



CJS 3300: Crime & Civil Liberties Syllabus

Course Information

Course: CJS 3300, Section 501

Term: Fall 2006

Course Time/Room: Wednesday, 7:00 P.M. - 10:00 P.M., in [GR 2.302](#)

Contact Information

Instructor: Erin Flannery

Office: [GR 2.510](#)

Phone: 972-883-4915

E-mail: eflan@utdallas.edu or via WebCT

Office Hours: Wednesday 5:00-6:45 p.m.

Course Description

This course will examine the various components and agencies of the criminal justice "system" and two competing theoretical models of how the justice system should operate. A significant aspect of the course will be an analysis of how constitutional rights and civil liberties affect the functioning of the justice system, and whether these rights constrain or limit its effectiveness in achieving its crime control goal, while at the same time ensuring it achieves "justice" through "due process of law."

The criminal justice process is ultimately a framework in which the community at large, the general public, should be viewed as the proper constituent, or perhaps even the consumer, of the criminal justice system. Thus, whether the public should, and if so, how it could, be involved in the process of shaping society's response to crime and criminals will be the underlying perspective throughout the course.

Student Learning Objectives

1. Analyze U.S. Supreme Court decision-making and analysis through landmark decisions involving the 4th, 5th, and 6th amendments to the U.S. Constitution.
2. Assess the traditional and contemporary bases for civil liberties in a democratic society.
3. Discuss the historical development of civil liberties in American jurisprudence and the context with which to address the contemporary challenges to these liberties in the American justice system and society as a whole.

Required Readings

1. United States Supreme Court Cases, available on **WebCT** and at:
 - a. <http://www.findlaw.com/casecode/supreme.html>
 - b. <http://www.uscplus.com/>
 - c. <http://www.oyez.com/>
 - d. <http://supct.law.cornell.edu/supct/>
 2. WebCT Documents See weekly schedule in Syllabus
 3. WebCT Weekly Notes See weekly schedule in Syllabus
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Recommended Readings

Tracy, Paul E. (2003) *Who Killed Stephanie Crowe? The Anatomy of a Murder Investigation*. Dallas, TX: Brown Books. **Available at Off Campus Books**

Other useful links

1. <http://www.aclu.org/#>
 2. <http://www.law.cornell.edu/>
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Advanced Writing Requirement

This course qualifies as an advanced writing requirement, fulfilling the Communication requirement in CJS degree plans. If you are taking this course as a writing requirement, but you are majoring in a program outside the School of Economics, Political & Policy Sciences, I would encourage you to talk with your advisor or program director to ensure that this course will fulfill that requirement for you.

Course Requirements:

Attendance/Participation: I will take attendance for this course, but as of right now, I am not planning on grading you on your attendance. However, I would strongly encourage you to attend. You will be held responsible for material, regardless of whether you were in class. If a lack of attendance and participation becomes a serious problem, I may re-evaluate the grading scheme and incorporate an attendance/participation assessment.

Expectations: I expect that you will have completed the readings each week and have something valuable to contribute to the course discussions. I will occasionally give quizzes to assess the level at which students are keeping up with reading material. These quizzes will not be for a grade, but they may be used later when determining the grade of a student on the cusp between grade levels.

Additionally, as this is a learning environment, I encourage everyone to share his or her ideas and opinions. However, I expect everyone to do so in a civilized manner - one that promotes discussion rather than conflict.

Course Assessments

Assignment 1

50% of grade

1. Detailed Outline

Due: September 6th

2. Paper on competing justice system models.

Due: September 27th

The first assignment will concern the various models of the criminal justice system - the "due process" vs. the "crime control" models, and the "ideal criminal justice system" as discussed in class. It is clear that society's attempt to control crime and criminals and yet achieve justice often involves competing philosophies and principles. This illuminates the tension and difficulty involved in maintaining the rights of the people to be protected from crime and criminals through the agents of the criminal justice system, while simultaneously ensuring that the constitutional rights guaranteed to *all* citizens by the Constitution are not violated.

Assignment 2

50% of grade

1. Detailed Outline

Due: October 25th

2. Paper on Supreme Court cases addressing civil liberties.

Due: November 15th

The second assignment is to discuss the effects that key U.S. Supreme Court cases (pertaining to the criminal justice amendments) have on the relevant stages/components of the criminal justice system and the competing models.

Extra Credit Paper

Due: November 29th

There is an option for an extra credit writing assignment to improve the final course grade as reflected on the two required assignments.

Note: The specific instructions for each assignment will be posted on WebCT at least three weeks prior to the due date. This will be more than sufficient time for all assignments to be turned in by the due date. Thus, late papers will not be accepted unless prior permission is given. Such permission will only be granted for substantial extenuating circumstances with appropriate documentation.

Academic Calendar

Week 1 (Aug. 23rd):

Course Introduction

Week 2 (Aug. 30th):

Origins of Constitutional Rights & Civil Liberties
Read: WebCT documents

Sept. 1 st	Last day to drop without a "W"
Week 3 (Sept. 6th):	Competing Models of Justice Read: WebCT documents <u>Assignment 1: Outline Due!</u>
Week 4 (Sept. 13th):	Competing Models of Justice Read: WebCT documents
(Sept. 17 th):	<u>Revised Outline Due (if necessary)</u>
Week 5 (Sept. 20th):	4th Amendment Read: Mapp v. Ohio (1961)
Week 6 (Sept. 27nd):	Exclusionary Rule: Alive and Well? Read: WebCT documents <u>Assignment 1 Due!</u>
Week 7 (Oct. 4th):	6 th Amendment Read: Gideon v. Wainwright (1963)
Week 8 (Oct. 11th):	Film
Week 9 (Oct. 18th):	5th Amendment Read: Escobedo v. Illinois (1964) Miranda v. Arizona (1966)
Oct. 19 th	Last day to withdraw with a WP or WF
Week 10 (Oct. 25th):	Miranda in Action Read: WebCT documents <u>Assignment 2: Outline Due!</u>
Week 11 (Nov. 1st):	Miranda Progeny Read: WebCT documents, Chavez v. Martinez (2003)
(Nov. 4 th):	<u>Revised Outline Due (if necessary)</u>
Week 12 (Nov. 8rd):	Case Study: Contemporary Civil Liberty Issues Read: Tracy
Week 13 (Nov. 15th):	Case Study, Continued (if necessary) Film <u>Assignment 2 Due!</u>
Week 14 (Nov. 22th):	Conclusion, Discussion of extra credit opportunities

Week 15 (Nov. 29th):

Final Exam Period
Extra Credit Paper Due

WebCT

This class will make extensive use of WebCT for posting grades, assignments, supplemental readings, and other pertinent information; thus, you must be able to access WebCT. You need to check it several times a week for updates or other information. If you have not activated your NetID, you need to do so immediately. To activate your NetID, please go to <https://netid.utdallas.edu:4443/guam/servlet/MAIN>. If you have any problems, please see https://www.utdallas.edu/distlearn/students/webct_login.htm or call the help desk at 972-883-2911.

Field Trip Policies

Off-campus Instruction and Course Activities

Off-campus, out-of-state, and foreign instruction and activities are subject to state law and University policies and procedures regarding travel and risk-related activities. Information regarding these rules and regulations may be found at the website address http://www.utdallas.edu/BusinessAffairs/Travel_Risk_Activities.htm. Additional information is available from the office of the school dean. Below is a description of any travel and/or risk-related activity associated with this course.

Student Conduct & Discipline

The University of Texas System and The University of Texas at Dallas have rules and regulations for the orderly and efficient conduct of their business. It is the responsibility of each student and each student organization to be knowledgeable about the rules and regulations which govern student conduct and activities. General information on student conduct and discipline is contained in the UTD publication, *A to Z Guide*, which is provided to all registered students each academic year.

The University of Texas at Dallas administers student discipline within the procedures of recognized and established due process. Procedures are defined and described in the *Rules and Regulations, Board of Regents, The University of Texas System, Part 1, Chapter VI, Section 3*, and in Title V, Rules on Student Services and Activities of the university's *Handbook of Operating Procedures*. Copies of these rules and regulations are available to students in the Office of the Dean of Students, where staff members are available to assist students in interpreting the rules and regulations (SU 1.602, 972/883-6391).

A student at the university neither loses the rights nor escapes the responsibilities of citizenship. He or she is expected to obey federal, state, and local laws as well as the Regents' Rules, university regulations, and administrative rules. Students are subject to discipline for violating the standards of conduct whether such conduct takes place on or off campus, or whether civil or criminal penalties are also imposed for such conduct.

Academic Integrity

The faculty expects from its students a high level of responsibility and academic honesty. Because the value of an academic degree depends upon the absolute integrity of the work done by the student for that degree, it is imperative that a student demonstrate a high standard of individual honor in his or her scholastic work.

Scholastic dishonesty includes, but is not limited to, statements, acts or omissions related to applications for enrollment or the award of a degree, and/or the submission as one's own work or material that is not one's own. As a general rule, scholastic dishonesty involves one of the following acts: cheating, plagiarism, collusion and/or falsifying academic records. Students suspected of academic dishonesty are subject to disciplinary proceedings.

Plagiarism, especially from the web, from portions of papers for other classes, and from any other source is unacceptable and will be dealt with under the university's policy on plagiarism (see general catalog for details). This course will use the resources of turnitin.com, which searches the web for possible plagiarism and is over 90% effective.

Email Use

The University of Texas at Dallas recognizes the value and efficiency of communication between faculty/staff and students through electronic mail. At the same time, email raises some issues concerning security and the identity of each individual in an email exchange. The university encourages all official student email correspondence be sent only to a student's U.T. Dallas email address and that faculty and staff consider email from students official only if it originates from a UTD student account. This allows the university to maintain a high degree of confidence in the identity of all individual corresponding and the security of the transmitted information. UTD furnishes each student with a free email account that is to be used in all communication with university personnel. The Department of Information Resources at U.T. Dallas provides a method for students to have their U.T. Dallas mail forwarded to other accounts.

Withdrawal from Class

The administration of this institution has set deadlines for withdrawal of any college-level courses. These dates and times are published in that semester's course catalog. Administration procedures must be followed. It is the student's responsibility to handle withdrawal requirements from any class. In other words, I cannot drop or withdraw any student. You must do the proper paperwork to ensure that you will not receive a final grade of "F" in a course if you choose not to attend the class once you are enrolled.

Student Grievance Procedures

Procedures for student grievances are found in Title V, Rules on Student Services and Activities, of the university's *Handbook of Operating Procedures*.

In attempting to resolve any student grievance regarding grades, evaluations, or other fulfillments of academic responsibility, it is the obligation of the student first to make a serious effort to resolve the matter with the instructor, supervisor, administrator, or committee with whom the grievance originates (hereafter called "the respondent"). Individual faculty members retain primary responsibility for assigning grades and evaluations. If the matter cannot be resolved at that level, the grievance must be submitted in writing to the respondent with a copy of the respondent's School Dean. If the matter is not resolved by the written response provided by the respondent, the student may submit a written appeal to the School Dean. If the grievance is not resolved by the School Dean's decision, the student may make a written appeal to the Dean of Graduate or Undergraduate Education, and the dean will appoint and convene an Academic Appeals Panel. The decision of the Academic Appeals Panel is final. The results of the academic appeals process will be distributed to all involved parties.

Copies of these rules and regulations are available to students in the Office of the Dean of Students, where staff members are available to assist students in interpreting the rules and regulations.

Incomplete Grade Policy

As per university policy, incomplete grades will be granted only for work unavoidably missed at the semester's end and only if 70% of the course work has been completed. An incomplete grade must be resolved within eight (8) weeks from the first day of the subsequent long semester. If the required work to complete the course and to remove the incomplete grade is not submitted by the specified deadline, the incomplete grade is changed automatically to a grade of **F**.

Disability Services

The goal of Disability Services is to provide students with disabilities educational opportunities equal to those of their non-disabled peers. Disability Services is located in room 1.610 in the Student Union. Office hours are Monday and Thursday, 8:30 a.m. to 6:30 p.m.; Tuesday and Wednesday, 8:30 a.m. to 7:30 p.m.; and Friday, 8:30 a.m. to 5:30 p.m.

The contact information for the Office of Disability Services is:

The University of Texas at Dallas, SU 22

PO Box 830688

Richardson, Texas 75083-0688

(972) 883-2098 (voice or TTY)

Essentially, the law requires that colleges and universities make those reasonable adjustments necessary to eliminate discrimination on the basis of disability. For example, it may be necessary to remove classroom prohibitions against tape recorders or animals (in the case of dog guides) for students who are blind. Occasionally an assignment requirement may be substituted (for example, a research paper versus an oral presentation for a student who is

hearing impaired). Classes enrolled students with mobility impairments may have to be rescheduled in accessible facilities. The college or university may need to provide special services such as registration, note-taking, or mobility assistance.

It is the student's responsibility to notify his or her professors of the need for such an accommodation. Disability Services provides students with letters to present to faculty members to verify that the student has a disability and needs accommodations. Individuals requiring special accommodation should contact the professor after class or during office hours.

Religious Holy Days

The University of Texas at Dallas will excuse a student from class or other required activities for the travel to and observance of a religious holy day for a religion whose places of worship are exempt from property tax under Section 11.20, Tax Code, Texas Code Annotated.

The student is encouraged to notify the instructor or activity sponsor as soon as possible regarding the absence, preferably in advance of the assignment. The student, so excused, will be allowed to take the exam or complete the assignment within a reasonable time after the absence: a period equal to the length of the absence, up to a maximum of one week. A student who notifies the instructor and completes any missed exam or assignment may not be penalized for the absence. A student who fails to complete the exam or assignment within the prescribed period may receive a failing grade for that exam or assignment.

If a student or an instructor disagrees about the nature of the absence [i.e., for the purpose of observing a religious holy day] or if there is similar disagreement about whether the student has been given a reasonable time to complete any missed assignments or examinations, either the student or the instructor may request a ruling from the chief executive officer of the institution, or his or her designee. The chief executive officer or designee must take into account the legislative intent of TEC 51.911(b), and the student and instructor will abide by the decision of the chief executive officer or designee.

This syllabus is subject to change at the discretion of the Professor.