

## COURSE SYLLABUS

### POLITICAL SCIENCE 324: CRIMINAL LAW & PROCEDURE

Fall 2023

(3 semester hours)

Online Course

Live Lecture: Wednesdays, 7:20 –10:00 PM

**Instructor:** Noble Walker  
**Office Hours:** Available for consultation by appointment.  
**Office Phone:** (903) 408-4180 – Office Number  
(903) 456-4686 – Cell Number  
**Email:** [noble.walker@tamuc.edu](mailto:noble.walker@tamuc.edu)

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#### Required Texts

Criminal Law and Procedure - Daniel E. Hall, J.D., Ed.D  
Publisher – Cengage  
ISBN - 9780357619339

#### Texas Penal Code

HTML version at: <https://statutes.capitol.texas.gov/>

PDF version at: <https://statutes.capitol.texas.gov/Docs/SDocs/PENALCODE.pdf>

#### Texas Code of Criminal Procedure

HTML version at: <https://statutes.capitol.texas.gov/>

PDF version at:  
<https://statutes.capitol.texas.gov/Docs/SDocs/CODEOFCRIMINALPROCEDURE.pdf>

#### Course Description

This course focuses on legal principles governing criminal law including culpability/mental states, defenses to criminal responsibility, punishments, offenses against persons and property, offenses against public order and decency, offenses against public health, safety, and morals, organized crime, and drug offenses. Additionally, the course will focus on criminal procedure principles including courts and criminal jurisdiction, habeas corpus, venue, arrests with/without warrants, search warrants, 4<sup>th</sup> amendment search and seizure issues, bail, grand jury proceedings, and indictments/information.

#### Course Objectives/Goals

The objective/goal of this course is to provide students with a general overview of criminal law and procedure and to expose students to the role and ethical obligations of Judges, Courts, Prosecutors, Defense Attorneys, and Peace Officers. Students should be able to

demonstrate comprehension/understanding of these areas through classroom discussion, writing assignments, and test results. Students will also research criminal issues/cases to be presented by the Instructor then draft office briefs/memos/pleadings concerning the same.

### **Attendance/Participation Policy**

You are expected to know how to navigate and use the D2L platform by utilizing the trainings made available to you by the University. Additionally, you are expected to navigate, and use ZOOM to participate in live lectures and/or review recorded live lectures. You are expected to attend and participate in the online live lectures each week.

In addition, you are required to participate in the discussion each week you have assigned readings. You must prepare for the discussion by reading ALL the material assigned. Questions may be posted related to each topic the week readings are assigned. You must thoughtfully respond to any posted questions. Short posts unsupported by information in the readings may be given ZERO points.

### **Grading Policy**

***Lectures and Discussion:*** This class will be taught using the Socratic Method as well as lecture. You may be called on at any time and are expected to be fully prepared to discuss the assigned reading material during the live lectures and in the online discussions. This is a cumulative grade over the course of the semester.

***Assignments:*** You are also responsible for completing the assignments listed in this syllabus. The assignments may be found within the chapters of the textbook and in handouts I may provide to you.

All assignments must have a cover page indicating the following: your name, class, chapter, and name of the assignment (as it appears in the syllabus), and date the assignment is due. A deduction of 10 points will be assessed to all assignments turned in without a cover page. You will submit your assignments in the dropbox provided to you in the D2L platform and/or via email to the Instructor.

All written work will be graded not only on content, but also on writing style, including punctuation and grammar.

***Late work:*** You are expected to submit assignments on time. **Written work turned in late will receive a deduction of 10 points for each day it is late.** Exceptions will be granted only under the most extreme, verifiable circumstances after receiving approval from the Instructor.

***Exams:*** The examinations will primarily consist of multiple choice, true/false, definition, and short answer questions and essay. Any collaboration with other students with regards to the substance of the exams will result in a failing grade.

Your grade will be calculated according to the following formula:

Assignments	25 points
1 <sup>st</sup> Exam	25 points
2 <sup>nd</sup> Exam	25 points
Final Exam	<u>25 points</u>
TOTAL	100 points

Grade Distribution is as follows:

A = 90-99

B = 80-89

C = 70-79

D = 60-69

F = 59 and below

*(No extra credit work will be allowed)*

### **Plagiarism Statement**

Many people think of plagiarism as copying another's work or borrowing someone else's original ideas. But terms like "copying" and "borrowing" can disguise the seriousness of the offense:

#### **According to the Merriam-Webster Online Dictionary, to "plagiarize" means**

1. to steal and pass off (the ideas or words of another) as one's own
2. to use (another's production) without crediting the source
3. to commit literary theft
4. to present as new and original an idea or product derived from an existing source.

In other words, plagiarism is an act of fraud. It involves both stealing someone else's work and lying about it afterward.

#### **But can words and ideas really be stolen?**

According to U.S. law, the answer is yes. The expression of original ideas is considered intellectual property, and is protected by copyright laws, just like original inventions. Almost all forms of expression fall under copyright protection as long as they are recorded in some way (such as a book or a computer file).

#### **All of the following are considered plagiarism:**

- turning in someone else's work as your own
- copying words or ideas from someone else without giving credit
- failing to put a quotation in quotation marks
- giving incorrect information about the source of a quotation
- changing words but copying the sentence structure of a source without giving credit
- copying so many words or ideas from a source that it makes up the majority of your work, whether you give credit or not (see our section on "fair use" rules)

Most cases of plagiarism can be avoided, however, by citing sources. Simply acknowledging that certain material has been borrowed and providing your audience with the information necessary to find that source, is usually enough to prevent plagiarism. If you have retained the essential idea of an original source, and have not cited it, then no matter how drastically you may have altered its context or presentation, you have still plagiarized.”  
([www.plagiarism.org](http://www.plagiarism.org))

**If you plagiarize, you will receive a ZERO for the assignment in question. Additionally, the Instructor reserves the right to give you an F in the course. The matter will be referred to the Office of the Dean of the College of Humanities, Social Sciences, and Arts.**

### **Student Conduct and Etiquette**

All students enrolled at the University shall follow the tenets of common decency and acceptable behavior conducive to a positive learning environment. (See Student’s Guide Handbook, Policies and Procedures, Conduct). You are expected to always exhibit respect for the Instructor and fellow students. Failure to adhere to these policies may result in removal from online course. Please be respectful of others’ opinions even if you do not agree with them. I look forward to a variety of thoughts and opinions and I want you to express yourselves, but please be respectful.

### **Disability 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 accommodation, please contact:

**Office of Student Disability Resources and Services**  
**Texas A&M University – Commerce**  
**Gee Library**  
**Room 132**  
**Phone: (903)886-5150 or (903)886-5835**  
**Fax: (903)468-8148**  
**[StudentDisabilityServices@tamuc.edu](mailto:StudentDisabilityServices@tamuc.edu)**

### **Nondiscrimination Statement**

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 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 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 <http://www.tamuc.edu/aboutUs/policiesProceduresStandardsStatements/rulesProcedures/34SafetyOfEmployeesAndStudents/34.06.02.R1.pdf> (and/or consult your event organizer). 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 call 9-1-1.

## **Counseling Center**

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](http://www.tamuc.edu/counsel).

## **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](https://documentation.brightspace.com/EN/brightspace/requirements/all/browser_support.htm)

## **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](mailto: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, 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>

### **TENTATIVE COURSE READINGS, ASSIGNMENTS, AND TESTING DATES**

*The Instructor reserves the right to amend, modify, or alter this syllabus as may be necessary.*

**\*\*\* Please note assignments have not yet been added to this syllabus \*\*\***

#### **Tentative Course Schedule**

##### Week 1

08/30 Chapters 1 & 2: Introduction to the Legal System of the United State & Introduction to Criminal Law

##### Week 2

09/06 Chapter 3: The Ingredients of Crime: Thinking and Acting

##### Week 3

09/13 Chapter 4: Crimes Against the Person

##### Week 4

09/20 Chapter 5: Crimes Involving Property - Review for First Exam

##### Week 5

09/27 **First Exam**

##### Week 6

10/04 Chapters 6 & 7: Crimes Against the Public & Parties and Incomplete Crimes (Will only cover certain sections of chapters, to be announced)

Week 7

10/11 Chapter 8: Factual and Legal Defenses

Week 8

10/18 Chapters 10 & 11: The Criminal Justice System & The Constitution and Criminal Procedure (Will only cover certain sections of chapters, to be announced) – Review for Second Exam

Week 8

10/25 **Second Exam**

Week 9

11/01 Chapter 12: Searches and Seizures: Fundamentals

Week 10

11/08 Chapter 13: Searches and Seizures: Exceptions

Week 11

11/15 Chapter 14: Interrogation, Surveillance, and Forensic Practices

Week 12

11/22 **NO CLASS – HAPPY THANKSGIVING**

Week 13

11/29 Chapter 15: The Pretrial Process  
**ALL WRITING ASSIGNMENTS DUE ON OR BEFORE THIS DATE.**

Week 14

12/06 Chapter 16: Trial – Review for Final Exam

Week 15

12/13 **Final Exam**