

## CRIMINAL EVIDENCE AND PROCEDURE CJUS 301 01 072

### I. Contact Information

Dr. Harold E. Williamson, 318/342-1440, [hwilliamson@ulm.edu](mailto:hwilliamson@ulm.edu), Stubbs 212.  
See [http://www.ulm.edu/criminaljustice/faculty\\_1.html](http://www.ulm.edu/criminaljustice/faculty_1.html) for current listing of office hours.  
Office Hours: Monday thru Thursday 07:30-09:30.

### II. Course Prerequisites/Corequisites

Prerequisite: CJ 293 or approval of program director (Department Head).

### III. Course Description

**CRIMINAL JUSTICE PROCEDURE AND EVIDENCE. 3 cr.** Analysis of procedural law related to due process. Evidence and rules of law related to evidence are examined. Prerequisite: CJ 293 or approval of program director.

### IV. Course Objectives and Outcomes

The course complements CJUS293 (Criminal Law) and CJUS418 (Constitutional Law and Criminal Justice). Criminal Law concentrates on the substantive law defining crimes, Constitutional Law concentrates on the role of the U. S. Supreme Court and the U. S. Constitution in the administration of criminal justice and the concerns for civil liability, and CJUS301 (Criminal Procedure and Evidence) concentrates on the development and application of procedural law applicable in the administration of criminal justice in the United States. The objectives of this course include the student's having a thorough understanding of the 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup>, 8<sup>th</sup>, and 14<sup>th</sup> Amendments to the U. S. Constitution as they apply to police and prosecutors. Measured by performance on specific examination regarding subject matter.

### V. Course Topics

- American court system and the criminal justice process.
- Levels of proof and the exclusionary rule.
- Searches and seizures of persons.
- Searches and seizures of property.
- Identifications, confessions, and admissions.
- Constitutional rights and the consequences of police misconduct.

### VI. Instructional Methods and Activities

Lecture, DVD and VHS videos, web site containing reference material, case briefs.

### VII. Evaluation and Grade Assignment

There will be three examinations as indicated in the Class Schedule section below. Each will be valued at 100 points and counts as 33.3% of the grade for the class. Grade distribution: 90-100%=A; 80-89%=B; 70-79%=C; 60-69%=D; and below 60%=F. Criminal Justice majors are reminded that they must make at least a C in this class. Examinations will be multiple-choice, true/false, and possibly listing format.

While this course is not an online course, a Blackboard site is maintained. It contains reference material and the grade book. Your grades will be continuously available to you through that online grade book.

Note about mid-term grades: *Undergraduate mid-term grades will be posted on-line for students to view via Arrow. Mid-term grades indicate a student's status at mid-semester only and do not indicate the final performance outcome of a student.* While mid-term grades are not usually posted in summer sessions,

students will have continuous access to their grades through the online gradebook at the Blackboard site for this course.

### **VIII. Class Policies and Procedures**

At a minimum, all policies stated in the current ULM *Student Policy Manual & Organizational Handbook* should be followed (see <http://www.ulm.edu/studentpolicy/>). Additional class policies include:

#### **A. Textbook(s) and Materials:**

*Criminal Procedure: Law and practice*. 7<sup>th</sup> edition. By Rolando del Carmen. Published by Wadsworth, 2007.

#### **B. Attendance Policy:**

Students are expected to attend class regularly. Attendance will be recorded at each class meeting. Those with excessive absences will be reported to the appropriate dean along with a recommendation by the instructor that the student be dropped from the class.

#### **C. Make-up Policy:**

Students who miss scheduled examinations for legitimate reasons will be allowed to make up those examinations on the single day that is specified in the Class Schedule at the end of this syllabus. Legitimate absences are verifiable events such as illness, hospitalization, court appearances with subpoena, and other absences as may be determined legitimate by the Office of the Vice President for Academic Affairs. Examinations may not be the same exam administered in class. It will cover the same material but may be a different exam in the same format, an essay-type exam, or some combination of exam types.

#### **D. Academic Integrity:**

Faculty and students must observe the ULM published policy on Academic Dishonesty (see appropriate pages in ULM *Student Policy Manual* -- <http://www.ulm.edu/studentpolicy/>).

#### **E. Course Evaluation Policy:**

Students are expected to complete the on-line course evaluation at the end of the class.

#### **F. Student Services:**

Information about ULM student services, such as Student Success Center (<http://www.ulm.edu/cass/>), Counseling Center (<http://www.ulm.edu/counselingcenter/>), Special Needs (<http://www.ulm.edu/counselingcenter/special.htm>), and Student Health Services, is available at the following Student Services web site <http://www.ulm.edu/studentaffairs/>. Handicapped students who may need special assistance are encouraged to contact the ULM Testing Center.

#### **G. Emergency Procedures:** (Include appropriate emergency information.)

In the event of an emergency requiring evacuation of the building, DO NOT use the elevators. Use the stairs. Leave the building in an orderly fashion, without panic, and assisting those who may need assistance. The place at which all students in the class should meet after evacuation is (1) south of the building in the parking lot adjacent to the western end of Stubbs Hall, or (2) if the first location is not available for meeting due to the nature of the emergency, all students should meet at the university fountain in front of the ULM Library. Contact the instructor who will also be at those locations for the purposes of accounting for all persons.

Should an emergency involve the injury or incapacitation of an individual, immediate first aid should be administered and the University Police should be called at **1-911** for on-campus emergency. The University Police phone number for non-emergencies is **342-5350** (dial only the last four digits if calling from an on-campus telephone; dial all 7 numbers if dialing from a cell phone). Note that dialing 911 on a cell phone will bypass the University Police and place the call in the community 911 system.

#### H. Discipline/Course Specific Policies:

For reference to helpful information and web sites, see the Blackboard site for this course.

#### IX. Tentative Course Schedule

##### A. Contact Information: Name of instructor, telephone, e-mail, webpage, office location, and hours.

Dr. Harold E. Williamson, Professor of Criminal Justice  
 318/342-1440 telephone; 318/342-1458 fax; 318/397-2609 home (emergency only please)  
[hwilliamson@ulm.edu](mailto:hwilliamson@ulm.edu) or [haroldwilliamson@bellsouth.net](mailto:haroldwilliamson@bellsouth.net)  
 Stubbs 212; verify office hours at [http://www.ulm.edu/criminaljustice/faculty\\_1.html](http://www.ulm.edu/criminaljustice/faculty_1.html).

Office hours: Monday thru Thursday      07:30-09:30 and 11:00-12:00

##### B. Schedule: Specify the topics and content of each class, due date for assignments and special projects, assigned reading, test dates, etc.; add following note about schedule adjustments—*The instructor reserves the right to adjust the schedule as needed.*

- June 04: Introduction to course and introduction to court system and Bill of Rights.  
 05: Read chapters 1 and 2. Court system, case citations and precedent, sources of rights, and overview of the criminal justice process.  
 06: Read chapters 3 and 4. Levels of proof, exclusionary rule, stop and frisk, stationhouse detention, arrests, use of force, and responses to terrorism.  
 07: Review for Exam I first hour of class; Exam I, second hour of class.  
 11: Read chapter 5. Stop and frisk and stationhouse detention.  
 12: Read chapter 6. Arrests, use of force, and responses to terrorism.  
 13: Read chapter 7. Searches and seizures of things and electronic surveillance.  
 14: Read chapter 8. Motor vehicle stops, searches, and inventories.  
 18: Review for Exam II first hour of class; Exam II, second hour of class.  
 19: Read chapter 9. Searches and seizures not protected by 4<sup>th</sup> Amendment.  
 20: Read chapters 10 and 11. Lineups and pretrial identification and confessions and admissions.  
 21: Read chapter 12. Constitutional rights of the accused during trial.  
 25: Read chapter 13. Legal liabilities and other consequences of police conduct.  
 26: Review for final exam (comprehensive, covers all material in course).  
 27: Makeup examinations for approved absences.  
 28: Final examination (comprehensive, covers all material in course).

NOTE: *The instructor reserves the right to adjust the schedule as needed.*