>	<u> </u>
Instructor-prepared materials	<u> X </u>	<u> </u>
Audio-visual materials	<u> X </u>	<u> </u>

Indicate Method of evaluation:

Used readability formulae (grade level 10 or higher)	<u> </u>
Text is used in a college-level course	<u> X </u>
Used grading provided by publisher	<u> </u>
Other: (please explain; relate to Skills Levels)	<u> </u>

Computation Level (Eligible for MATH 101 level or higher where applicable)	<u> X </u>	<u> </u>
Content		
Breadth of ideas covered clearly meets college-level learning objectives of this course	<u> X </u>	<u> </u>
Presentation of content and/or exercises/projects:		
Requires a variety of problem-solving strategies including inductive and deductive reasoning.	<u> X </u>	<u> </u>
Requires independent thought and study	<u> X </u>	<u> </u>
Applies transferring knowledge and skills appropriately and efficiently to new situations or problems.	<u> X </u>	<u> </u>

List of Reading/Educational Materials

Recommended - George Payton and James Guffey *Peace Officer's Guide to Criminal Law* , -, 2003,

Comments:

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-
- This course requires special or additional library materials (list attached).
 This course requires special facilities:

Attached Files:

BASIC SKILLS ADVISORIES PAGE The skills listed are those needed for eligibility for English 125, 126, and Math 101. These skills are listed as the outcomes from English 252, 262, and Math 250. In the right hand column, list at least three major basic skills needed at the beginning of the target course and check off the corresponding basic skills listed at the left.

(eligibility for English 126)
(as outcomes for English 262)

- Using phonetic, structural, contextual, and dictionary skills to attack and understand words.
 Applying word analysis skills to reading in context.
 Using adequate basic functional vocabulary skills.
 Using textbook study skills and outlining skills.
 Using a full range of literal comprehension skills and basic analytical skills such as predicting, inferring, concluding, and evaluating.

Ability to read, comprehend and analyze college-level textual material
Ability to read, comprehend, analyze and relate supplementary material to the textual material
Ability to outline classroom lecture notes and correlate them with the reading material

(eligibility for English 125)
(as outcomes for English 252)

- Writing complete English sentences and avoiding errors most of the time.
 Using the conventions of English writing: capitalization, punctuation, spelling, etc.
 Using verbs correctly in present, past, future, and present perfect tenses, and using the correct forms of common irregular verbs.
 Expanding and developing basic sentence structure with appropriate modification.
 Combining sentences using coordination, subordination, and phrases.
 Expressing the writer's ideas in short personal papers utilizing the writing process in their development.

Ability to correctly compose well-organized and logical written responses to identification questions.
Ability to correctly compose well-organized analytical responses for essay/problem-solving questions.
Ability to correctly organize, compose and write supplementary papers using basic analytic skills.

Check the appropriate spaces.

- Eligibility for Math 101 is advisory for the target course.
 Eligibility for English 126 is advisory for the target course.
 Eligibility for English 125 is advisory for the target course.

If the reviewers determine that an advisory or advisories in Basic Skills are all that are necessary for success in the target course, stop here, provide the required signatures, and forward this form to the department chair, the appropriate associate dean, and the curriculum committee.

CONTENT REVIEW

REQUISITES

No requisites

