

CRJ 432-001 CRIMINAL JUSTICE PROCESS
Spring 2010
TTh 10-11:15am CBC 316

Instructor: Karu Hangawatte
Office: GUA 5120
Phone: 895-0243
Office Hours: TTh 11:30am-12:45pm or by appointment
Email: karu.hangawatte@unlv.edu

Required Text: Israel, Kamisar & LaFave, Criminal Procedure and the Constitution, 2009 ed., St. Paul, Minn.: West (2009).

Grading: 10% - Class attendance, participation and practice test
30% - Midterm Exam (Take home test - Date to be announced)
60% - Final Exam (In-class, open book) **Tuesday, May 4th at 10:10am.**

Objectives: This course will introduce students to the basic principles of constitutional criminal procedure through analysis of case law. Criminal procedure is an intriguing and practically important area of law that deals with the rights and duties of government and citizens as they pertain to law enforcement.

Another major objective of this course is to develop and sharpen critical thinking, case analytical and comprehension skills of students. We will analyze and discuss provisions of the U.S. Constitution that pertain to criminal process (mainly 4th, 5th, 6th, 8th and 14th Amendments) through case law. The students will be required to brief cases in class orally and to contribute to class discussion.

The purpose of exams in this course is twofold. That is, to test whether the student knows the material and has learned the material. I am more interested in the learning aspect than simply knowing the material. My grading policy will reflect this.

<u>DATE</u>	<u>SCHEDULE</u>	<u>READING ASSIGNMENT</u>
1/12	Orientation CRJ Process: An Overview	Ch. 1
1/14 to 21	The Concept of Due Process	Ch. 2
1/18 (Monday)	Martin Luther King Day	
1/26	The Right to Counsel	Chs. 5 & 17
1/28 to 2/04	The Exclusionary Remedy	Ch. 3.1

Practice Test (Take Home) (Date to be announced)

2/09 to 2/18	Protected Areas and Interests	Ch. 3.2
2/15 (Monday)	President's Day Recess	
2/23	Probable Cause	Ch. 3.3
2/25	Search Warrants and Arrest Warrants	Ch. 3.4
3/02 to 04	Warrantless Arrests and Search of Persons	Ch. 3.5

MIDTERM EXAM - Take Home Test

(Date to be announced)

3/09 to 18	Warrantless Searches of Premises, Vehicles and Containers	Ch. 3.6 & 3.7
3/23 to 25	Consent Searches	Ch. 3.10
3/29 to 4/03	Spring Break	
4/06 to 4/13	Stop and Frisk	Ch. 3.8
4/15 to 22	Police Interrogation and Confessions	Ch. 6
4/27 to 4/29	Review for Final Exam	
5/04 (Tuesday)	FINAL EXAM – 10:10am to 12:10pm (in-class, open book)	

Disclaimer Statement

Academic Misconduct – “Academic integrity is a legitimate concern for every member of the campus community; all share in upholding the fundamental values of honesty, trust, respect, fairness, responsibility and professionalism. By choosing to join the UNLV community, students accept the expectations of the Academic Misconduct Policy and are encouraged when faced with choices to always take the ethical path. Students enrolling in UNLV assume the obligation to conduct themselves in a manner compatible with UNLV’s function as an educational institution.”

An example of academic misconduct is plagiarism: “Using the words or ideas of another, from the Internet or any source, without proper citation of the sources.” See the “Student Academic Misconduct Policy” (approved December 9, 2005) located at: <http://studentlife.unlv.edu/judicial/misconductPolicy.html>.

Copyright –

The University requires all members of the University Community to familiarize themselves and to follow copyright and fair use requirements. **You are individually and solely responsible for violations of copyright and fair use laws. The university will neither protect nor defend you nor assume any responsibility for employee or student violations of fair use laws.** Violations of copyright laws could subject you to federal and state civil penalties and criminal liability, as well as disciplinary action under University policies. To familiarize yourself with copyright and fair use policies, you are encouraged to visit the following website: <http://www.unlv.edu/committees/copyright/>.

The instructor will fully enforce the UNLV policy concerning academic misconduct and cheating. Working with someone else on exams or other graded materials and turning in someone else’s work as your own are clear

examples of cheating. Plagiarism is copying word for word from an author without quoting that author or paraphrasing an author without citing the author. If you are suspected of cheating in this course, the instructor will file a formal complaint against you. Aside from getting an F in the course, other penalties for cheating include expulsion from UNLV and a designation on your permanent college transcript that you were found guilty of academic misconduct. Employers do not look kindly on cheaters.

Provisions for Disabilities

The Disability Resource Center (DRC) coordinates all academic accommodations for students with documented disabilities. The DRC is the official office to review and house disability documentation for students, and to provide them with an official Academic Accommodation Plan to present to the faculty if an accommodation is warranted. Faculty should not provide students accommodations without being in receipt of this plan.

UNLV complies with the provisions set forth in Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990, offering reasonable accommodations to qualified students with documented disabilities. If you have a documented disability that may require accommodations, you will need to contact the DRC for the coordination of services. The DRC is located in the Student Services Complex (SSC), Room 137, and the contact numbers are: Voice (702) 895-0866, TTY (702) 895-0652, fax (702) 895-0651. For additional information, please visit: <http://studentlife.unlv.edu/disability/>.

Missed Class(es)/Student – *As a general rule, a student missing a class or laboratory assignment because of observance of a religious holiday shall have the opportunity to make up missed work. Students must notify the instructor of anticipated absences by the last day of late registration, January 16, 2009, to be assured of this opportunity. Faculty may give students an additional week, but are encouraged to set a clear deadline.*

NOTE: *Students who represent UNLV at any official extracurricular activity shall also have the opportunity to make up assignments, but the student must provide official written notification to the instructor no less than one week prior to the missed class(es).*

This policy shall not apply in the event that completing the assignment or administering the examination at an alternate time would impose an undue hardship on the instructor or the university that could reasonably have been avoided. There should be good faith effort by both faculty and student to come to a reasonable resolution. When disagreements regarding this policy do arise, they can be appealed to the department chair/unit director, college/school dean, and/or the Faculty Senate Academic Standards Committee.

For purposes of definition, extracurricular activities may include, but are not limited to; band, drama, intercollegiate athletics, recruitment, and any other activity sanctioned by a college/school dean, and/or the Executive Vice President and Provost.

Rebelmail – *By policy, faculty and staff should e-mail students' Rebelmail accounts only. Rebelmail is UNLV's official e-mail system for students. It is one of the primary ways students receive official university communication. All UNLV students receive a Rebelmail account after admission to the university. Non-admitted students should contact the Student Help Desk at (702) 895-0761, in the Student Union Room 231, or by e-mail: studenthelp@unlv.edu. See <http://rebelmail.unlv.edu/> for additional information.*

UNLV Writing Center –

One-on-one or small group assistance with writing is available free of charge to UNLV students at the Writing Center, located in CDC-3-301. Although walk-in consultations are sometimes available, students with appointments will receive priority assistance.

Appointments may be made in person or by calling 895-3908. The student's Rebel ID Card, a copy of the assignment (if possible), and two copies of any writing to be reviewed are requested for the consultation. More information can be found at: <http://writingcenter.unlv.edu/>