

## FLORIDA STATE COLLEGE AT JACKSONVILLE

## COLLEGE CREDIT COURSE OUTLINE

COURSE NUMBER: CJL 2130

COURSE TITLE: Criminal Evidence and Procedure

PREREQUISITE(S): None

COREQUISITE(S): None

CREDIT HOURS: 3

CONTACT HOURS/WEEK: 3

CONTACT HOUR BREAKDOWN:

    Lecture/Discussion: 3

    Laboratory:

    Other \_\_\_\_\_:

FACULTY WORKLOAD POINTS: 3

STANDARDIZED CLASS SIZE ALLOCATION: 40

CATALOG COURSE DESCRIPTION:

This course consists of the study and examination of the criminal rules of evidence -- kinds, degrees, admissibility, competence and weight -- specifically as they affect the law enforcement officer in the processes of arrest, force, search, seizure, preservation, custody, testimony and courtroom procedures.

SUGGESTED TEXT(S): Legal Aspects of Criminal Evidence, Hanley & Schmidt, 3rd edition, McCutcheon Publishers, 1987.

IMPLEMENTATION DATE: November 14, 1987

REVIEW OR MODIFICATION DATE: May 1, 1990  
Fall Term, 2002 (20031)  
Fall Term, 2009 (20101) (was CCJ 2230)

COURSE TOPICS	<u>CONTACT HOURS PER TOPIC</u>
I. Introduction to Evidence	3
A. Definitions	
B. Burden of Proof in General	
C. Corpus Delicti	
D. Affirmative Defenses	
II. Admissibility of Evidence	4
A. Relevance and Materiality	
B. Weight of Evidence	
C. Circumstantial Evidence	
D. General Presumptions	
E. Judicial Notice	
III. Detention and Arrest in General	4
A. Detention in General	
B. Stop and Risk	
C. Elements of an Arrest	
D. Probable Cause	
E. Use of Force	
F. False Arrest	
IV. Search and Seizure Generally	4
A. The 4th and 14th Amendments	
B. The Exclusionary Rule	
C. Searches, Distinguished from Plain View	
D. Searches Incident to Arrest	
E. Searches of Vehicles	
F. Hot Pursuit and Exigent Circumstances	
G. Consensual Searches	
V. Arrest and Search Warrants	3
A. Probable Cause	
B. Grounds for Issuance	
C. Particular Description	
D. Use of Informants	
E. Execution and use of Force	
F. Scope of Search	
G. Electronic Surveillance Warrants	

COURSE TOPICS (Continued)	CONTACT HOURS <u>PER TOPIC</u>
VI. Interrogations, Confessions, and Nontestimonial Evidence	5
A. Interrogations and Confessions (3)	
1. Voluntariness of Statements	
2. The Miranda Warnings	
3. Applicable Offenses	
4. Capacity of Suspects	
B. Eyewitness Identification (1)	
1. Lineups and the 6th Amendment	
2. Confrontations with Single Suspects	
3. Use of Photographs	
C. Other Nontestimonial Evidence (1)	
1. Blood and Breath Samples	
2. Other Physiological Measurements and Evidence	
VII. Discovery	2
A. Discovery in General	
B. Matters in the Prosecutor's Riles	
C. Police Files and Records	
D. Matters in Defense Files in General	
VIII. Privileged Communications	4
A. Marital Privilege	
B. Medical Privilege	
C. Attorney-Client	
D. Divinity Privilege	
E. Privilege of the Police Informant	
F. Privilege of the News Media	
IX. Questions, Answers, Impeachment, and Cross-Examination of Witnesses	5
A. Examination of Witnesses (2)	
1. In General	
2. Competency of Witnesses	
3. Leading Questions	
4. Asking for Conclusions or Opinions	

COURSE TOPICS (Continued)	CONTACT HOURS <u>PER TOPIC</u>
B. Answers of Witnesses	(1)
1. In General	
2. Unresponsive or Improper Answers	
3. Past Recollections Recorded	
4. Witness' use of Memorandum or	
5. Inspection Record	
C. Impeachment of Witnesses	(1)
1. Purpose	
2. Bias and Prejudice	
3. Conviction of a Crime	
4. Character and Reputation	
5. Prior Inconsistent Statements	
D. Cross-Examination of Witnesses	(1)
1. Right to Confront and Examine Witnesses	
2. Scope of Cross-Examination	
3. Refusal to Answer	
X. Opinion Evidence	2
A. In General	
B. The Scope of Expert Witnesses	
C. Qualifications of Experts	
D. Physicians and Psychologists	
E. Cause of Death	
F. Fingerprints and Documents	
XI. Hearsay Evidence	4
A. What is Hearsay?	
B. Exceptions to the Hearsay Rule	
C. Confessions	
D. Declaration Against Interest	
E. Dying Declarations	
F. Res Gestae	
G. Business Records	
H. Prior Statements of a Witness	
XII. Documentary Evidence, Photographs, Demonstrations, and the Best Evidence Rule	3
A. Documentary Evidence in General	
B. Business Records	
C. Demonstrations in General	
D. Best and Secondary Evidence Rule	

## COURSE TOPICS (Continued)

CONTACT HOURS  
PER TOPIC

XIII.	Physical and Scientific Evidence: Preservation and Custody	2
	A. Routine Physical Evidence	
	B. Scientific Evidence	
	C. Preservation and Custody of Evidence	

PROGRAM TITLE: Criminal Justice Technology  
COURSE TITLE: Criminal Evidence and Procedure  
CIP NUMBER: 0743.010300

LIST PERFORMANCE STANDARD ADDRESSED:

NUMBER(S): TITLE(S):

11.0 IDENTIFY COURT ROOM DEMEANOR AND TESTIMONY PROCEDURES -- The student will be able to:

- 11.01 Explain the duties of a bailiff in court.
- 11.02 Describe the system of witness and defendant notification of court schedules.
- 11.03 Appraise the value of proper grooming and appearance habits.
- 11.04 List techniques helpful when being cross examined.
- 11.05 Explain the proper procedure for use of a hand written notebook as reference.

12.0 EXPLAIN EVIDENCE AND RULES OF EVIDENCE -- The student will be able to:

- 12.01 State the purpose of evidence.
- 12.02 Name and describe types of evidence.
- 12.03 Define the term admissibility of evidence.
- 12.04 Define the term sufficiency of evidence.
- 12.05 Describe the general process and handling of all evidence from time of discovery until submitted to the court.
- 12.06 Describe the nature, purpose, and legal framework of privileged information regarding evidence.



NOTE: Use either the Tab key or mouse click to move from field to field. The box will expand to accommodate your entry.

<b>Section 1</b>	<b>SEMESTER CREDIT HOURS (CC): 3</b>
<b>COURSE PREFIX AND NUMBER: CJL 2130</b>	<b>CONTACT HOURS (NCC): 3</b>
<b>COURSE TITLE: CRIMINAL EVIDENCE AND PROCEDURE</b>	

**Section 2**  
**TYPE OF COURSE: (Click on the box to check all that apply)**

<input type="checkbox"/> AA Elective	<input checked="" type="checkbox"/> AS Required Professional Course	<input type="checkbox"/> College Prep
<input type="checkbox"/> AS Professional Elective	<input type="checkbox"/> AAS Required Professional Course	<input type="checkbox"/> Technical Certificate
<input type="checkbox"/> Other _____	<input type="checkbox"/> PSAV	<input type="checkbox"/> Apprenticeship
<input type="checkbox"/> General Education: (For General Education courses, you must also complete Section 3 and Section 7)		

**Section 3 (If applicable)**  
**INDICATE BELOW THE DISCIPLINE AREA FOR GENERAL EDUCATION COURSES:**

<input type="checkbox"/> Communications	<input checked="" type="checkbox"/> Social & Behavioral Sciences	<input type="checkbox"/> Mathematics
<input type="checkbox"/> Natural Sciences	<input type="checkbox"/> Humanities	

**Section 4**  
**INTELLECTUAL COMPETENCIES:**

X Reading	X Speaking	X Critical Analysis	<input type="checkbox"/> Quantitative Skills	<input type="checkbox"/> Scientific Method of Inquiry
X Writing	X Listening	<input type="checkbox"/> Information Literacy	X Ethical Judgment	X Working Collaboratively

<b>Section 5</b>		
<b>LEARNING OUTCOMES</b>		<b>METHOD OF ASSESSMENT</b>
•	<u>IDENTIFY COURT ROOM DEMEANOR AND TESTIMONY PROCEDURES</u>	Written Examination
•	<u>EXPLAIN EVIDENCE AND RULES OF EVIDENCE</u>	Written Examination
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**Section 6**

Name of Person Completing This Form: Stephanie G. Scott                      Date: November 2, 2009