

LSC Use Only No:	LSC Action-Date:	UWUCC USE Only No.	UWUCC Action-Date:	Senate Action Date:
		02-40e	App 3/11/03	App 4/1/03

Curriculum Proposal Cover Sheet - University-Wide Undergraduate Curriculum Committee

Contact Person Jamie S. Martin	Email Address jmartin@iup.edu
Proposing Department/Unit Criminology	Phone 7-2720

Check all appropriate lines and complete information as requested. Use a separate cover sheet for each course proposal and for each program proposal.

1. Course Proposals (check all that apply)

New Course Course Prefix Change Course Deletion

Course Revision Course Number and/or Title Change Catalog Description Change

CRIM 215 Survey of Courts and the Criminal Justice System

Current Course prefix, number and full title Proposed course prefix, number and full title, if changing

2. Additional Course Designations: check if appropriate

This course is also proposed as a Liberal Studies Course. Other: (e.g., Women's Studies, Pan-African)

This course is also proposed as an Honors College Course.

3. Program Proposals

New Degree Program Program Title Change Other

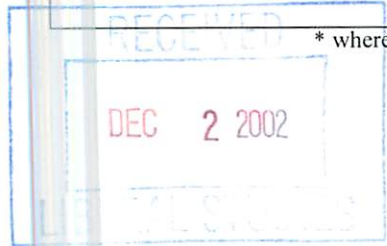
New Minor Program New Track

Catalog Description Change Program Revision

Current program name Proposed program name, if changing

4. Approvals		Date
Department Curriculum Committee Chair(s)	<i>Jamie S. Martin</i>	11-08-02
Department Chair(s)	<i>James Givie</i>	11-08-02
College Curriculum Committee Chair	<i>David Bark</i>	11/13/02
College Dean	<i>[Signature]</i>	11/15/02
Director of Liberal Studies *		
Director of Honors College *		
Provost *	<i>M. Stoy</i>	11/25/02
Additional signatures as appropriate: (include title)		
UWUCC Co-Chairs	<i>Gail Sedquist</i>	3/11/03

* where applicable



I. Catalog Description

CRIM 215 Survey of Courts and the Criminal
Justice System

3 class hours
0 lab hours
3 semester hours

Prerequisites: CRIM 101 and CRIM 102

(3c-01-3sh)

This course will examine the historical background, the traditions, and the legal principles that underlie the Courts as an integral component of the American system of Criminal Justice. Both differences and similarities inherent within the State and Federal Court processes will be analyzed, and the procedures through which the criminal courts uphold the basic rights and liberties of all U.S. citizens, both victims and the accused, will be explored. The dynamics of the judiciary will be considered through examination of the critical foundations of the judicial process. A primary focus will be placed upon understanding the respective roles played by Judges, Prosecuting Attorneys, Defense Counsel, Police, and Probation Officers and other Court-related personnel in the criminal court process.

II. Course Objectives

Students will:

1. Trace the history of the criminal courts from their respective foundations within English-based common law to the contemporary models that currently underlie judicial processes at both state and federal levels.
2. Identify the fundamental philosophies, legal concepts, and terminology that underlie the contemporary American court system.
3. Examine the import of individual constitutional and statutory rights upon the criminal justice system in the United States.
4. Identify, examine, and understand the respective professional roles of those persons who work within the criminal court system; this includes: justices and judges of the trial and appellate courts; prosecuting attorneys; defense counsel; law enforcement officers; probation officers, and other court-related personnel.
5. Discuss the major issues impacting upon the criminal court systems of today, and project how such issues will likely affect the criminal courts in the future.
6. Examine the procedural processes utilized by the American criminal court system.
7. Compare and contrast the similarities and distinctions in and between the criminal courts at the federal and state levels, and demonstrate an understanding of the structural distinctions among courts divided into trial, appellate, and juvenile divisions.
8. Assess the impact that the criminal court system has upon those who come before it: victims, defendants, criminal justice professionals, and the general public-at-large.

III. Course Outline

- A. Courts, Crime and Controversy - An Overview (2 class periods)
- B. The Law and Crime-From the Common Law To Today (2 class periods)
- C. The Federal Court System (2 class periods)
- D. The State Courts and “New Federalism” (2 class periods)
- E. The Dynamics of the American Courthouse (2 class periods)
- F. First Examination (1 class period)
- G. The Role of the Prosecution in the Criminal Courts (3 class periods)
- H. The Role of Defense Counsel in the Criminal Courts (2 class periods)
- I. Judges at Work in the Courtroom – Their Roles and Responsibilities (2 class periods)
- J. Critical Parties in Criminal Court – Victims, Witnesses, and Defendants (2 class periods)
- K. Second Examination (1 class period)
- L. Processing the Accused Through The Criminal Courts (2 class periods)
- M. The Bail System – An Alternative to Defendant’s Pretrial Detention (2 class periods)
- N. Evidence as an Issue – Pretrial Discovery and Suppression (3 class periods)
- O. Negotiated Justice – The Controversy Over Plea Bargaining (2 class periods)
- P. Trials and the Jury Process – (2 class periods)
- Q. Third Examination (1 class period)
- R. Sentencing Alternatives – Probation, Intermediate Sanctions, Fines, Incarceration, and the Death Penalty (3 class periods)
- S. The Process of Sentencing (1 class period)
- T. The Nature of the Appellate Court Process (2 class periods)
- U. Lower Courts at Work – From the Minor Judiciary to the Trial Courts (2 class periods)
- V. Inside the Juvenile Courts (1 class period)

W. Final Examination

IV. Evaluation Methods

The final semester grade will be determined as follows:

80% from the scores on tests; and,
20% from the scores on quizzes.

Tests will not be cumulative and will be given on those days listed in advance on the course assignment sheet. The tests will include both short answer essay questions, and objective questions; the objective questions will consist of questions of the "true/false", "multiple choice", and "completion" (or "fill in the blank") type. There will be four (4) such tests, each of which will consist of one hundred (100) points. The fourth and last test will be the Final Examination. Any test that is missed on the regularly scheduled day may be made up only by promptly scheduling a make-up examination with the instructor. It is each student's responsibility to schedule any such makeup exam as soon as possible after the originally-scheduled test date.

Quizzes - Periodic unannounced quizzes will be given on the reading assignments from the text; there will be five (5) quizzes each of which will consist of twenty (20) points.

Grading scale: (for both the tests and course evaluation) will be determined by the instructor and included on the class syllabus; for example:

90% -100% = A
80% - 89% = B
70% - 79% = C
60% - 69% = D
below 60% = F

V. Attendance Policy

Individual faculty will denote an attendance policy on specific course syllabi.

VI. Required Textbooks, Supplemental Books and Readings

Textbook: Neubauer, David W., America's Courts and the Criminal Justice System, Seventh Edition, Wadsworth Group, Thomson Learning, Inc., 2002

VII. Special Resource Requirements

Each student will be expected to have access to a computer designed to run Windows 95 or higher, Windows NT, or Mac OS 7.5 or higher in order to utilize the following CD-ROM Supplement to this course:

CD Supplement: Portney, Kent E., and Goldman, Jerry, Crime and Punishment, Version 1.1, Wadsworth Group, Belmont, CA, [ISBN 0-534-56340-6].

[Students will be expected to view selected case files from the CD-ROM, observe the parties and the issues being discussed, and review the applicable law which is relevant to each scenario; students will then proceed to “render a ‘judicial’ decision” regarding the case. The students’ decisions, and the rationale underlying them, will be integrated into class discussions.]

VIII. Bibliography

Baker, Mark. (1999). *D.A: Prosecutors in Their Own Words*. New York: Simon & Schuster.

Barrineau, H.E. (1994). *Civil Liability in Criminal Justice (2nd Ed.)*. Cincinnati: Anderson.

Carp, Robert & Stidham, Ronald. (1990). *The Federal Courts. (2nd Ed.)*. Washington, D.C.: CQ Press.

Close, Daryl & Meier, Nicholas. (1995). *Morality in Criminal Justice: An Introduction to Ethics*. Belmont, CA: Wadsworth.

Epstein, Cynthia. (1998). *Women in Law*. Second edition. Urbana: University of Illinois Press.

Fletcher, George. (1995). *With Justice for Some: Victim's Rights in Criminal Trials*. New York: Addison-Wesley.

Friedman, Lawrence. (1993). *Crime and Punishment in American History*. New York: Basic Books.

Hughes, John. (1995). *The Federal Courts, Politics, and the Rule of Law*. New York: Harper Collins.

Jacob, Herbert. (1984). *Justice in America*. Fourth Edition. Boston: Little, Brown.

Nardulli, Peter. (1978). *The Courtroom Elite: An Organizational Perspective on Criminal Justice*. Cambridge: MA: Ballinger.

Packer, Herbert. (1968). *The Limits of the Criminal Sanction*. Palo Alto, CA: Stanford University Press.

Rosett, Arthur. & Cressey, Donald. (1976). *Justice by Consent: Plea Bargains in the American Courthouse*. Philadelphia: J.B. Lippincott.

Sanders, Andrew. (Ed.) (1996). *Prosecution in Common Law Jurisdictions*. Brookfield, VT: Dartmouth Publishing.

Satter, Robert. (1990). *Doing Justice: A Trial Judge at Work*. New York: Simon and Schuster.

Sebba, Leslie. (1996). *Third Parties: Victims and the Criminal Justice System*. Columbus: Ohio State University Press.

Stumpf, Harry & Culver, John. (1992). *The Politics of State Courts*. White Plains, N.Y.: Longman.

Washington, Linn. (1994). *Black Judges on Justice: Perspectives from the Bench*. New York: The New Press.

Zemans, Frances. (1991). "The Eye of the Beholder: The Relationship between the Public and the Courts." *Justice System Journal* 15: 722-740.

Course Analysis Questionnaire: CRIM 215
Survey of Courts and the Criminal Justice System

Section A: Details of the Course

A1 The proposed course is part of the Criminal Justice System "Group A" controlled electives. It is offered for majors only.

A2 This course requires changes in the content of existing courses within our program. It is one component of a program revision. CRIM 215 will include portions of the content currently offered in CRIM 210 Criminal Law, CRIM 260 Criminal Procedure and Admissibility of Evidence, and CRIM 388 Court Administration.

CRIM 210 Criminal Law, CRIM 260 Criminal Procedure and Admissibility of Evidence, and CRIM 388 Court Administration will be deleted as part of the program revision.

A3 This course has not been offered at IUP on a trial basis.

A4 The course will NOT be dual-listed.

A5 The course will NOT be taken for variable credit.

A6 This course is commonly found at other higher education institutions. Current examples are listed on the pages immediately following this Course Analysis Questionnaire.

A7 The content of the course is recommended by a professional society: the Academy of Criminal Justice Sciences [ACJS]. Our discipline does not have an accreditation program; instead, one of the two main professional societies has published "minimum standards for criminal justice education" (see Appendix B).

Of relevance to this course, ACJS recommends that criminal justice programs offer core courses in "Law Adjudication (criminal law, criminal procedures, prosecution, defense, and court procedures and decision-making)". *Minimum Standards for Criminal Justice Education*, standard 2.d.

Section B: Interdisciplinary Implications

B1 The course will be taught by a single instructor.

B2 The course content is specific to our major; we see no conflict with the courses offered by other departments.

Section C: Implementation

- C1 Faculty resources are adequate. The proposed course is part of a major program revision. The program revision was designed to fit departmental resources.
- C2 No additional resources are needed.
- C3 No part of the course is grant funded.
- C4 Frequency of course offering: every semester.
Please see Appendix A for a chart of course offerings.
- C5 Number of sections: two (2).
Please see Appendix A for a chart of course offerings.
- C6 Number of students per section: 35
Please see Appendix A for a chart of course offerings.
- C7 Our professional societies have NOT made any recommendations regarding enrollment limits or parameters for a course of this nature.

Section D: Miscellaneous

The proposed course is a staple in Criminology and Criminal Justice programs. The content reflects course materials we currently teach. The proposed course, and the larger program revision of which it is a part, reorganizes existing program content to streamline our curriculum and to reflect contemporary practices in the discipline.

CRIM 215: Survey of Courts and the Criminal Justice System

School	Course Number of Similar Class	Catalog Description
University of North Carolina at Charlotte	CJUS 3102: American Criminal Courts	Analysis of the court component of criminal justice with emphasis on social science literature concerning prosecutors, defense attorneys, judges, juries and court reform policies.
University of Nevada, Reno	CRJ 320: Courts in Criminal Justice	Survey of the history, evolution, and current practices of various U.S. courts emphasizing the impact on civil litigation, social equity and criminal justice.
University of Missouri at St. Louis	250: The Courts	Analysis of the structure and functions of federal and state courts. Emphasis on roles of juries, judges, counsel, interest groups and other actors in the adjudication process.
Bowling Green State University	CRJU 420: The Criminal Courts	Structure, jurisdiction, procedures including the nature of criminal law and the interaction of other criminal justice agencies (police, prosecutor, probation) with the courts.
Florida International University	CCJ 3290: Judicial Policy Making	Analysis of the Federal and State judicial systems and their impact upon legal, social, and political environments. Emphasis shall be placed upon the roles of the prosecution, defense, and the judiciary in the processing of cases through the court system.
Florida International University	CCJ 3291: Judicial Administration: Criminal	Historical and contemporary overview of the concepts of court administration, organization, management, and delivery of court services. Primary emphasis shall be upon judicial roles, practices, decision making and accountability. Within this framework, this course focuses upon an in-depth consideration to both the federal and state court systems.
Georgia State University	CrJu 3700: Judicial System	An overview of the judicial component of the criminal justice system which focuses on the structure, role, jurisdiction, and operation of courts and the courtroom work group in the adjudicatory and appellate process at the local, state, and federal levels.
Kutztown University	CRJ/POL 260: The Judicial Process	An analytic study of the most significant facets of the entire American legal system. Basic legal theories, basic structure of federal and state court systems. Judicial reasoning process, the system of precedents and the most basic and important substantive areas of law will be considered.
Mansfield University	CJA 326: Court Management	Examines the major problem areas of court administration; judges as administrators; budgeting, calendars, case flow management; jury selection, juror utilization; records management, legal forms, forms design; personnel practices and administration. This course is problem solving oriented. Field trips, investigation, and guest lectures will supplement the materials presented in class.
Northern Arizona University	CJ 101: Introduction to Criminal Justice	Introduces the American criminal justice system and reviews structure, processes, decision points, and procedures among law enforcement, prosecution, courts, and corrections.

CRIM 215: Survey of Courts and the Criminal Justice System

School	Course Number of Similar Class	Catalog Description
--------	--------------------------------	---------------------

Rutgers University	27:202:534. Prosecution and the Courts	Reviews functions and practices of prosecutors, with special reference to an analysis of the interrelationships among charging, conviction, and sentencing, and in relation to the functions of police and probation staff. Provides an overview of court goals, functions, and potential for system reform.
University of California, Irvine	J101: Civil Legal System	Provides an overview of the American civil legal system and of certain fundamental legal concepts as well as an introduction to legal research. Reading, briefing, and debating judicial opinions, legal research, and writing an appellate legal brief.
University of Memphis	CJUS 3326: Courts in America	Exploration and analysis of structure, process, personnel, policy, and legal theory in the American judicial system.
University of North Carolina at Greensboro	317: Criminal Justice	Adjudication of criminal defendants from arrest through appellate process. Special attention given to current issues in administration of justice, e.g., the death penalty, plea bargaining, alternatives to incarceration.