

Criminal Law (AJ221)
SYLLABUS

Tuesday and Thursday Noon to 1:15p Aug. 21 thru Dec. 11 Hale 217

Instructor: Ryan Daniels E-mail: ryanbkd@hawaii.edu Phone: 984-3224 Faculty Hale 4

COURSE DESCRIPTION: A survey of criminal law from philosophical, substantive and procedural perspectives. It covers basic concepts of criminality, types of crimes against persons and property, defenses, court procedures, US Constitution's protections and issues, legal institutions, and current issues regarding punishment, terrorism and international criminal law.

GENERAL COURSE OBJECTIVES: To familiarize the student with the foundations of criminal law, the main types of criminal offenses, the procedures by which criminal legal issues are resolved, the Federal and State approaches to criminal law, the importance of the Constitution in this area, and current local and national issues in criminal law such as terrorism.

STUDENT LEARNING OUTCOMES:

- a) Upon completion of this course, the student will be able to:
- b) Explain the foundation of criminal law in American society
- c) Understand terminology related to criminal law and procedure;
- d) Identify important judicial decisions in this area;
- e) Classify major types of crime;
- f) Explain sentencing choices and alternatives and mental health concerns in criminal law;
- g) Demonstrate how to read and analyze a criminal statute and a Supreme Court decisions.

REQUIRED TEXT:

Hawaii Criminal and Traffic Law Manual, 2017 or newer edition, Lexis Nexis, Mathew Bender and Co Inc.
All course related information is accessible at: <https://www.capitol.hawaii.gov/docs/HRS.htm>

ACTIVITIES: Course work may consist of text and other readings, lectures, class and small group discussion, skill practice, viewing and commenting on films, guest lectures, group and individual projects, student presentations, writing papers, quizzes and exams.

CLASS CONDUCT:

In order to create an effective, safe learning environment, class members are expected to treat one another and the instructor with respect at all times. Inappropriate statements, comments, sharing and gossip will not be tolerated. Behaviorally this includes extending courtesy, attentiveness, politeness, consideration, care, and concern to others. Respectful and professional classroom behavior also includes removing sunglasses and turning off/silencing cell phones while in class. Computer and smart-phone access is allowed during class time, **if it is relevant to coursework or topics of discussion.** The instructor reserves the right to ask you to turn off any electronics or to relocate where you are sit if monitoring your behavior is necessary.

HONORING CONFIDENTIALITY:

In order to support a conducive to learning environment, never share or gossip about what someone in class shares with us about themselves. This respect for the process of others is especially important in our small community and could violate Federal Privacy Rights:

<https://www2.ed.gov/policy/gen/guid/fpco/ferpa/index.html>

- **Assessment:** A sample of your work may be anonymously used to assess student achievement of Program Learning Outcomes (PLO) or other General Education standards UH Maui College.
- **My Success:** Is an early alert system currently available for student support. If your instructor feels you may be struggling, they may refer you to this service.

ACADEMIC PROBATION POLICY: All University of Hawai'i Maui College students must maintain a cumulative GPA of 2.0 or higher. Failure to do so could result in the following: Warning, Probation, Suspension, and Dismissal. For more information, go to <http://maui.hawaii.edu/academic-policy/>

ATTENDANCE AND PARTICIPATION: Important aspects of learning occur through class interaction and participation. You need to both attend classes regularly and participate in class discussions and activities in order to get the most out of the class. Quizzes/exams will include material from lectures, class discussions/activities and readings. If you are absent you will be at a disadvantage. You will receive 2 points for each class in which you attend and participate (less if you don't participate). Test and quiz questions will be drawn from text AND lecture material. If you are absent it will be your responsibility to get lecture notes from a classmate.

HOMEWORK: Homework assignments are intended to clarify the course content and prepare you for active class discussion/participation. You are expected to have read the assigned material for discussion on the date it is listed as the topic. Homework assignments are expected to be completed and handed in at the beginning of class when due. Points will be deducted for work submitted late unless cleared in advance.

WITHDRAWAL FROM COURSE Please talk to me if you are having difficulty with the course or decide to stop coming to class. I will do everything I can to help you do your best in this course. If I feel that you may be struggling, a referral may be sent via MySuccess, an early alert system currently available for student support.

If you want a CR/NC option or need to withdraw officially from classes (shows up as "W" on their transcript) you will need to do it in Banner by **October 29th**. If you simply choose to stop coming and do not officially drop the course, you will receive the appropriate grade for any work completed.

EXTRA CREDIT: Opportunities to earn extra credit **may be** offered during the semester, but don't count on it! Class attendance and participation, doing the homework, completing assignments, and taking quizzes/exams are areas where you should focus your energy.

GRADING: Total 550 points

- **Attendance/Participation – 120 points.** There are 30 class meetings. Attending the class earns you 2 points, but with participation it earns an additional 2 points.
- **Assignments – 100 points.** Homework assignments are intended to clarify the course content and prepare you for active class discussion. Homework assignments are expected to be completed and handed in at the beginning of class when due. It will also be used to reflect on your understanding of the topic of discussion. All work submitted late will not be accepted unless cleared in advance.
- **Quizzes – 180 points.** There will be six quizzes this semester. Each quiz will evaluate your understanding of the material presented during class time or from homework assignments.
- **Exams – 150 points.** There will be three exams for this course. Each exam will evaluate your comprehension and understanding of the material presented. If you are not present, there will be no make-up.

Grades will be based on the following point/percentage system:

A: 495 - 550	(90-100%)
B: 440 - 494	(80-89%)
C: 385 - 439	(70-79%)
D: 330 - 384	(60-69%)
F/NC: Below 329	(0-59%)

Tentative Course Calendar – Spring 2017

08/21	Introductions/Syllabus and Course Overview
08/23	The Hawaii Penal Code
08/28	States of Mind and Elements of an offense
09/30	Crimes against persons/Homicide
09/04	Assault, TT, Sex Assault
09/06	Crimes against property rights: Theft
09/11	Robbery, Forgery, and Arson
09/13	
09/18	Cybercrime and Digital Forensics
09/20	Digital Forensics Mini-lab Assignment
09/25	Bribery, Jury Tampering, Contempt
09/27	Crimes Against Public Order
10/02	Crimes of indecency and public morals
10/04	Crimes against animals and the environment
10/09	Offenses against public health and morals
10/11	
10/16	Promoting Pornography
10/18	Gambling
10/23	Federal Drug Schedule
10/25	Methamphetamine
10/30	Federal Drug Schedule 329-14 through 329-22
11/01	Methamphetamine Trafficking 712-1240.7 through 712-1240.9
11/06	Elections Day Holiday
11/08	Promoting Dangerous Drugs 712-1241 through 712-1243
11/13	Promoting Harmful Drugs 712-1244 through 712-1246.5
11/15	
11/20	Promoting Detrimental Drugs 712-1247 through 712-1249.5
11/22	Thanksgiving Day Holiday
11/27	Promoting Controlled Substances 712-1249.6 through 712-1257
11/29	
12/04	The U.S. Constitution and concepts of Justice
12/08	
12/11	Scheduled Final Exam: Noon to 2:00p

UHMC STUDENT CODE OF CONDUCT

UHMC supports a positive educational environment that will benefit student success. In order to ensure this vision, UHMC has established the UHMC Student Code of Conduct to ensure the protection of student rights and the health and safety of the community, as well as to support the efficient operation of all programs. All currently enrolled students at UHMC are required to abide by the UHMC Student Code of Conduct. A copy of the most current Student Code can be found on the College's website: <http://maui.hawaii.edu/student-conduct-code/>

Academic Dishonesty:

The University does not condone academic dishonesty as outlined in the Student Conduct Code! This includes cheating, plagiarism, or other inappropriate conduct that could lead to expulsion from the University.

- Cheating includes but is not limited to giving unauthorized help during an examination, obtaining unauthorized information about an examination before it is administered, using inappropriate sources of information during an examination, altering the record of any grade, altering answers after an examination has been submitted, falsifying an official University record, and misrepresenting the facts in order to obtain exemptions from course requirements.
- Plagiarism includes but is not limited to submitting, to satisfy an academic requirement, any document that has been copied in whole or part from another individual's work without identifying that individual; neglecting to identify as a quotation a documented idea that has not been assimilated into the student's language and style, or paraphrasing a passage so closely that the reader is misled as to the source; submitting the same written or oral material in more than one course without obtaining authorization from the instructor.

Non-Discrimination Statement:

The University of Hawai'i System Executive Policy EP 1.204, declares and reaffirms its commitment to the University's equal education and employment opportunity policy. The University is committed to a policy of nondiscrimination on the basis of race, sex, age, religion, color, national origin, ancestry, handicap, marital status, arrest and court record, sexual orientation, gender identity, and veteran status. This policy covers admission and access to, and participation, treatment, and employment in the University's programs and activities. If you feel that you are being discriminated against, contact the website (<http://maui.hawaii.edu/nondiscrimination-policy/>) or the UH Equal Employment Opportunity and Affirmative Action Office at 956-7077.

Sex or Gender-Based Discrimination (Title IX): The University of Hawaii is committed to providing a learning, working and living environment that promotes personal integrity, civility, and mutual respect and is free of all forms of sex discrimination and gender-based violence, including sexual assault, sexual harassment, gender-based harassment, domestic violence, dating violence, and stalking. If you or someone you know is experiencing any of these, the University has staff and resources on your campus to support and assist you. Staff can also direct you to resources that are in the community.

As a member of the University faculty, I am required report any incident of sex discrimination or gender-based violence to the campus Title IX Coordinator. I cannot guarantee confidentiality, but can provide options about how your case will be handled and any interim measures the College can provide including access to resources and support you need. Title IX resources:

<http://www.hawaii.edu/titleix>

If you wish to remain ANONYMOUS, speak with someone CONFIDENTIALLY, or would like to receive information and support in a CONFIDENTIAL setting, contact:

Nicole Sasaoka, Child & Family Svc Advocate, 357-8260, nsasaoka@cfs-hawaii.org
Aris Banaag, Personal Support Counselor, 984-3278, arisb@hawaii.edu
Catherine Taylor, Disability Services Counselor, 984-3227, cataylor@hawaii.edu
Denise Cohen, Campus Health Center Coordinator, 984-3493, denisec@hawaii.edu

If you wish to REPORT an incident of sex discrimination or gender-based violence including sexual assault, sexual harassment, gender-based harassment, domestic violence dating violence or stalking as well as receive information and support, contact:

- **Debbi Brown**, Title IX Coordinator
Email: debbi@hawaii.edu
Chancellor's Office
Phone: 984-3601
- **David Grooms**, Vice Chancellor for Academic Affairs
Email: grooms@hawaii.edu
Office: Ka Lama 118
Phone: 984-3376
- **Lorelle Peros**, Associate Professor
Email: lorelle@hawaii.edu
Office: Ka Lama 219
Phone: 984-3343

Safezone:

This class welcomes everyone regardless of age, gender identity, sexual preference, ethnicity, or background. You are expected to show courtesy and respect in all course related interactions. Please share if you have a preferred name or appropriate pronoun.

The UHMC Safezone coordinator is: **Keali'i Ballao** Phone: [984.3483](tel:984.3483) | Email: ballao@hawaii.edu

Disability Accommodations:

Reasonable accommodations will be provided for students with documented physical, sensory, systemic, cognitive, learning and psychiatric disabilities. If you believe you have a disability requiring accommodations, please notify the Disability Services counselor, who will verify your disability and provide the course instructor with recommendations for appropriate accommodations.

<http://maui.hawaii.edu/disability/>

DS Counselor: **Catherine Taylor** Phone: 984-3227 or Telecom. Relay: [\(808\)984-3741](tel:(808)984-3741)