

EXAM 1 STUDY GUIDE CRIMINAL LAW

Chapter 1: Fundamentals of Criminal Law and Procedure

What is Criminal Law?

- Formal means of social control
- That branch of law prohibiting certain forms of conduct and imposing penalties on those who engage in prohibited behavior
- Core function is to punish wrongdoers

Substantive Law

- Prohibits certain forms of conduct by defining crimes and establishing the parameters of penalties
 - Possession of heroin, drunk driving i.e.

Procedural Law

- Regulates enforcement of the substantive law, the determination of guilt, and the punishment of those found guilty of crimes
 - Trial procedures, sentencing

3 Fundamental Principles

1. *Constitutional Supremacy*: criminal law and procedure is subordinate to the U.S Constitution
2. *Federalism*: division between the national government and the 50 states
3. *Separation of Powers*: the federal government and the states have separate/legislative, executive, and judicial branches

What is a Crime?

- Actus Reus or "wrongful act"
- Mens rea or "criminal intent"
 - Not the same as motive "guilty mind"
 - Having formed a mental purpose to act
 - Intentionally committed a prohibited act
 - Exceptions
- Felonies
 - More serious crimes
 - Imprisonment for more than 1 year
- Misdemeanors
 - Less serious
 - Imprisonment for less than 1 year

ND Classifications of Crime (N.D.C.C. 12-1-32-01)

- Class AA felony - max life without parole
- Class A felony - max of 20 years and/or \$20,000 fine
- Class B felony - max of 10 years and/or \$10,000 fine
- Class C felony - max of 5 years and/or \$10,000 fine
- Class A misdemeanor - max of 1 year or fine of \$3,000
- Class B misdemeanor - max of 30 days or fine of \$1,500
- Infraction - max fine of \$1,000

Fundamentals Of Criminal Law Study Guide

Christian G. Meyer



Fundamentals Of Criminal Law Study Guide:

Enjoying the Beat of Appearance: An Psychological Symphony within **Fundamentals Of Criminal Law Study Guide**

In a world taken by displays and the ceaseless chatter of instantaneous conversation, the melodic splendor and emotional symphony created by the written word usually diminish into the back ground, eclipsed by the constant noise and disturbances that permeate our lives. Nevertheless, nestled within the pages of **Fundamentals Of Criminal Law Study Guide** a wonderful literary treasure filled with fresh feelings, lies an immersive symphony waiting to be embraced. Crafted by a wonderful musician of language, this fascinating masterpiece conducts visitors on a mental journey, skillfully unraveling the concealed tunes and profound influence resonating within each carefully crafted phrase. Within the depths of this moving assessment, we will investigate the book is main harmonies, analyze its enthralling publishing model, and surrender ourselves to the profound resonance that echoes in the depths of readers souls.

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