

Course Number: CJ 2300

Course Title: Substantive Criminal Law

Course Description:

The evolution of substantive law in America from its British and common-law traditions. The learner's examination of this topic will include the limitations and ambiguity of the substantive law. This course may utilize the Indiana Criminal Code as one model of substantive law and may be taught using the case study method. 3 credit hours. (3 plus 0)

Prerequisites: CJ 1100.

Credit hours: 3

Learning Outcomes:

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

1. Describe the nature and purpose of criminal law; explain the differences between procedural and substantive criminal law; and, articulate features of the "rule of law"; explain why due process is integral to that concept.
2. Illustrate the adversarial trial process and explain how justice results from that process; differentiate the standard of "reasonable doubt" and "preponderance of the evidence"; list and explain the three constituent parts of crime.
3. Explain the concept of corpus delicti, and describe how corpus delicti differs from the elements of a crime; define the corpus delicti of murder; and, define and distinguish causation, resulting harm, principles of legality, and necessary attendant circumstances.
4. Distinguish the component parts of a criminal attempt, a criminal conspiracy, and a criminal solicitation.
5. List and explain the six types of justifications used as criminal defenses in the American system of jurisprudence.
6. List and explain the five types of excuses used as criminal defenses in the American system of jurisprudence.
7. Differentiate in detail, five types of insanity defenses.
8. Distinguish the legal and social elements of at least six violent personal crimes.
9. Distinguish the legal and social elements of several property crimes.
10. Explain elements of the following crimes against public order: a. disorderly conduct; b. fighting; c. public intoxication; d. vagrancy; e. weapons charges; f. prostitution; g. gambling; and, h. Treason.
11. Articulate statistics regarding victimization in the United States.
12. Describe the rationales for five sentencing philosophies; the concept of plea bargaining; all issues identified in our text related to capital punishment; and, intermediate sanctions.

INDIANA TECH

College of Professional Studies

CJ 2300 Substantive Criminal Law Online Course Syllabus

Instructor Information

Please see Professor Profile at the Blackboard instructional site.

Course Schedule

Please see Course Schedule in the Course Syllabus area of the Blackboard instructional site.

Online Course Policies

All of the online courses taken by students are required to follow the policies posted online at <http://online.indianatech.edu/tech-policies/policies/>. Please review the posted policies carefully. If you are unable to abide by the policies listed, please contact the Warrior Information Network (WIN) at 888.832.4742 and request to withdraw from this course.

Textbook

Schmallegger, F. (2006). *Criminal law today: An introduction with capstone cases* (3rd ed.). Upper Saddle River, NJ: Pearson/Prentice Hall.

Grading Events & Grading Criteria

Unless otherwise specified, all assignments must be submitted via Blackboard

The following listed activities will become a part of the evaluation demonstrating your mastery of course materials:

Assignment	Event	Total
Course Preparation Quiz	1 @ 10	10
Tests	2 @100	200
Written Projects	2 @ 50	100
Discussion Board posts & responses	5 @ 20	100
Total		410

Exams

Exams may be a combination of multiple choice, true/false and essay questions. The final test will NOT be a cumulative test. It will consist of material covered after the first

test. Students will have a set amount of time to complete the tests. If the test is not completed in the set amount of time the students will not receive any points. You will need to read the text to fully understand the material. Cutting and pasting from the internet or copying from the text is plagiarism and will result in a failing grade. **DO NOT ATTEMPT TO TAKE A TEST FROM A TABLET OR PHONE.**

Discussion Board

Students are expected to have read the assigned materials prior to the scheduled class discussion and be able to intelligently respond to discussion questions. You are required to post at least THREE times. The first post should be an original thread posted by the date specified in the schedule that other students may comment. Your original thread is a *substantive post* that answers the question posed in not less than 150 words. The second and third posts will be in response to TWO fellow students and should be at least 50 words in length. Therefore, a simple one sentence "I agree..." statement will not suffice for full credit. Postings made too late for other students to consider and respond (i.e., at 15 minutes before the due time) may not receive full credit.

This is in place to encourage dialog between the students. Avoid "Net Jargon" and use proper English. For example, use "you" and not "u" when referring to another person. See the **Key Information Tab** about proper online interaction. This is a formal exercise; proper etiquette and grammar are necessary and will be a factor in grading.

Written Assignments - Topic Papers

The students will be presented with scenarios that require a resolution by the student based on information in the textbook. Grades for problems will be based on the student's ability to recognize and discuss the issue. Each assignment is worth 50 points. (50 points X 2 assignments = 100 total points). The ultimate answer is not as important as the student's ability to recognize the issues and apply the law to the facts in the scenario. The response should include a statement of the law relevant to the issue and application of that law to the facts. These answers should be at least 700 words, double-spaced 12 point font, one inch margins. Students shall reference the text at least FOUR (4) times in each paper and include a word count and bibliography (i.e., formal citation of the textbook) at the end of the paper. Internet sources will not be allowed. References must ONLY come from the text. However, the references must be independent (no doubling up of references).

Written assignments are designed to aid you in critically thinking about a variety of criminal justice topics and to get you engaged in the problem solving process. They may be utilized in the discussion board to stimulate dialogue and to prompt any questions you may have about the criminal justice system. Your responses should be thorough and scholarly. Avoid jargon and street language as you are completing each of the responses to these questions. For instance, "cop" is generally unacceptable, "police officer" is preferred. A person may be "mentally ill" or "legally insane," not "nuts".

Complete responses must be submitted by 11:59 P.M. EST pm the date due by posting through Blackboard. It is YOUR responsibility to make sure you have correctly attached

the file and submitted the work. You can do this by going into your grade book and clicking on the green asterisk (!) to see what files attached.

Scoring Rubric - 50 points total

- **Length, grammar construction of paper - 10 points**
Paper less than 700 words, poor grammatical usage, poor document construction - 0- 3 points.
Paper 700 + words, many grammatical problems, moderate document construction 4 - 6 points
Paper 700+ words, few grammatical problems, good paper construction 7 - 10 points
- **Theoretical Source work - 10 points**
No theoretical component, insufficient cites used, internet sources, no bibliography, theory cited not explained. Uses no references, the wrong references (internet, Wikipedia) or uses the same cite repeatedly. 0 - 3 points
Theoretical component lacking substance. Theory referenced but not explained mistakes with theory/citations. References not clearly marked. Some overlap on citations used. 4 - 6 points
Well cited, four references well marked in the text including page numbers, Citations/theory cited correctly. Bibliography well documented. 7-10 points
- **Critical thought 10 points**
No expansion of theory - no insight. Does not relate own experience/observations to paper. 0 - 3 points
Some expansion of theory - little to moderate insight. Relates experience somewhat accurately. 4-6 points
Expands theory to own experiences and observations. Questions/confirms text/citations with own insight. 7-10 points.
- **Fits Assignment Parameters 20 points**
Assignment not followed. Does not address topics as noted. 0 - 5 points
Follows some aspects of assignment, but does not address all topics sufficiently 5 - 15 points
Addresses all aspects of assignments and goes beyond parameters as spelled out in the assignment 15 - 20 points
- **Referencing examples:**
Direct – As stated by the Schmalleger, “At common law, all attempts were punishable as misdemeanors. (Schmalleger, pg. 117).
Indirect – Schmalleger (2006 pg. 117) notes that all attempts were punishable as misdemeanors at common law.
Bibliography page: Schmalleger, Frank (2006). *Criminal Law Today An Introduction with Capstone Cases, 3e*. Upper Saddle River, NJ: Pearson / Prentice Hall.
Internet sources and information will not be used.

Grading Scale

The following grading scale will be used to assign a grade at the end of the course:

Percentage Achieved	Grade	Percentage Achieved	Grade	Percentage Achieved	Grade
93% or above	A	80% or above	B-	70% or above	C-
90% or above	A-	77% or above	C+	60% or above	D
87% or above	B+	73% or above	C	Below 60%	F
83% or above	B				

Late Assignments

All assignments and required online activities are due according to the deadline listed in the course schedule. Granting deadline extension is the course instructor's autonomy.

Incompletes

If you are unable to complete the requirements for this course due to extenuating circumstances, an Incomplete grade (I) may be granted if you meet the general guidelines stated below.

General Guidelines for submitting a course incomplete request:

- More than 50% of the course session has elapsed.
- The student has encountered an unexpected situation that is beyond his or her control.
- The student is
 - in good academic standing -- up-to-date on all of the course assignments and has at least an overall passing grade,
 - able to complete all of the remaining coursework within a session (5 weeks for a undergraduate course and 6 weeks for a graduate course) that immediately follows the session the student is currently enrolled, and
 - able to provide support documentations to substantiate the need for extra time should a session is not enough to complete the course requirements.

If an Incomplete is granted, the instructor will set a deadline for all work to be completed. **The deadline cannot go past one (1) session.** All incomplete grades are subject to approval by the designated university authority.

Course Related Communication

Online courses are conducted in an accelerated format. Timely communication is very important. When receiving emails from your classmates or instructor, please respond as soon as you can.

Students are REQUIRED to use their Indiana Tech email account for all course related communication. The most direct, and effective, way to email your course instructor and classmates, is by using the Send Email function within the Blackboard course site. When

you use the Send Email function, you automatically receive a carbon copy of the email you sent. In the event when you need to substantiate your claim that you did email your classmates or instructor, you can show that carbon copy to the person(s) who requested it.

Please note that Blackboard only permits you to send email, it does not provide you with the check email function. All of the emails your classmates and instructor send to you will be delivered to your Indiana Tech email account. You are strongly encouraged to check your Indiana Tech email account regularly, preferably several times a week, to minimize the likelihood of miscommunication.

The University policy requires each online course instructor to respond to a student's email within 24 hours. Unless there is an extraneous situation that prevents the instructor from following this rule, you can expect to hear from the instructor within 24 hours. If you don't receive a reply within 24 hours, please do not hesitate to follow up with another email or forward the carbon copy of the email you sent to OnlineSupport@IndianaTech.edu with a note "Please help. It's been 24 hours and I have not heard from my instructor" and the University support staff will act on your behalf to contact your course instructor.