



Please, click on the following link to access A&M-Commerce Covid 19 Information, <https://new.tamuc.edu/coronavirus/>

CJ 1306-71 W

COURSE SYLLABUS: Fall 2021

INSTRUCTOR INFORMATION

Instructor: Jana Miller
Office Location: None
Office Hours: As Needed
Office Phone: (903)257-8765
Office Fax: As Needed
University Email Address: Jana.Miller@tamuc.edu or jmiller@navarrocounty.org
Preferred Form of Communication: Email, Text, Phone Call
Communication Response Time: 24 hours

COURSE INFORMATION

Materials – Textbooks, Readings, Supplementary Readings

Textbook(s) Required: *America's courts and the criminal justice system*. Newbauer, David and Fradella, Henry R. 12th ed. Wadsworth-Cengage Learning. 2017
ISBN-10: 1-305-26105-4
ISBN-13: 978-1-305-26105-1
Software Required: None
Optional Texts and/or Materials: None

Course Description

This course is designed to assist you in obtaining a basic understanding of the process of criminal procedure. Criminal Procedure is the “how” of the criminal justice system. It is the body of rules that guide the conduct of criminal justice officials from the point of contact between a police officer and a suspect to the time at which a convicted offender

The syllabus/schedule are subject to change.

is sentenced by a judge or jury. The course will include a discussion of the constitutional rules and case law as they apply to the rights of suspects and defendants

Student Learning Outcomes:

1. Identify the major actors in the U.S. criminal court system and differentiate their roles and responsibilities
2. Describe the structure of the U.S. criminal court system and its foundation in criminal law
3. Discuss the key issues relating to the Fourth, Fifth, Sixth, Eighth and Fourteenth Amendment as they apply to criminal procedure.
4. Identify the impact of criminal law and procedure on U.S. criminal court practices
5. Evaluate racial disparity issues in the U.S. criminal court system

COURSE REQUIREMENTS

Minimal Technical Skills Needed

Browser support

D2L is committed to performing key application testing when new browser versions are released. New and updated functionality is also tested against the latest version of supported browsers. However, due to the frequency of some browser releases, D2L

Instructional Methods

Every effort will be made to provide the best possible learning experience for students by blending lectures/PowerPoints, discussions, and appropriate reading assignments. We will be discussing many current, interesting, and often controversial subjects. Thus, a mature attitude is assumed of all students. **Do NOTHING that will interfere with anyone else's opportunity to learn in this class. Disruptive Behavior of any kind will not be tolerated.**

Student Responsibilities

The syllabus/schedule are subject to change.

GRADING

PARTICIPATION: It is essential to actively participate in all discussion boards as this is our “class room”. Projects and Discussions are designed to supplement the book, not repeat it. Many items will be discussed in the discussion boards which are not in the book. **Study guides are not provided** for any exams.

GRADES: Final grades will be based on the grid below

Assignment Type	# of Assignments	Point Value	Total Points
Exams	4	100	400
Criminal Trial Power Point	1	200	200
Discussion	14	20	280
		TOTAL	880

**Final grades in this course will be based on the following scale:
Total points possible for the semester = 880**

A = 90% - 100% (880-792 pts)
B = 80% - 89% (791-704pts)
C = 70% - 79% (703-616 pts)
D = 60% - 69% (615-528pts)
F = Below 60% (>614 pts)

You will find your course grades in the gradebook located in D2L. This gradebook will keep a ‘real-time’ accounting of the points you earn on assignments for this class. In this way, you may track your progress in this course throughout the course of the semester.

Manual Grades will be posted in your gradebook as quickly as possible. If you believe you are missing a grade please email, call or text immediately.

The syllabus/schedule are subject to change.

TECHNOLOGY REQUIREMENTS

LMS

All course sections offered by Texas A&M University-Commerce have a corresponding course shell in the myLeo Online Learning Management System (LMS). Below are technical requirements

LMS Requirements:

<https://community.brightspace.com/s/article/Brightspace-Platform-Requirements>

LMS Browser Support:

https://documentation.brightspace.com/EN/brightspace/requirements/all/browser_support.htm

YouSeeU Virtual Classroom Requirements:

<https://support.youseeu.com/hc/en-us/articles/115007031107-Basic-System-Requirements>

ACCESS AND NAVIGATION

You will need your campus-wide ID (CWID) and password to log into the course. If you do not know your CWID or have forgotten your password, contact the Center for IT Excellence (CITE) at 903.468.6000 or helpdesk@tamuc.edu.

Note: Personal computer and internet connection problems do not excuse the requirement to complete all course work in a timely and satisfactory manner. Each student needs to have a backup method to deal with these inevitable problems. These methods might include the availability of a backup PC at home or work, the temporary use of a computer at a friend's home, the local library, office service companies, Starbucks, a TAMUC campus open computer lab, etc.

COMMUNICATION AND SUPPORT

If you have any questions or are having difficulties with the course material, please contact your Instructor.

Technical Support

If you are having technical difficulty with any part of Brightspace, please contact Brightspace Technical Support at 1-877-325-7778. Other support options can be found here:

<https://community.brightspace.com/support/s/contactsupport>

The syllabus/schedule are subject to change.

Interaction with Instructor Statement

COURSE AND UNIVERSITY PROCEDURES/POLICIES

Course Specific Procedures/Policies

Syllabus Change Policy

The syllabus is a guide. Circumstances and events, such as student progress, may make it necessary for the instructor to modify the syllabus during the semester. Any changes made to the syllabus will be announced in advance.

University Specific Procedures

Student Conduct

All students enrolled at the University shall follow the tenets of common decency and acceptable behavior conducive to a positive learning environment. The Code of Student Conduct is described in detail in the [Student Guidebook](#).

<http://www.tamuc.edu/Admissions/oneStopShop/undergraduateAdmissions/studentGuidebook.aspx>

Students should also consult the Rules of Netiquette for more information regarding how to interact with students in an online forum:

<https://www.britannica.com/topic/netiquette>

TAMUC Attendance

For more information about the attendance policy please visit the [Attendance](#) webpage and [Procedure 13.99.99.R0.01](#).

<http://www.tamuc.edu/admissions/registrar/generalInformation/attendance.aspx>

<http://www.tamuc.edu/aboutUs/policiesProceduresStandardsStatements/rulesProcedures/13students/academic/13.99.99.R0.01.pdf>

Academic Integrity

Students at Texas A&M University-Commerce are expected to maintain high standards of integrity and honesty in all of their scholastic work. For more details and the definition of academic dishonesty see the following procedures:

[Undergraduate Academic Dishonesty 13.99.99.R0.03](#)

The syllabus/schedule are subject to change.

[Undergraduate Student Academic Dishonesty Form](#)

<http://www.tamuc.edu/aboutUs/policiesProceduresStandardsStatements/rulesProcedures/documents/13.99.99.R0.03UndergraduateStudentAcademicDishonestyForm.pdf>

[Graduate Student Academic Dishonesty Form](#)

<http://www.tamuc.edu/academics/graduateschool/faculty/GraduateStudentAcademicDishonestyFormold.pdf>

<http://www.tamuc.edu/aboutUs/policiesProceduresStandardsStatements/rulesProcedures/13students/undergraduates/13.99.99.R0.03UndergraduateAcademicDishonesty.pdf>

Students with Disabilities-- ADA Statement

The Americans with Disabilities Act (ADA) is a federal anti-discrimination statute that provides comprehensive civil rights protection for persons with disabilities. Among other things, this legislation requires that all students with disabilities be guaranteed a learning environment that provides for reasonable accommodation of their disabilities. If you have a disability requiring an accommodation, please contact:

Office of Student Disability Resources and Services

Texas A&M University-Commerce

Velma K. Waters Library Rm 162

Phone (903) 886-5150 or (903) 886-5835

Fax (903) 468-8148

Email: studentdisabilityservices@tamuc.edu

Website: [Office of Student Disability Resources and Services](#)

<http://www.tamuc.edu/campusLife/campusServices/studentDisabilityResourcesAndServices/>

Nondiscrimination Notice

Texas A&M University-Commerce will comply in the classroom, and in online courses, with all federal and state laws prohibiting discrimination and related retaliation on the basis of race, color, religion, sex, national origin, disability, age, genetic information or veteran status. Further, an environment free from discrimination on the basis of sexual orientation, gender identity, or gender expression will be maintained.

Campus Concealed Carry Statement

Texas Senate Bill - 11 (Government Code 411.2031, et al.) authorizes the carrying of a concealed handgun in Texas A&M University-Commerce buildings only by persons who

The syllabus/schedule are subject to change.

have been issued and are in possession of a Texas License to Carry a Handgun. Qualified law enforcement officers or those who are otherwise authorized to carry a concealed handgun in the State of Texas are also permitted to do so. Pursuant to Penal Code (PC) 46.035 and A&M-Commerce Rule 34.06.02.R1, license holders may not carry a concealed handgun in restricted locations.

For a list of locations, please refer to the [Carrying Concealed Handguns On Campus](#) document and/or consult your event organizer.

Web url:

<http://www.tamuc.edu/aboutUs/policiesProceduresStandardsStatements/rulesProcedures/34SafetyOfEmployeesAndStudents/34.06.02.R1.pdf>

Pursuant to PC 46.035, the open carrying of handguns is prohibited on all A&M-Commerce campuses. Report violations to the University Police Department at 903-886-5868 or 9-1-1.

COURSE OUTLINE / CALENDAR

Schedule

This schedule is tentative and I reserve the right to modify it, with notice, as needed during the semester. Please be advised that we will cover several chapters every week in the order they appear in your text. In the case of weeks where multiple chapters are covered much of the material represents materials included in other courses such as Introduction to Criminal Justice and thus, this will be a review, clarification and emphasis on certain key concepts. All alterations to the schedule will be announced in class and posted as an announcement in e-college and it is your responsibility to be aware of these changes.

Every effort will be made to adhere to the course schedule as noted below. However, unforeseen circumstances may require changes to the schedule. In that case, changes will be announced via University Email and in Announcements. The professor reserves the right to change the schedule if necessary and depending on the progress of the class. I highly recommend that you follow the schedule outlined below VERY CAREFULLY so that you are sure to complete readings as assigned and turn your assignments in on time.

Please note that all discussions/comments/assignments are due by 11:30PM CST in eCollege on the day they are due as outlined in the syllabus. Please note that this course runs on a **Monday-Sunday Schedule. Please follow the calendar for due dates.**

The syllabus/schedule are subject to change.

Important dates are listed below:

COURSE OUTLINE / CALENDAR		
Week	Topic	Assignment
1~ 08.20.2021-08.29.2021	Course Review Syllabus <i>Courts, Crime, Controversy</i>	Read Chapter 1 Introduction Due Discussion Board
2~08.30.2021-09.05.2021	Law and Crime	Read Chapter 2 Discussion Board
3~09.06.2021-09.12.2021	Federal Courts State Courts	Read Chapters 3 & 4 Discussion Board
4~09.13.2021-09.19.2021	Exam- 1	Chapters 1-4 Exam
5~ 09.20.2021-09.26.2021	The Dynamics of Courthouse Justice Prosecutors	Read Chapters 5 & 6 Discussion Board
6~09.27.2021-10.03.2021	Defense Attorneys Judges	Read Chapters 7 & 8 Discussion Board
7~10.04.2021-10.10.2021	Defendants, Victims and Witnesses	Read Chapter 9 Discussion Board
8~10.11.2021-10.17.2021	From Arrest and Bail through Arraignment	Read Chapter 10 Discussion Board
9~10.18.2021-10.24.2021	Disclosing and suppressing Evidence	Read Chapter 11 Discussion Board
10~10.25.2021-10.31.2021	Exam 2	Chapters 5-10 Exam
11~11.01.2021-11.07.2021	Negotiated Justice and the Pleas of Guilty	Read Chapter 12 Discussion Board
12~11.08.2021-11.14.2021	Trials and Juries	Read Chapter 13 Discussion Board
13~11.15.2021-11.21.2021	Exam 3	Chapters 11-13 Exam
14~11.22.2021-11.28.2021	Sentencing Options Sentencing Decisions	Read Chapter 14 Read Chapter 15 Discussion Board
15~11.29.2021-12.05.2021	Appellate and Habeas Corpus Review Juvenile Courts Power Points Due @ 11:30PM	Read Chapter 16 Read Chapter 17 Discussion Board
16~12.06.2021-12.12.2021	EXAM 4	Chapters 14-17 Exam

The syllabus/schedule are subject to change.

Introduction/Discussion Posts: 14 discussion posts @ 20 points each = 280 course points, (10 points for original comment, 5 points for each of 2 replies to classmates, MANDATORY FOR FULL CREDIT)

The Introduction (Week 1) is a chance for you to ‘meet’ your colleagues (although most of you likely know each other by now) in the class and an opportunity to introduce yourself to your professor. You will also be **required** to answer a course-related question, weekly (Discussion Board). Specific instructions on what to post are available when you click on “Introduction” in each week. The Introductory post is ALWAYS due on the Wednesday of each week and ALWAYS due by 11:30 PM.

The Discussions are directly related to the assigned readings. Upon completion of the assigned readings, you are expected to engage in an ongoing discussion/debate with your classmates. Your contributions to the discussion forums will be graded for quality and a detailed analysis linking the material to a critical appraisal of theory, policy, and practice. The introduction of outside materials is not mandatory (unless otherwise noted in the discussion topic assignment), but is highly recommended. In all cases, students must cite in-text and provide a full bibliography/works cited at the end of their post for all citations mentioned in the post. If you can add current news which relates to the post, that would be beneficial.

The “original” or first post should be the equivalent of about 1 page in length or a minimum of 250 words. The specific discussion assignment is located in each unit Week by clicking on the Discussion link. Posts are due by 11:30 PM CST on Wednesday. **Original posts are worth 10 points.**

Comment Posts: (comments are **5 points each**/ out of the 20 points given for DB)

Comment posts are responses you make to the discussion posts that you and your classmates post each week. You are **required** to make **a minimum of two comments** each week. I would strongly encourage you to engage your colleagues well past the two-comment minimum in order to maximize your opportunity for meaningful discussion and learning.

Comment posts should be meaningful. Merely agreeing or disagreeing with a classmate will not be looked upon favorably and **will result in a loss of points**. A meaningful post is one which moves the discussion forward in some substantive way through providing one’s perspective, additional information through research, or reframing the discussion in some new way. You are expected to engage in an ongoing discussion/debate with your classmates. Your comments will be graded for quality, and relevance. Your comments will also be graded based on your ability to engage in critical thinking. Students must provide one outside source for at least one comment that they make. All posts will be graded for spelling and grammar as well.

The syllabus/schedule are subject to change.

All comment posts to your colleagues are due by 11:30 PM CST on Sundays.

EXAMINATIONS: There will be 4 examinations worth 100 points each. The exams will include multiple choice, true/false and short answer questions. There may be essay questions as well. These questions require a minimum of 3 paragraphs for full credit. The exams are scheduled in the course outline. Adjust your schedule now--do not make plans which conflict with exam dates! If you miss one of the exams for an **excused** reason, you will take the make-up exam as soon as possible.

All exams will be taken online via D2L.

Exam grades will be posted on your gradebook on D2L. Due to the fact your exams will be essay format, the grades will be posted once I manually grade them. I should be able to get them all graded within one week. Depending on how many students are in the course.

Course Project:

The student will also conduct one well thought out Power Point presentation. The student will need to present arguments during a criminal trial from the position of the prosecution or defense: Each student will need to provide items in bold-see below. Students who have a last name that begins with the letters **A-L will present arguments from the prosecution perspective.** Students who have the last name that begins with the letters **M-Z will present arguments from the defense perspective.** The following is the case for this project. This project is worth 200 points. Please be creative. You may use humor, pictures, colors, whatever you think will ADD to your power point. I love humor FYI. Please watch your spelling and grammar. This will be graded just like a research paper, so make sure you use correct grammar and spelling. Your Power Points should be emailed to my **college email.** Have some fun with them. You may turn them in at any time throughout the semester. This will be your FINAL.

Course Project: Case to be reviewed:

Two men in Philadelphia are still on the run after driving a stolen SUV into a family selling fruit for their church, killing three young children.

The AP reports that two men carjacked a woman at gunpoint and forced her into the back seat of her Toyota 4Runner. They spun out of control only a mile away, crashing into a family selling fruit at a stand on a street corner.

Philadelphia Homicide Captain John Clark confirmed that the slain children were 7, 10, and 15 years old. Police commissioner Charles Ramsey issued a statement, saying:

The syllabus/schedule are subject to change.

"There are no words to describe how I feel right now, but we do need to find these two guys."

Fox reports that the 34-year-old mother of the children is in critical condition, and the 45-year-old carjacking victim is in guarded condition.

As police continue their search, over \$100,000 in rewards are being offered for the capture of the two men.

After months of searching, the two suspects are located. (You may choose the rest of the information for your power point)

The mother of the children will never walk again due to injuries she sustained. The 45-year-old victim died several months after the incident due to her injuries.

******You must charge the two suspects based on what occurred in the above paragraph and depending on the first letter of your last name you will either defend your clients from these charges or prosecute them for the charges you have chosen. ******

■ A criminal trial has several phases:

■ **Jury selection** - A pool of potential jurors is gathered, and asked a number of questions. The prosecution and defense each can choose to exclude a certain number of people from the jury.

- Prosecutor- Who is the "ideal" juror to help you solidify your case against the defendants? Why?
 - Who do you try to avoid having on your jury? Why?
- Defense- Who is the "ideal" juror to help your client "beat the charges?" Why?

■ **Opening statements** - Each side presents an overview of the case, from their perspective. The prosecution goes first, followed by the defense.

- Prosecutor- Your responsibility is to provide evidence beyond a reasonable doubt that the 2 defendants are guilty of murder.
- Defense- Your responsibility is to provide evidence your clients are not guilty of murder.

■ **Witness testimony** - Each side can call witnesses and ask those questions about the case and/or the defendant. First, the prosecution calls their witnesses, who can then be cross examined by the defense. Then, the defense calls their witnesses, who can be cross examined by the prosecution.

- Prosecutor- What questions would you ask the witnesses? Why (rationale for the question)?

The syllabus/schedule are subject to change.

- Defense- Would you call any witnesses? If so, who and why?
 - Do you allow your clients to testify on their behalf? Why, why not? If so, what questions would you ask them?
- Both- What questions would you ask during cross examination?

■**Closing arguments** - The prosecution, and then the defense, make a brief statement summarizing their side of the case.

- Prosecutor- Closing argument.
- Defense- Closing argument.

■**Jury Instruction** - The judge addresses the jurors, explaining to them the crime the defendant was charged with, and the legal standard they must apply when deciding whether the defendant is guilty or not guilty of committing that crime.

■**Verdict** - The jury weighs the evidence presented, applies the proper legal standard, and decides whether the defendant is guilty or not guilty.

The power point needs to be at least 15 slides not to include an introductory slide or the works cited slide. Be creative, but be sure to answer all of the questions thoroughly. I love humor so please, have fun with this. Just make sure you get all the above bold items included. Please add your own information to whatever information is not included.

Counseling Center Services

The Counseling Center at A&M-Commerce, located in the Halladay Building, Room 203, offers counseling services, educational programming, and connection to community resources for students. Students have 24/7 access to the Counseling Center's crisis assessment services by calling 903-886-5145. For more information regarding Counseling Center events and confidential services, please visit www.tamuc.edu/counsel

The syllabus/schedule are subject to change.

The syllabus/schedule are subject to change.