

CJ 201- Criminal Law

Chapter Two

1. List & define/explain the 2 basic elements of all crimes.
 - 1.) **Mens rea is the specific mental state of the defendant at the time of the crime; a guilty mind. (pg.46)**
 - 2.) **Actus reus is an act in violation of the law; a guilty act. (pg.41)**
2. What does criminal omission mean?
Omission to act is an intentional or unintentional failure to act, which may impose criminal liability if a duty to act under the circumstances is specified by law. (pg.44)
3. List 4 situations where failure to act may constitute a breach of legal duty.
 - 1.) **Ginger and David Twitchell were convicted in 1990 of involuntary manslaughter after their two-year-old son, Robyn, died of a bowel obstruction that could easily have been treated surgically.**
 - 2.) **Penn State University child-abuse scandal that began in 2011 when young male victims alleged that 68-year-old Jerry Sandusky, former Penn State football defense coordinator, sexually abused them.**
 - 3.) **the failure to file a tax return**
 - 4.) **the failure to register for the military draft**
 - 5.) **child-neglect laws**
 - 6.) **Statutes requiring the reporting of crimes**
4. List & define 4 types of possession (pg.43)
 - 1.) **Knowing possession is possession with awareness of what one possesses**
 - 2.) **Mere possession is possession in which one may or may not be aware of what he or she possesses.**
 - 3.) **Actual possession is possession in which one has direct physical control over the object or objects in question.**
 - 4.) **Constructive possession is the ability to exercise control over property or objects, even though they are not in one's physical custody.**

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