

# 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

# Study Guide For Criminal Law 10th Chapter

**Joseph J. Senna, Larry J. Siegel**



## **Study Guide For Criminal Law 10th Chapter:**

Study Guide for Siegel/Senna's Essentials of Criminal Justice Senna,Siegel,2003-05 Thoroughly updated the Study Guide includes the following elements to help students get the most out of their classroom experience learning objectives a chapter summary key terms and concepts and a self test The self test consists of multiple choice fill in the blank true false and essay questions **Study Guide to Accompany Criminal Justice** Freda A. Adler,Adler,Gerhard O. W. Mueller,William S.

Laufer,1993-11 **Criminal Justice Essentials** Sue Titus Reid,2011-12-07 Revised and updated to reflect recent research and statutory changes the Ninth Edition of Sue Titus Reid s Criminal Justice Essentials provides a comprehensive and concise overview of the U S criminal justice system Represents the most thorough legally accurate and best researched overview of the U S criminal justice system available today Anchored within the framework of the legal system and consistently includes legal decisions as a basis for much of its direction Accurately interprets the legal decisions which are cited Features

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CPA Business Law Examination Information **Criminal Justice in Action** , *A Guide to Military Criminal Law* Michael J. Davidson,1999 This essential reference explains the military justice system in layman terms and uses case examples to illustrate military law and procedures **Study Guide for Maxwell & Crain's** J. C. Horton,2006 **Instructor's Edition**

**for Criminal Justice in America** Cole,George F. Cole,2001-06 **Introduction to Criminal Justice** Joseph J.

Senna,Larry J. Siegel,2002 This text presents criminal justice as a dynamic ever changing field emphasizing how the concepts and processes of criminal justice are constantly evolving It is ideal for those introductory criminal justice courses that emphasize a comprehensive and balanced approach to all three areas of criminal justice as well as theory research and policy issues This text is the ultimate tool for complete student preparation and provides all of the up to date coverage of structural and procedural changes in the criminal justice system that instructors require ultimately helping students understand the critical issues in the field and the impact they have on the system **Urban & Regional Technology &**

**Development** ,1979 FBI Law Enforcement Bulletin ,2010 *Criminal Justice* Sue Titus Reid,1993 This book explores the criminal justice systems tracing how they have evolved and more importantly how the laws and statutes on which they are based are interpreted in today s courtrooms *Behavior & Society* ,1979 *The Publishers' Trade List Annual* ,1886

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