

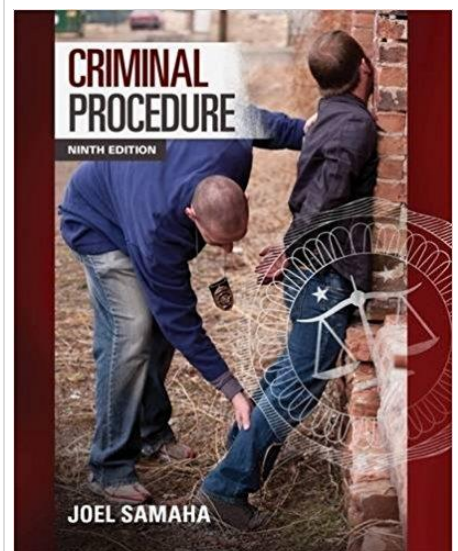
	Central Christian College of Kansas
Code:	SS-CJ 441
Title:	Criminal Procedure
Credits:	3
Prerequisites:	No
Description:	This course is focused on analyzing Supreme Court decisions, identifying the various balancing tests and weighing government power against individual rights in order to determine the reasonableness of government action. Students will critically engage and have a working knowledge of the Fourth Amendment and will know the warrant requirements, exceptions to the warrant requirements and the objective standards for the government actions. The student will be able to apply the general principles and constitutional analysis learned in this course, to everyday life. Topics such as search and seizure, warrants, interrogations, court procedure, and rules of evidence will be explored.

**At the end of the course, you will be able to:**

- Develop skills in reading and analyzing Supreme Court decisions.
- Be familiar with the various balancing tests, weighing government power against individual rights, in order to determine the reasonableness of government action.
- Have a working knowledge of the Fourth Amendment, and will know the warrant requirements, the exceptions to the warrant requirements, and the objective standards for government actions.
- Apply the general principles and constitutional analysis learned in this course, to everyday life.
- Understand the five Amendments which directly impact Criminal Procedure and law enforcement.
- Gain an appreciation of the Supreme Court and how it interprets these Amendments when balancing the interests of citizens against the need for an orderly society.

**Textbooks:**

Samaha, J. (2015). *Criminal Procedure*. Stamford, CT: Cengage Learning.



Topic	Readings	Assignments
Constitutional Issues	<b>Criminal Procedure</b> Chapters 1 and 2, pages 2 - 49 Appendix A-2 Chapter 3, pages 50 - 99	Pre-test Plagiarism Certificate Discuss 1.1: Supreme Court Cases Discuss 1.2: Kyllo Apply 1.1: Five Amendments Apply 1.2: Suspected Terrorist Week 1 Evaluation
Topic	Readings	Assignments
Stop and Frisk, Arrests	<b>Criminal Procedure</b> Chapter 4, pages 100 - 160 Chapter 5, pages 162 - 195  <b>Internet</b> 50 Years of the McFadden Stop	Discuss 2.1: Michigan v Sitz Discuss 2.2: Commonwealth v Dunlap Apply 2.1: Terry v Ohio Apply 2.2: Fourth Amendment Standards Week 2 Evaluation
Topic	Readings	Assignments
Warrantless Searches & "Special Needs" Searches	<b>Criminal Procedure</b> Chapter 6, pages 196 - 241 Chapter 7, pages 242 - 283	Discuss 3.1: New York v Belton Discuss 3.2: Special Needs Case Apply 3.1: Arizona v Gant Apply 3.2: Special Needs Search Week 3 Evaluation
Topic	Readings	Assignments
Interrogations, Lineups, & Showups	<b>Criminal Procedure</b> Chapter 8, pages 284 - 332 Appendix A-2 Chapter 9, pages 334 - 381	Discuss 4.1: Brewer v Williams Discuss 4.2: Lineup Procedure Reforms Apply 4.1: Miranda v Arizona and New York v Benjamin Quarles Apply 4.2: Manson v Brathwaite Week 4 Evaluation
Topic	Readings	Assignments
Remedies for Constitutional Violations & Courtroom Proceedings	<b>Criminal Procedure</b> Chapters 10 and 11, pages 382-446 Chapters 12 and 13, pages 448-531  <b>Internet</b>	Discuss 5.1: Exclusionary Rule and "Fruit of the Poisonous Tree" Discuss 5.2: Guilty Pleas Apply 5.1: Pinder v Johnson Apply 5.2: Salerno case

	Mother sues city of Cambridge in arson deaths of 3 children	Week 5 Evaluation
Topic	Readings	Assignments
Sentencing, Death Penalty, and Terrorism Issues	<b>Criminal Procedure</b> Chapter 14, pages 532 - 573 Chapter 15, pages 574 - 641  <b>Internet</b>  The Death Penalty is Constitutional Enemy Combatants	Discuss 6.1: The Death Penalty Discuss 6.2: Boston Marathon Bomber Apply 6.1: Mandatory Minimum Sentencing Apply 6.2: Vehicle Approaching Week 6 Evaluation Post-test



Assessments	Number Points Each Total		
Discussion	12	25	300
Applys	12	50	600
Evaluations	6	Varies	240
Pre-Test Participation	1	5	5
Post-Test Participation	1	5	5
Total			1150

Students are expected to post in the discussion board a **minimum of three separate posts** on three separate post dates per discussion thread. The three posts for **each** thread must include:

1. One "initial" post in response to the instructor's question (or stated assignment) no later than Thursday of each course week.
2. Two "follow up" posts in response to at least one classmate by Sunday of each course week.

The initial response to a discussion question should substantively demonstrate familiarity with the content of the question. The response should be 150-200 words in length. To ensure the discussion is a collective and focused exploration of the topic in the question, the discussion thread should remain focused on the question.

The timing of responses is important since other students are dependent on your postings in order to fully develop the discussion and to post "follow up" discussion entries. Responses should occur in the week the discussion question is posted for reply. Preparation for the response is encouraged to ensure a thoughtful and well-founded contribution to the discussion.

Each learner is expected to both respond initially (by Thursday each week) to the discussion question or assignment instruction posted by the instructor/facilitator each week and make at least two follow-up responses to other learners' postings in the discussion thread by the end of the week (Sunday at 11:59pm). The purpose is to ensure an informed and thoughtful dialogue focused on the topic.

### **Initial Response (Standard Posting Requirements)**

<b>0 Points</b>	<b>1-2 Points</b>	<b>3-4 Points</b>	<b>5 Points</b>
No initial response posted.	Initial response is superficial (less than 100 words), and/or posted after Thursday at 11:59 p.m. EST.	A substantive initial response is posted prior to Thursday at 11:59 p.m. EST that contains 100-149 words.	A substantive initial response is posted prior to Thursday at 11:59 p.m. EST that includes at least 1 reference to course material or another reliable source (150 words or more).

### **Initial Response (Quality of Content)**

<b>0 Points</b>	<b>1-2 Points</b>	<b>3-4 Points</b>	<b>5 Points</b>
Response is irrelevant to the question and does not add to the intent of the discussion.	Response addresses the question, but lacks depth or goes off topic.	Response addresses the question, though greater reflection or development of thought would be helpful.	Response addresses the question, is reflective, and represents a substantive contribution to the discussion.

### **Follow-Up Posts**

<b>0 Points</b>	<b>1-2 Points</b>	<b>3-4 Points</b>	<b>5 Points</b>
No follow-up posts made.	Follow-up posts do not provide sufficient analysis or synthesis of the discussion.	Follow-up posts demonstrate an appreciation for the input of others and add to the discussion.	Follow-up posts elaborate on the comments of others and add to the discussion with further analysis and synthesis.

### **Mechanics**

<b>0 Points</b>	<b>1-2 Points</b>	<b>3-4 Points</b>	<b>5 Points</b>
Posts lack any organization and/or contain multiple errors in spelling or mechanics.	Posts are somewhat organized, but interrupted by significant errors in spelling and mechanics.	Posts could benefit by a bit more organization and attention to mechanical details.	Posts are clear and formatted in a way that is easy to read, free from spelling and mechanical errors.

### **Frequency of Participation**

0 Points	1-2 Points	3-4 Points	5 Points
No participation in discussion.	All posts made on the same day.	Posts made on 2 different days.	Posts made on 3 (or more) different days.

### Apply

There are **twelve** application assignments in this course. These are designed so you apply the knowledge and skills you learn during the week.

### Introduction

Absent	Needs Improvement	Proficient
There is no introduction to the paper. <i>(0 points)</i>	There is an introduction, but it does not introduce the topic, its importance, and/or alert readers to the structure of the discussion of your ideas. <i>(1-6 points)</i>	There is an introduction that introduces the topic, its importance, and it alerts readers to the structure of the discussion of your ideas. <i>(7 points)</i>

### Body (Use of Course Terms and Concepts)

Absent	Needs Improvement	Proficient
No course terms and concepts were used. <i>(0 points)</i>	Some of the course terms and concepts were used inappropriately or key terms and concepts were missing from the discussion. <i>(1-19 points)</i>	All of the relevant course terms and concepts were present and used appropriately in the discussion. <i>(20 points)</i>

### Conclusion

Absent	Needs Improvement	Proficient
There is no conclusion to the paper. <i>(0 points)</i> .	There is a conclusion, but it does not synthesize the main ideas of the paper, and/or provides implications for research and/or practice. <i>(1-7 points)</i>	There is a conclusion that synthesizes the main ideas of the paper, and/or provides implications for research and/or practice. <i>(8 points)</i>

### Writing Mechanics (e.g. Spelling, Grammar, etc.)

Absent	Needs Improvement	Proficient
The paper had severe problems with spelling, grammar, etc. errors. <i>(0 points)</i>	The paper had some spelling, grammar, etc. errors. <i>(1-4 points)</i> .	The paper had very minimal spelling, grammar, etc. errors. <i>(5 points)</i> .

### Format (e.g., length, font size, margins, in-text citations and reference list in APA style)

Absent	Needs Improvement	Proficient
The paper did not meet the minimum format requirements. <i>(0 points)</i>	The paper met some of the format requirements. <i>(1-9 points)</i>	The paper met all format requirements. <i>(10 points)</i>

### Evaluations

There are **six** evaluations in this course: covering the knowledge and skills discussed during the week. Each evaluation has **differing amount of** questions at **2** points each.

- Week 1: 21 questions

- Week 2: 10 questions
- Week 3: 17 questions
- Week 4: 12 questions
- Week 5: 30 questions
- Week 6: 30 questions

The final project will provide you the opportunity to demonstrate your ability to apply what you have learned throughout this course.

## Final Project

Please scroll down to read the instructions for this assignment.

### Content Requirements

Your final project will be a 3-5-page paper on a criminal act of your choice. Here are your instructions.

- Choose a crime that is prevalent in society
- Define the crime using your state statute

What are some statistics of the crime in your town? What about at the state and national level? Here is a website to help with your research: <https://ucr.fbi.gov/ucr-publications>

What is the causation of the crime? Briefly discuss which of the three major sociological theories is most likely the causation.

Offender profile:

- Who is the offender?
- Gender, race, age
- Socioeconomic status
- Education level
- Employment
- Personality characteristics

Victim profile:

- Who is the victim?
- Do they target the same type of victim?
- Why or why not?

Give an example of the crime in real life.

Solving the crime: How is the crime generally solved if it's solved at all. What are some deterrents used to stop the crime from happening again? What types of punishment or rehabilitative services does the offender receive? What are the recidivism rates?

Document Type:		MS Word
Paper Size:		8.5 X 11"
Length:		3-5 pages

Margins:		1"
Font:		10-12 pt Times New Roman or a similar font.
Line Spacing:		Double. No extra double space between paragraphs please.
Paper Structure:		Cover Page Introduction Body Conclusion References
In-text Citations & Reference List Style		APA (as outlined in <i>Undergraduate Writing Guide located in Doc Sharing</i> )
File Naming Convention		LastNameFirstName_FinalPaperProject Example: DoeJohn_FinalPaperProject

### Ratings

Criteria	Absent	Needs Improvement	Proficient
Introduction	There is no introduction to the paper. ( <b>0 points</b> )	There is an introduction, but it does not introduce the topic, its importance, and/or alert readers to the structure of the discussion of your ideas. ( <b>1-34 points</b> )	There is an introduction that introduces the topic, its importance, and it alerts readers to the structure of the discussion of your ideas. ( <b>35 points</b> )
Body (Use of Course Terms and Concepts)	No course terms and concepts were used. ( <b>0 points</b> )	Some of the course terms and concepts were used inappropriately or key terms and concepts were missing from the discussion. ( <b>1-79 points</b> )	All of the relevant course terms and concepts were present and used appropriately in the discussion. ( <b>80 points</b> )
Conclusion	There is no conclusion to the paper. ( <b>0 points</b> )	There is a conclusion, but it does not synthesize the main ideas of the paper,	There is a conclusion that synthesizes the main ideas of

		and/or provides implications for research and/or practice. <b>(1-34 points)</b>	the paper, and/or provides implications for research and/or practice. <b>(35 points)</b>
Writing Mechanics (e.g. Spelling, Grammar, etc.)	The paper had 10 or more spelling, grammar, etc. errors. <b>(0 points)</b>	The paper had 5-10 spelling, grammar, etc. errors. <b>(1-19 points)</b>	The paper had very minimal spelling, grammar, etc. errors. <b>(20 points)</b>
Format (e.g., length, font size, margins, in-text citations and reference list in APA style)	The paper did not meet the minimum format requirements and/or no APA citation. <b>(0 points)</b>	The paper met some of the format requirements. <b>(1-19 points)</b>	The paper met all format requirements and APA requirement. <b>(20 points)</b>