Criminal Procedure CRIJ 4312  
University of Texas at El Paso

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Textbook: Criminal Procedure for the Criminal Justice Professional (12th Ed)  
Authors Ferdico, Fradella & Totten  
Campus bookstore  
NO OLDER EDITIONS

COURSE FORMAT:  
This course is a combination of in classroom lecture as well as out-of-classroom group tasks. You will research, write and do presentations on various topics. Students will be invited to contribute opinions and ask questions. Students will be called on to speak. Students should be prepared to discuss the topic of the day and the corresponding chapter. Students entitled to an accommodation must present proper authorization documents from the University. It will count as an absence for each student who does not appear and participate in out-of-classroom group meetings held in place of classroom lecture. Students who do not participate in group tasks, whose name is not on the assignment, will not be given credit for the assignment. Your grade will be based on 4 exams and one group presentation grade (composed of one big and several mini projects combined).

COURSE OVERVIEW:  
Practical legal knowledge for those preparing for careers in criminal justice, especially in law enforcement and corrections. The course will explore constitutional law, case law and their applicability to law enforcement operations.

COURSE OBJECTIVES:  
Students will learn:
1) Individual Rights Under the U.S. Constitution  
2) Criminal Courts, Pretrial Processes & the Exclusionary Rule  
3) Basic Underlying concepts  
4) Criminal Warrants  
5) Electronic Searches and Surveillance  
6) Special Searches  
7) Arrests  
8) Stops and Frisks  
9) Consent Searches  
10) Plain View Doctrine  
11) Vehicles and Containers  
12) Open Fields  
13) Interrogations, Admissions & Confessions  
14) Special topics
GRADING

(*ABSENCES ON A MANDATORY ATTENDANCE DAY WILL REDUCE YOUR SCORE)

<table>
<thead>
<tr>
<th>20 point individual exams</th>
<th>100 points total FINAL GRADE</th>
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<tbody>
<tr>
<td>POINTS EARNED</td>
<td>GRADE EARNED</td>
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<tr>
<td>18-21</td>
<td>A</td>
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<tr>
<td>16-17</td>
<td>B</td>
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<td>14-15</td>
<td>C</td>
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<td>12-13</td>
<td>D</td>
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<td>11 or less</td>
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Task | Points | POINTS |
---|---|---|
Exams | 20 questions per exam Five exams 4 x 20 points each | 80 |
Group Presentations | 12 points-final project mini group projects combined 8 | 20 |
| TOTAL | 100* |

STUDENT’S RESPONSIBILITY:
Students must attend class and read the assigned chapters for each day. Students should participate in class discussions and be ready to answer when called upon. Students need to complete the tasks for the group assignments in a timely manner. In-class exams, no books, no notes.

A schedule will be provided, however it is subject to change. If the instructor or the University cancels a class, the assignment for the canceled class will be due at the next scheduled class—as well as the regularly scheduled assignment. Any changes will be announced in class if possible. Each student is responsible for checking with other students for changes. Each student is responsible for staying current regarding class updates as well as any schedule changes. There will be one scheduled time period for each exam, there are no make-up exams permitted without a pre-approved University of Texas El Paso written excuse from the UTEP faculty or staff arranging the event.

BE ON TIME. Attendance will be taken at each class. You must adhere to the University of Texas El Paso class attendance policy. Repeated late arrivals will be considered as an absence. Signing in and then leaving will result in an absence for the day.

Students are expected to be respectful and courteous toward the instructor as well as other students. Among other things, sleeping, talking, reading things such as newspaper or magazines etc. are not conducive to a good learning experience. Students engaging in such conduct may be asked to leave and/or referred for administrative action and or have points deducted from their grade.
NO ELECTRONIC DEVICES IN CLASS, including but not limited to: **NO CELL PHONES, NO LAPTOPS, NO IPADS, NO CHECKING SMART WATCHES**, game devices and all other electronic devices. These devices are disruptive as well as disrespectful. Students are required to turn off cell phones and all other electric devices during class. Texting is not allowed in the classroom- this includes checking for messages INCLUDING CHECKING A SMART WATCH OR ANY OTHER DEVICE. Music devices including headphones and/or ear buds are not allowed in class. Laptops must remain closed and stored out of sight during class. Audio/Visual recording or photographing is not permitted. Do not take pictures of any slides shown in class.

**EXAMS.** Exams will be multiple-choice and true-false as well as mostly non-cumulative in general. Students must bring a blank green **scantron** form and a **pencil with eraser** to all exams. No scantrons are provided.

**BE ON TIME.** Exams are scheduled for the first 30 minutes of the class period only. No exams will be given to students who arrive during the last 5 minutes of the exam period. No exams will be given to students after the exam period closes. In the interest of making it an even playing field for all, everyone takes each test at the same time under the same circumstances. If the room is hot or noisy-it is noisy for everyone. Resets likely create unfair circumstances. A reset might give a student extra time to study or time to quiz friends about what was covered on an exam. For these and other reasons, I do not reset exams without written documentation that you were excused for official university business.

**NO EXAM RESETS UNLESS YOU HAVE A WRITTEN UTEP OFFICIAL BUSINESS EXCUSE (or a UTEP CASS accommodation)**

- Unless you are hospitalized or under a doctor's care- feeling "sick" will not get you a reset.
- Routine appointments (medical or otherwise) will not get you a reset.
- Do not schedule appointments of any type on exam days.
- Being absent due to work is not an excuse-it is your responsibility to notify your employer that you are not available on exam dates.
- Babysitting other people’s children is not an excuse.
- Being someone else’s ride to their appointment is not an excuse.
- Picking up or dropping off someone at the airport is not an excuse
- Plane tickets to travel are not an excuse.
- Car trouble is not an excuse, accidents must be documented with a police report

**ACADEMIC HONESTY STATEMENT:**
It is the official policy of the university that all suspected cases or acts of alleged scholastic dishonesty must be referred to the Dean of Students for investigation and appropriate disposition. Any student who commits an act of scholastic dishonesty is subject to discipline. Scholastic dishonesty includes, but is not limited to cheating, plagiarism, collusion, the submission for credit of any work or materials that are attributable in whole or in part to another person, taking an
examination for another person, any act designed to give unfair advantage to a student or the attempt to commit such acts.

1) “Cheating” includes:
   a) Copying from the test paper of another student, engaging in written, oral, or any other means of communication with another student during a test, or giving aid to or seeking aid from another student during a test;
   b) possession and/or use during a test of materials which are not authorized by the person giving the test, such as class notes, books, or specifically designed “crib notes”;
   c) using, obtaining, or attempting to obtain by any means the whole or any part of nonadministered test, test key, homework solution, or computer program; using a test that has been administered in prior classes or semesters but which will be used again either in whole or in part without permission of the instructor; or accessing a test bank without instructor permission;
   d) collaborating with or seeking aid from another student for an assignment without authority;
   e) substituting for another person, or permitting another person to substitute for one’s self, to take a test; and
   f) falsifying research data, laboratory reports, and/or other records or academic work offered for credit;

2) “plagiarism” means the appropriation, buying, receiving as a gift, or obtaining by any means another’s work and the unacknowledged submission or incorporation of it in one’s own academic work offered for credit, or using work in a paper or assignment for which the student had received credit in another course without direct permission of all involved instructors;

3) “collusion” means the unauthorized collaboration with another person in preparing academic assignments offered for credit or collaboration with another person to commit a violation of any provision of the rules on scholastic dishonesty.

TECHNOLOGY:
Students access Blackboard Learn from My.UTEP.edu. Just login and click on the Blackboard link in the blue menu bar to quickly connect. Students will see their classes listed the day classes begin. Students who register after classes begin will see their classes listed by the end of the first week of classes. If your classes are not listed by that time, open a service request here. Only classes whose faculty requested use of Blackboard will be listed.

For hands-on training using this service, see the Technology Support Center workshop schedule for sessions on Blackboard at the beginning of each semester. Students needing assistance using Blackboard should contact the Technology Support Help Desk or enter your question or issue at Request Help -
Blackboard. If you are having problems accessing your account or to retrieve your username or password, contact the Technology Support Help Desk.

ACADEMIC SUPPORT SERVICES:
The Vocational Rehabilitation Act and the Americans with Disabilities Act provide that “…. No otherwise qualified handicapped individual in the United States shall, solely by reason of handicap, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.”

With respect to postsecondary and vocational education services, “otherwise qualified” means a person with disabilities who meets the academic and technical standards requisite to admission or participation in the program or activity. The Center for Accommodations and Support Services (CASS) at UTEP provides advocacy for students with disabilities; physical, visual, auditory, learning and psychological, in compliance with the Americans with Disabilities Act. The staff of CASS also assists students who become temporarily disabled due to an injury or recent surgery, and to women with “at risk” pregnancies.

If you think you may be entitled to an accommodation, please contact the CASS on their website, http://sa.utep.edu/cass/ or by phone at (915) 747-5290

DROP POLICY:
It is the student’s responsibility to officially drop a course that she or he no longer wishes to take. Failure to do so WILL result in a grade of F on the student’s academic record. Athletes must receive permission from the Miner Athletic Advising Center before dropping a course. International students with F or J visas must receive permission from the Office of International Programs before dropping a course.

Under section 51.907 of the Texas Education Code, beginning fall 2007, all first-year students enrolled for the first time at any Texas public college or university are limited to six (6) course drops during their academic career. This includes student-and faculty-initiated drops and courses dropped at other Texas public institutions. This policy does not apply to courses dropped prior to census day or to complete withdrawal from all courses for the semester. Students are encouraged to discuss options with their professors and advisors and to make use of campus resources before deciding to drop a course. Once the six-drop limit has been reached, subsequent course drops will be recorded with grades of WF.

First-time, first-year students must meet with their academic advisor (or department chair of their major if they do not have an advisor) before dropping a course. The advisor will determine whether the drop will count toward the six-drop limit prior to the course drop deadline. After the course drop deadline, the faculty member will determine if the drop will count toward the six-drop limit.
There are exemptions that may allow a student to drop a course without having it counted toward the six-drop limit, but it is the student’s responsibility to demonstrate good cause.

IT IS YOUR RESPONSIBILITY TO GET IN A GROUP AND BE A PART OF A GROUP PROJECT, YOU CANNOT SUBSTITUTE A PAPER

YOU CANNOT DO A PAPER FOR EXTRA CREDIT

NO SINGLE STUDENT WILL BE OFFERED EXTRA CREDIT TO RAISE THEIR GRADE.

I DO NOT RAISE GRADES EVEN IF A STUDENT IS VERY CLOSE TO THE NEXT HIGHER GRADE.