

# CJ-1111: CONSTITUTIONAL LAW FOR POLICE

---

## Cuyahoga Community College

**Viewing: CJ-1111 : Constitutional Law for Police**

**Board of Trustees:**

2018-01-25

**Academic Term:**

Fall 2021

**Subject Code**

CJ - Criminal Justice

**Course Number:**

1111

**Title:**

Constitutional Law for Police

**Catalog Description:**

Development of the Federal Constitution and history of Bill of Rights. In-depth analysis of First, Fourth, Fifth, Sixth, Eighth and Fourteenth Amendments. Impact of recent court decisions on these amendments and their implications for criminal justice officials.

**Credit Hour(s):**

3

**Lecture Hour(s):**

3

## Requisites

**Prerequisite and Corequisite**

ENG-0995 Applied College Literacies, or appropriate score on English Placement Test; or departmental approval.

Note: ENG-0990 Language Fundamentals II taken prior to Fall 2021 will also meet prerequisite requirements.

## Outcomes

**Course Outcome(s):**

Apply appropriate case law to real life Civil Liberty Issues.

**Essential Learning Outcome Mapping:**

Critical/Creative Thinking: Analyze, evaluate, and synthesize information in order to consider problems/ideas and transform them in innovative or imaginative ways.

Civic Responsibility: Analyze the results of actions and inactions with the likely effects on the larger local and/or global communities.

Cultural Sensitivity: Demonstrate sensitivity to the beliefs, views, values, and practices of cultures within and beyond the United States.

Written Communication: Demonstrate effective written communication for an intended audience that follows genre/disciplinary conventions that reflect clarity, organization, and editing skills.

**Objective(s):**

1. Analyze legal terms and concepts as related to Constitutional Law and Civil Liberties.
2. Research case briefs from selected Supreme Court cases.
3. Present assigned case briefs orally in class.
4. Defend legal arguments in oral and written form.
5. Apply existing Supreme Court cases to fact patterns and derive appropriate legal conclusions.

---

**Methods of Evaluation:**

1. Class participation
2. Objective examinations

3. Court briefs analysis
4. Written projects

**Course Content Outline:**

1. History and general application of the constitutional provisions
  - a. Foundations of American constitutional government
  - b. "Due process of law"
  - c. Adjudication of constitutional questions
2. Speech, press, and assembly
  - a. Regulation of speech content
  - b. "Clear and present danger" doctrine
3. Authority to detain
  - a. Historical development of arrest
  - b. "Arrest" defined
  - c. Requirements of a valid warrant
  - d. Authority to detain
4. Search and seizure
  - a. Constitutional provisions
  - b. The Exclusionary Rule
  - c. Searches
  - d. Premises protected by the Fourth Amendment
5. Wiretapping and eavesdropping
  - a. Wiretapping history
  - b. Eavesdropping history
  - c. Legislation and court division relating to interception of wire or oral communication
6. Interrogations and confessions
  - a. The "Free and Voluntary" Rule
  - b. The "Delay in Arraignment" Rule
  - c. Corroboration
  - d. Admissible statements
7. Self-incrimination and related issues
  - a. Provisions of state constitutions and the U. S. Constitution
  - b. Implied consent statutes
  - c. "Due process" considerations
  - d. Pretrial confrontation
8. Assistance of counsel
  - a. Constitutional provisions
  - b. Effects of "denial of rights of counsel"
9. Double jeopardy
  - a. Overview
  - b. Consequences
10. The right to a fair trial and humane punishment
  - a. Speedy trial
  - b. Public trial
  - c. Trial by jury
  - d. Fair and impartial trial
  - e. Confrontation
  - f. Cruel and unusual punishment
11. Civil rights and civil rights legislation
  - a. Historical background
  - b. 18 USC 242, 241, and 245

**Resources**

Hall and Feldmeier. *Constitutional Law: Governmental Power and Individual Freedoms*. 1st. Prentice Hall, 2009.

---

Kanovitz. *Constitutional Law*. 13th. Elsevier, 2012.

---

Fielding Fryling, Tina M. *Constitutional Law in Criminal Justice*. 1st. Wolters Kluwer, 2014.

---

Walker, Jeffrey T.; Hemmens, Craig. *Legal Guide for Police: Constitutional Issues*. 10th. Taylor Francis, 2015.

---

Top of page

Key: 1144