

# 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

**Kristofer SENECA**



## **Fundamentals Of Criminal Law Study Guide:**

*Study Guide for Fundamentals of Nursing* Carol Lillis, Priscilla LeMone, Marilee LeBon, Pamela Lynn, 2010-11-01 Created in conjunction with Fundamentals of Nursing Seventh Edition this Study Guide helps students review and apply concepts from the textbook to prepare for exams as well as nursing practice Each chapter includes three sections Practicing for NCLEX containing multiple choice and alternate format questions Developing Your Knowledge Base including a variety of questions formats such as fill in the blank matching and short answer and Applying Your Knowledge comprised of critical thinking questions reflective practice scenarios and patient care studies An Answer Key appears at the back of the book

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concepts simple and complex are defined and explained when they appear for the first time This book includes Exam objectives covered in a chapter are clearly explained in the beginning of the chapter Notes and Alerts highlight crucial points Exam s Eye View emphasizes the important points from the exam s perspective Key Terms present definitions of key terms used in the chapter Review Questions contains the questions modeled after real exam questions based on the material covered in the chapter Answers to the questions are presented with explanations Also included is a full practice exam modeled after the real exam The only study guide for CHFI provides 100% coverage of all exam objectives CHFI Training runs hundreds of dollars for self tests to thousands of dollars for classroom training      *Catalog of Copyright Entries. Third Series* Library of Congress. Copyright Office,1976      *The Teaching of Criminal Law* Kris Gledhill,Ben Livings,2016-08-19 The Teaching of Criminal Law provides the first considered discussion of the pedagogy that should inform the teaching of criminal law It originates from a survey of criminal law courses in different parts of the English speaking world which showed significant similarity across countries and over time It also showed that many aspects of substantive law are neglected This prompted the question of whether any real consideration had been given to criminal law course design This book seeks to provide a critical mass of thought on how to secure an understanding of substantive criminal law by examining the course content that best illustrates the thought process of a criminal lawyer by presenting innovative approaches for securing active learning by students and by demonstrating how criminal law can secure other worthwhile graduate attributes by introducing wider contexts This edited collection brings together contributions from academic teachers of criminal law from Australia New Zealand the United Kingdom and Ireland who have considered issues of course design and often implemented them Together they examine several innovative approaches to the teaching of criminal law that have been adopted in a number of law schools around the world both in teaching methodology and substantive content The authors offer numerous suggestions for the design of a criminal law course that will ensure students gain useful insights into criminal law and its role in society This book helps fill the gap in research into criminal law pedagogy and demonstrates that there are alternative ways of delivering this core part of the law degree As such this book will be of key interest to researchers academics and lecturers in the fields of criminal law pedagogy and teaching methods      *Catalog of the Police Library of the Los Angeles Public Library* Los Angeles Public Library. Municipal Reference Library. Police Division,1972      **Library Book Catalog** United States. Department of Justice,1974      Criminal Profiling Brent E. Turvey,2022-10-04 Criminal Profiling An Introduction to Behavioral Evidence Analysis Fifth Edition maintains the same core foundation that made previous editions best sellers in the professional and academic community worldwide Written for practicing behavioral analysts and aspiring students alike this work emphasizes an honest understanding of crime and criminals Newly updated mechanisms for the examination and classification of both victim and offender behavior have been improved In addition to refined approaches toward international perspectives chapters on psychological autopsies scene investigation reconstruction court issues and racial

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**Resources in Education** ,1988 *CRIMINAL JUSTICE HANDBOOK ON MASCULINITY, MALE AGGRESSION, AND SEXUALITY* Carmen M. Cusack,2015-03-01 Criminal Justice Handbook on Masculinity Male Aggression and Sexuality discusses masculinity as a social construct an ideal and an impediment for males and females The book explores how the law equalizes protects bridges and enforces masculinity while dealing with crime which often exploits and exaggerates masculinity Among the topics addressed are historical and contemporary law scientific understandings issues in corrections military service the court system policing criminal procedure medicine and treatment Because masculinity is often exhibited as a gender role the book examines aggressive behaviors emotional responses interpersonal rules appearances sexual desires and other aspects of human dynamics that may restrict or enhance masculinity Juveniles are discretely discussed in subsections concerning masturbation bullying risk sexual assault pornography and their susceptibility to victimization by peers and adults Physical differences between males and females are relevant to criminal justice processes and includes bone shape and size voices appearance scent and genitalia The male genitalia is thoroughly discussed in the sections dealing with unlawful penetration male working animals forensics sex offenders frisks and searches penile injuries prostheses obscenity and lewd behavior transgenderism and human trafficking Unique features include male and female perpetrators of domestic violence illegal immigration drug and alcohol trafficking gangs and gang members homosexual victims of hate crimes and the use of steroids In addition illustrations are included to clarify specific points This text will be an excellent resource for careers in correctional education juvenile justice criminal justice and male aggression law enforcement sociology and psychiatry

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