

Syllabus for
GOV 453—Criminal Procedure
3 Credit Hours
Fall 2008

I. COURSE DESCRIPTION

Explores and explains the criminal justice process, examining the accused's rights under the Bill of Rights, as well as the roles of the prosecuting and defense attorneys and the federal judicial system.

Prerequisites: None

II. COURSE GOALS

This course is one in a series that will help prepare Christian students for law school. Upon successful completion of this course, the student will have a good understanding of the relationship between two of the dominant tensions in a democratic society, that is, the natural rights and freedoms with which the Creator endows the individual, and government's need to regulate conduct in order to ensure a peaceful and well-ordered society.

III. STUDENT LEARNING OUTCOMES FOR THIS COURSE

A. Terminal Objectives

As a result of successfully completing this course, the student will be able to do the following:

1. Discuss how in writing, in an oral presentation, etc. the Bill of Rights relates to individual freedoms.
2. Discuss the how, in writing in an oral presentation, etc. United States Supreme Court's major decisions interpreting the Fourth, Fifth, Sixth, Eighth and Fourteenth Amendments to the United States Constitution

B. Unit Objectives

As a result of successfully completing this unit, the student will be able to do the following:

1. Write an essay to show their ability to express themselves in the form of an essay.
2. Take an examination to show a knowledge of the information presented in the course.

IV. TEXTBOOKS AND OTHER LEARNING RESOURCES

A. Required Materials

1. Scheb, John. *Criminal Law and Procedure*, 6th ed. Belmont, CA:
Thomson
Wadsworth, 2007. ISBN 0495095484.
2. Other
None

B. Optional Materials

1. Textbooks
None
2. Other
None

V. POLICIES AND PROCEDURES

A. University Policies and Procedures

1. Attendance at each class or laboratory is mandatory at Oral Roberts University.
Excessive absences can reduce a student's grade or deny credit for the course.
2. Students taking a late exam because of an unauthorized absence are charged a late exam fee.
3. Students and faculty at Oral Roberts University must adhere to all laws addressing the ethical use of others' materials, whether it is in the form of print, video, multimedia, or computer software. By submitting an assignment in any form, the student gives permission for the assignment to be checked for plagiarism, either by submitting the work for electronic verification or by other means.
4. Final exams cannot be given before their scheduled times.
Students need to check the final exam schedule before planning return flights or other events at the end of the semester.
5. Students are to be in compliance with University, school, and departmental policies regarding ePortfolio requirements. Students should consult the ePortfolio handbooks for requirements regarding general education and the students' majors.
 - a. The penalty for not submitting electronically or for incorrectly submitting an ePortfolio artifact is a zero for that assignment.
 - b. By submitting an assignment, the student gives permission for the assignment to be assessed electronically.

B. Course Policies and Procedures

1. Evaluation Procedures
 - a. Class participation (10%)- The course will be taught with a moderate Socratic method. All students will be expected to be prepared to discuss the reading assignment for every class.
 - b. Midterm examination (30%)- There will be one midterm examination, which will require the students to compose their answers in essay form.

- c. Written assignment (20%)- One essay will be required. It will be written on a subject to be assigned, relating to the material studied during the course.
- d. Final examination (40%)- The final examination will be comprehensive and will be in essay form.
- e. Plagiarism
 The *American Heritage Dictionary* defines plagiarism as “to steal and use (the ideas or writings of another) as one’s own.”
 - i. In standard academic practice, this means if you copy any more than three consecutive words written or spoken by another you must acknowledge the source of these words by using a footnote, and by either enclosing the words in quotation marks, or (if a longer quotation) uniformly indenting and single-spacing the material.
 - ii. Correct form for footnotes, bibliography, and so on, is found in Kate L. Turabian, *A Manual for Writers of Term Papers*.
 - iii. Plagiarism will not be tolerated, whether accidental or intentional.
 - iv. The automatic minimum penalty for it will be an “F” on the paper or other assignment involved; more typically, an “F” for the course is assessed. If done by intent, the additional disciplinary proceedings are likely, up to and including expulsion from the University.

- 2. ePortfolio Requirements
None
- 3. Other Policies and/or Procedures
None

VI. COURSE CALENDAR

<u>WEEK</u>	<u>TOPIC</u>	<u>READING</u>
1.	Federal vs. State Systems, Jurisdictions	
2.	Satutes and Notice, Due Process	
3.	Burden of Proof, Venue, Parties,	
4.	Searches –Standing, Warrants, Probable Cause	
5.	Probable Cause, Arrest, Excessive Force	
6.	Mid-term examination	
7.	Fall break	Sat. Oct. 11-19, 2008
8.	Identification, DNA, Discovery	
9.	Mental Status, Intent	
10.	Evidence and Interrogation	
11.	Guest Speaker	
12.	Trial	
13.	Juries	
14	Sentencing, 8 th Amendment	
15	Appeals, Supreme Court Jurisprudence	
	Final examination TBA	

Course Inventory for ORU's Student Learning Outcomes

(GOV 453 -- Criminal Procedure)

(Fall 2008)

This course contributes to the ORU student learning outcomes as indicated below:

Significant Contribution – Addresses the outcome directly and includes targeted assessment.

Moderate Contribution – Addresses the outcome directly or indirectly and includes some assessment.

Minimal Contribution – Addresses the outcome indirectly and includes little or no assessment.

No Contribution – Does not address the outcome.

The Student Learning Glossary at <http://ir.oru.edu/doc/glossary.pdf> defines each outcome and each of the proficiencies/capacities.

OUTCOMES & Proficiencies/Capacities	Significant Contribution	Moderate Contribution	Minimal Contribution	No Contribution
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1	Outcome #1 – Spiritually Alive Proficiencies/Capacities				
1A	Biblical knowledge		X		
1B	Sensitivity to the Holy Spirit		X		
1C	Evangelistic capability		X		
1D	Ethical behavior	X			

2	Outcome #2 – Intellectually Alert Proficiencies/Capacities				
2A	Critical thinking	X			
2B	Information literacy	X			
2C	Global & historical perspectives	X			
2D	Aesthetic appreciation			X	
2E	Intellectual creativity		X		

3	Outcome #3 – Physically Disciplined Proficiencies/Capacities				
3A	Healthy lifestyle				X

3B	Physically disciplined lifestyle				X
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4	Outcome #4 – Socially Adept Proficiencies/Capacities				
4A	Communication skills			X	
4B	Interpersonal skills			X	
4C	Appreciation of cultural & linguistic differences			X	
4D	Responsible citizenship	X			
4E	Leadership capacity	X			