New Course Request

Indiana University  IUSB  Campus

Check Appropriate Boxes:  Undergraduate credit [X]  Graduate credit  Professional credit

1. School/Division  CLAS /CRIMINAL JUSTICE  2. Academic Subject Code  CJUS

3. Course Number  P370  (must be cleared with University Enrollment Services)

4. Instructor  Luber/Scopelitis

5. Course Title  Legal Aspects of Criminal Justice Systems

Recommended Abbreviation (Optional) (Limited to 32 Characters including spaces)

6. First time this course is to be offered (Semester/Year):  F 08

7. Credit Hours: Fixed at 3 or Variable from  to 

8. Is this course to be graded S-F (only)? Yes  No  [X]

9. Is variable title approval being requested? Yes  No  [X]

10. Course description (not to exceed 50 words) for Bulletin publication:  Practice or consent of instructor. Definition of common crimes in the United States and factors involving the application of criminal law as a formal social control mechanism. Behavior-modifying factors that influence criminal liability and problems created when new offenses are defined.

11. Lecture Contact Hours: Fixed at 3 or Variable from  to 

12. Non-Lecture Contact Hours: Fixed at  or Variable from  to 

13. Estimated enrollment: 40 of which 0 percent are expected to be graduate students.

14. Frequency of scheduling:  F, SP  Will this course be required for majors?  Yes

15. Justification for new course:  Elimination of SPEA

16. Are the necessary reading materials currently available in the appropriate library? 

17. Please append a complete outline of the proposed course, and indicate instructor (if known), textbooks, and other materials.

18. If this course overlaps with existing courses, please explain with which courses it overlaps and whether this overlap is necessary, desirable, or unimportant.

19. A copy of every new course proposal must be submitted to departments, schools, or divisions in which there may be overlap of the new course with existing courses or areas of strong concern, with instructions that they send comments directly to the originating Curriculum Committee. Please append a list of departments, schools, or divisions thus consulted.

Submitted by:  

Department Chairman/Division Director  Date 12/7/07

Dean (Assistant)  CLAS  Date 1/18/08

Date  

Dean of Graduate School (when required)

Date  

Chancellor/Vice-President  Date

________________________________________

University Enrollment Services

After School/Division approval, forward the last copy (without attachments) to University Enrollment Services for initial processing, and the remaining four copies and attachments to the Campus Chancellor or Vice-President.

UPS 724

University Enrollment Services Final—White; Chancellor/Vice-President—Blue; School/Division—Yellow; Department/Division—Pink; University Enrollment Services Advance—White
Economics E270, or Mathematics/Psychology K300 or K310.

**P300 Topics in Criminal Justice (3 cr.)** Extensive analysis of selected topics and themes in criminal justice. Topics vary each semester; see listing in the Schedule of Classes. May be repeated for a total of 9 credit hours with different topics.

**P301 Police in Contemporary Society (3 cr.) S&H** Examination of the rules and responsibilities of the police, history of police organizations, relations between police and society, determinants of police action.

**P302 Courts and Criminal Justice (3 cr.) S&H** Structure, organization, composition, functions, and procedures of courts in the United States. Role of lawyers and judges in the criminal justice process.

**P303 Corrections and Criminal Justice (3 cr.) S&H** Historical and comparative survey of prison confinement and the various alternatives within the scope of the criminal justice system's policies and methods of implementation.

**P304 Probation and Parole (3 cr.)** Study of probation, parole, and community corrections as subsystems of criminal justice, including the police, courts, and prisons. Theoretical and historical developments will be considered along with current management and research issues.

**P305 Deviant Images/Deviant Acts (3 cr.) S&H** Examines deviance in relation to criminological theory and historical context. From witchcraft to social construction, this course focuses on ways in which theories explain nonconformity and justify social control.

**P306 Drugs, Society, and Justice (3 cr.) S&H** Analysis of the political, economic, social, and cultural factors that shape the use of consciousness-altering substances. Consideration of the ways these factors influence the social and legal response to drug use.

**P320 Foundations of Criminal Investigation (3 cr.)** The pertinence to criminal investigation of physical evidence, people, and documents. Discussion of ethical problems, impact of legal systems on investigative process, and elements of effective testimony. Lectures and case materials.

**P330 Criminal Justice Ethics (3 cr.)** Study of major ethical theories with emphasis on their application to components of the criminal justice system. Personal and professional dilemmas and problem-solving strategies are emphasized.

**P340 Law and Society: The Cross-Cultural Perspective (3 cr.) S&H** Roles of legal institutions and processes in social and cultural systems. Cross-cultural examination of the foundations and contexts of legal forms and content and their relation to social, economic, and political systems and institutions. Analysis of legal impact, legal change, and legal development.

**P360 Psychology, Crime, and Criminal Justice (3 cr.) S&H** The first half of this course examines the roles of psychology in policing, the courtroom, and imprisonment; the concepts of insanity and irresponsibility; and historical and contemporary psychological theories of crime. The second half of the course focuses on different types of offenders, such as juvenile delinquents, psychopaths, sex offenders, female offenders, murderers, and white-collar criminals.

**P370 Legal Aspects of Criminal Justice Systems I (3 cr.)** P: P100 or consent of instructor. Definition of common crimes in the United States and factors involving the application of criminal law as a formal social control mechanism. Behavior-modifying factors that influence criminal liability and problems created when new offenses are defined. I Sem.

**P371 Legal Aspects of Criminal Justice Systems II (3 cr.)** P: P100 or consent of instructor. Fundamental legal problems of criminal justice system processes. Emphasis on pretrial and trial phases of American system procedures. II Sem.
SYLLABUS
P370 Legal Aspects of Criminal Justice Systems
FALL 2008
Michael P. Scopelitis
101 S. Main Street
South Bend, Indiana 46501
(574) 235-9591
MSCOPELI@co.st-joseph.in.us

5:30 – 8:00 p.m.
Wednesday

Course Description: This course examines the fundamental principles that shape and inform substantive criminal law and the essential elements of the specific crimes. The course will focus on explaining these fundamental principles and their application to specific crimes and examining actual cases that apply these principles to the facts of specific cases.

Course Objectives and Goals:
1. Students in this class will be expected (in addition to other requirements) to understand, identify and articulate
   a. The nature and purpose of the substantive criminal law and its relationship to law in general.
   b. The constitutional limitations on the creation of specific substantive criminal laws.
   c. The general principles of the criminal law and the essential elements common to all crimes.
   d. The fundamental defenses to criminal responsibility.
   e. The distinguishing essential elements of common categories of specific crimes.

2. By the end of the course each student should be able to critically analyze the substantive criminal law to determine whether the fundamental underlying principles and constitutional limitations are still valid today and if not, how they might be changed and understand how and why specific substantive criminal laws are created based on these fundamental principles and constitutional limitations and what can occur when criminal laws are created that violate these principles and limitations.

3. To articulate in writing your ideas about the substantive criminal law in short writing assignments that will be due throughout the semester.

Text and Materials:
1. Text: Criminal Law by Joel Samaha, 8th Ed (referred to hereinafter as “Crim Law”)
2. Indiana Criminal Code Handbook (referred to hereinafter as “IC”) (if available)
3. Materials may be handed out during the course to supplement the text and lectures.

Class Attendance: Attendance will be taken at each class. If you have any questions about your grade, course lectures, or course materials and have more than one unjustified absence from class, I will not take the time outside of class to provide answers.
Academic Honesty: Please see the Code of Student Rights, Responsibilities, and Conduct for Indiana University, Parts III and IV for a full definition of academic misconduct and the penalties for such. In this class, the penalty for the first offense of cheating, fabrication or plagiarism is a grade of zero for the assignment or exam involved. Any subsequent offense will result in a failing grade (F) for the class.

Disabilities: Necessary accommodations will be made for students with documented disabilities. Disabled students should make an appointment with the Director of Disabled Student Services so that their needs can be met.

E-mail: MSCOPELI@co.st-joseph.in.us

08/29/07  I. THE NATURE AND LIMITS OF CRIMINAL LAW
(A) Crim.Law, Chapter 1
(B) I.C.35-41-1-6; 35-50-2-1 thru 35-50-2-10; 35-50-3-1 thru 35-50-3-4
(C) Writing Assignment on Chapter 1 due 9/5/07

09/05/07  II. CONSTITUTIONAL LIMITS ON CRIMINAL LAW
(6:30pm to 8:00pm)
(A) Crim.Law, Chapter 2
(B) Writing assignment due on Chapter 1 today
(C) Writing Assignment on Chapter 2 due 9/12/07

09/12/07  II. CONSTITUTIONAL LIMITS ON CRIMINAL LAW
(Continued)

III. GENERAL PRINCIPLES OF CRIMINAL LIABILITY: ACTION
(A) Crim.Law, Chapter 3
(B) I.C.35-41-2-1 & 35-41-2-2
(C) Writing Assignment on Chapter 2 due today
(D) Writing Assignment on Chapter 3 due 9/26/07

09/19/07  NO CLASS

09/26/07  IV. GENERAL PRINCIPLES OF CRIMINAL LIABILITY: MENS REA
CONCURRENCE, CAUSATION
(A) Crim. Law, Chapter 4
(B) Writing Assignment on chapter 3 due today

10/03/07  V. PARTIES TO CRIME AND VICARIOUS LIABILITY
(A) Crim.Law, Chapter 5
(B) I.C. 35-41-2-3 & 35-41-2-4 & 35-44-3-2

10/10/06  MID-TERM EXAMINATION
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<tbody>
<tr>
<td>Mid-Term Exam:</td>
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<tr>
<td>Final Exam:</td>
<td>200</td>
<td>35% of grade</td>
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<tr>
<td>Writing Assignments:</td>
<td>170</td>
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<td>Total:</td>
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**Writing Assignments:**

There will be 6 writing assignments throughout the semester. Each writing assignment can earn you a maximum of 28 points (28.33 x 6 = 170 points which is 30% of your grade. These are to be opinion papers (your opinion only please) and each one shall include the following components:

1) Identifying some aspect of the area of substantive criminal law assigned for the paper that you disagree with or believe does not fulfill an underlying principle or constitutional limitation of the substantive criminal law (unless you disagree with an underlying principle or limitation, in which case that will be the focus of your term paper).

2) Explain why you disagree.

3) Tell me how you would change either the principle, rule of law, constitutional limitation or specific substantive criminal law.

4) Explain how the change you would make would improve the substantive criminal law or make it more consistent with the underlying principles, or constitutional limitations or how a change in the principles or constitutional limitations would improve the substantive criminal law.

The paper will be graded on how well you express and explain your disagreement with the rule, principle, limitation or the substantive criminal law and the change you would make to improve it.

Length is not an issue but content is. This is not a research paper. I am not interested in what someone else thinks about the issue. I am only interested in what you think. You are citizens and voters; therefore, what you think is most important to all of us.

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My office number is (574) 235-9591 / MSCOPELL@co.st-joseph.in.us
My home number is (574) 287-6126 / josope@aol.com

Call anytime. Leave message if I am unavailable.
10/17/07 VI. UNCOMPLETED CRIMES: ATTEMPT; SOLICITATION & CONSPIRACY
(A) Crim. Law, Chapter 6
(B) I.C.35-41-2-4; 35-41-5-1 thru 35-41-5-3; 35-44-3-2
(C) Writing Assignment on Chapter 6 due on 10/24/07

10/24/07 VII. DEFENSES TO CRIMINAL LIABILITY: JUSTIFICATIONS
(A) Crim. Law, Chapter 7
(B) I.C.35-41-3-1 thru 35-41-3-3; 35-44-3-3
(C) Writing Assignment on Chapter 6 due today
(D) Writing Assignment on Chapters 7 and 8 due 11/7/07

10/31/07 VIII. DEFENSES TO CRIMINAL LIABILITY: EXCUSES
(A) Crim. Law, Chapter 8
(B) I.C.35-41-3-5 thru 35-41-3-10; 35-41-4-1
(C) Writing Assignment on Chapters 7 and 8 due 11/7/07

11/07/07 IX. CRIMES AGAINST PERSONS: CRIMINAL HOMICIDE
(A) Crim. Law, Chapter 9
(B) I.C.35-42-1-1 thru 35-42-1-8
(C) Writing Assignment on Chapters 8 and 9 due today

11/14/07 X. CRIMES AGAINST PERSONS: CRIMINAL SEXUAL CONDUCT & BODILY INJURY AND PERSONAL RESTRAINMENT.
(A) Crim. Law, Chapter 10
(B) I.C.35-42-2-1 thru 35-42-2-3; 35-42-3-1 thru 35-42-3-4; 35-42-4-1 thru 35-42-4-8; 35-45-2-1 thru 35-45-2-3
(C) Writing Assignment on Chapter 10 due 11/28/07

11/28/07 XI. CRIMES AGAINST PROPERTY:
(A) Crim. Law, Chapter 11
(B) I.C.35-43-1-1 & 35-43-1-2; 35-43-2-1 thru 35-43-2-3; I.C.35-42-5-1; 35-43-1-2 thru 35-43-1-4; 35-43-4-2; 35-43-5-1 thru 35-43-5-9; 35-45-2-1, 35-45-2-2; 35-45-6-1, 35-45-6-2; 35-45-7-1 thru 35-45-7-4; 35-45-8-1 thru 35-45-8-3
(C) Writing Assignment on Chapter 10 due today.

12/05/07 XI. CRIMES AGAINST PROPERTY
(A) Crim. Law, Chapter 11

12/12/06 FINAL EXAMINATION

Grades