



5055 Santa Teresa Blvd
Gilroy, CA 95023

Course Outline

COURSE: JLE 132 **DIVISION:** 50 **ALSO LISTED AS:**

TERM EFFECTIVE: Summer 2020 **CURRICULUM APPROVAL DATE:** 06/09/2020

SHORT TITLE: PC 832

LONG TITLE: PC 832 - Laws of Arrest, Search and Seizure

| <u>Units</u> | <u>Number of Weeks</u> | <u>Type</u> | <u>Contact Hours/Week</u> | <u>Total Contact Hours</u> |
|--------------|------------------------|---------------------|---------------------------|----------------------------|
| 1 | 18 | Lecture: | .5 | 9 |
| | | Lab: | 1.75 | 31.5 |
| | | Other: | 0 | 0 |
| | | Total: | 2.25 | 40.5 |
| | | Total Learning Hrs: | 58.5 | |

COURSE DESCRIPTION:

This 40 hour course curriculum covers professional orientation, laws of arrest, search, seizure, evidence, preliminary investigations, communications and arrest techniques. This course satisfies PC 832 requirements for entry level but does not include the firearms portion. This course may be offered as a component of Correctional Officer Core Course or as part of an 18 unit approved certificate for Reserve Police Officer.

PREREQUISITES:

COREQUISITES:

CREDIT STATUS: D - Credit - Degree Applicable

GRADING MODES

L - Standard Letter Grade

REPEATABILITY: N - Course may not be repeated

SCHEDULE TYPES:

- 02 - Lecture and/or discussion
- 03 - Lecture/Laboratory
- 04 - Laboratory/Studio/Activity
- 05 - Hybrid
- 71 - Dist. Ed Internet Simultaneous
- 72 - Dist. Ed Internet Delayed
- 73 - Dist. Ed Internet Delayed LAB

STUDENT LEARNING OUTCOMES:

By the end of this course, a student should:

1. Describe the law enforcement profession, ethics and professionalism. What constitutes unethical behavior, the Administration of Justice components, the California Court system and discretionary decision making.
2. Define Criminal Law, the elements of a crime, types of intent, parties to a crime, criminal defenses, probable cause, obstruction of justice, Constitutional Rights Law, Laws of Arrest, and Use of Force.
3. Demonstrate interrogation techniques, the Miranda Rights and Waiver, preliminary investigation techniques, crime scene preservation, identification, collection and marking of evidence, preservation of evidence, and chain of custody.

CONTENT, STUDENT PERFORMANCE OBJECTIVES, OUT-OF-CLASS ASSIGNMENTS

Curriculum Approval Date: 06/09/2020

- I. Leadership, Professionalism and Ethics (2 hours)
 - A. Law Enforcement Profession
 1. Expectations of a peace officer
 - B. Ethics
 1. Unethical Behavior
 2. Ethical decision making
- II. Criminal Justice System (2 hours)
 - A. List the primary federal, state, and local law enforcement agencies within the criminal justice system
 1. California Court System
 2. Parole Probation
- III. Policing in the Community (3 hours)
 - A. Components of community policing
 1. Problem solving
 2. Internal and external resources
 - B. Policing models
 - C. Identify peace officer responsibilities in the community
 1. Maintaining order
 2. Enforcing the law and preventing crime
 3. Delivering service and educating the community
 - D. Communication
 - E. Identify the steps of the SARA Model
 1. Scanning - Identifying the problem(s)
 2. Analysis - Collecting and examining information
 3. Response - Developing and implementing solutions based on analysis
 4. Assessment - Evaluating the effectiveness of the strategy selected

- IV. Introduction to Criminal Law (2 hours)
 - A. Identify the relationship among:
 - 1. Constitutional law
 - 2. Statutory law
 - 3. Case law
 - B. Identify the basic elements common to all crimes
 - 1. Commission of a prohibited act, or an omission of a required act
 - 2. Presence of a designated state of mind (intent)
 - C. Identify three classes of crime:
 - 1. Felony
 - 2. Misdemeanor
 - 3. Infraction

Lab content:

- V. Laws of Arrest (2 hours)
 - A. U.S. Constitution
 - 1. Protections and rights
 - B. Recognize appropriate conduct during a consensual encounter
 - 1. Requesting information
 - 2. Interviewing witnesses at the scene of a crime or accident
 - 3. Conversing casually
 - 4. Disseminating information
 - C. Temporary detention
 - 1. Reasonable suspicion
 - D. Warrantless searches and seizures
 - E. Statutory rules of arrest
 - 1. Probable cause to arrest
 - 2. Evidence
 - F. Identify the purpose of the Miranda warning
 - 1. Protect person's Fifth Amendment right from being a witness against himself.
 - G. Recognize when Miranda warnings must be given
 - 1. Custody or its functional equivalent
 - 2. Interrogation
 - H. Interviews and interrogations
 - 1. Purpose of an interrogation
 - 2. Admission and confession
 - 3. Mechanics of the interview process
- VI. Search and Seizure (4 hours)
 - A. Constitutional protections
 - 1. Expectation of privacy
 - 2. Probable cause
 - 3. Exclusionary rule and how it applies
 - B. Requirements for obtaining and executing a search warrant
 - 1. Limitation

- C. Types of warrantless searches
 - 1. Cursory/frisk/pat searches
 - 2. Consent searches
 - 3. Searches pursuant to exigent circumstances
 - 4. Searches incident to arrest
 - 5. Probation/parole searches
- D. Vehicle Searches
- VII. Presentation of Evidence (1 hour)
 - A. Identify four types of evidence:
 - 1. Testimonial
 - 2. Real
 - 3. Demonstrative
 - 4. Circumstantial
 - B. Recognize relevance as it pertains to the admissibility of evidence
- VIII. Investigative Reporting (2 hours)
 - A. Explain the legal basis for requiring investigative reports
 - 1. State and federal statutes mandate law enforcement agencies report certain events and incidents
 - B. The importance of taking notes in preparation for writing reports
 - 1. An officer's field notes are the primary source the officer will use when writing the investigative report.
 - C. Identify the fundamental content elements in investigative reports, including:
 - 1. Initial information
 - 2. Identification of the crime
 - 3. Identification of involved parties
 - 4. Victim/witness statements
 - 5. Crime scene specifics
 - 6. Property information
 - 7. Officer actions
- IX. Use of Force (8 hours)
 - A. Discuss reasonable force as stated by law
 - 1. How much and what kind of force a peace officer may use in a given circumstance
 - B. Identify the circumstances set forth in the California Penal Code when a peace officer has the authority use force
 - 1. Reasonable cause to believe the person committed a public offense
 - 2. Prevent escape
 - 3. Overcome resistance
 - C. Identify that the objective of using force is to overcome resistance to gain control of an individual and the situation
 - 1. Use the type of force that is reasonable under the circumstances
 - 2. Use only the amount of force reasonable
 - 3. Use only the amount of force permitted by the agency policy

- D. Identify the legal standard for the use of deadly force
 - 1. Protect oneself, or others
 - 2. Objective and reasonable belief that his life, or the life of another, is in imminent danger of death or serious physical injury
 - 3. Based upon the totality of the facts known to the officer at the time
- E. Discuss factors that can affect a peace officer's response when threatened with danger, to include:
 - 1. Fear
 - 2. Anger
 - 3. Indecision and hesitation
- X. Crime Scenes, Evidence and Forensics (3 hours)
 - A. Identify the goal of a criminal investigation
 - 1. Establish existence of criminal violation
 - 2. Identify and arrest the suspect
 - 3. Gather and present evidence in a court of law
 - B. Chain of custody record
 - 1. Report number
 - 2. Who initially found the item
 - 3. Where and when the item was found
 - 4. A description of the item
 - 5. Who recovered, packaged, and labeled the item
 - 6. Who transported the item
 - 7. Where it was submitted
 - 8. Where, how, and when the item was secured
 - XI. Arrest Methods/Defensive Tactics (8 hours)
 - A. Demonstrate principles of defensive tactics, to include:
 - 1. Awareness
 - 2. Balance
 - 3. Control
 - B. Describe parts of an officer's body that are most vulnerable to serious injury
 - 1. Face / throat / head / neck
 - 2. Heart / kidneys / spine / groin
 - 3. Joints
 - C. Describe parts of an officer's body that may be used as personal weapons for self-defense or to overcome resistance by a subject
 - 1. Head
 - 2. Hands
 - 3. Arms
 - 4. Legs
 - 5. Feet

- D. Factors to consider when approaching a subject and conducting a plain view search
 - 1. Subject's clothing
 - 2. Subject's hands
 - 3. Proximity of subject to weapons
 - 4. Additional subjects
- E. Demonstrate an approach to safely and effectively conduct a person search
 - 1. Awareness
 - 2. Balance
 - 3. Control
 - 4. Systematic approach for all person search
- F. Discuss a peace officer's justification to use controlling force on a subject
 - 1. Subject's display of aggressive or assaultive behavior
 - 2. Physical size of subject
 - 3. Need for immediate control
 - 4. Restraints
- XII. Crimes Against the Justice System (1 hour)
 - A. Recognize the crime elements required to arrest for:
 - 1. Resisting, delaying or obstructing a public officer, peace officer, or emergency medical technician
 - B. Recognize the crime classification as a misdemeanor or felony
 - C. Recognize the crime elements required to arrest for:
 - 1. Providing a false identity to a peace officer
 - 2. Falsely reporting a criminal offense
- XIII. Cultural Diversity/Discrimination (2 hours)
 - A. Describe personal, professional, and organizational benefits of valuing diversity within the community and law enforcement organizations
 - 1. Enhanced officer safety
 - 2. Increased personal and ethical satisfaction
 - B. Define the term discrimination
 - 1. Action or behavior
 - 2. Prompted or based on prejudiced thought

METHODS OF INSTRUCTION:

Lecture, discussion and demonstration

OUT OF CLASS ASSIGNMENTS:

Required Outside Hours: 18

Assignment Description:

Investigative report writing assignment from in class scenario.

Reading assignments

METHODS OF EVALUATION:

Writing assignments

Percent of total grade: 30.00 %

Students will write an use of force report using POST standards. Report will be graded by POST instructor. Students will write an use of investigative report using POST standards. Report will be graded by POST instructor.

Problem-solving assignments

Percent of total grade: 30.00 %

Students will demonstrate a preliminary investigation including collection and preservation of evidence during class exercise. The exercise will be evaluated by the instructor using POST standards. Use of force scenarios to be evaluated by POST instructor using POST standards.

Objective examinations

Percent of total grade: 40.00 %

POST Written Exam

REPRESENTATIVE TEXTBOOKS:

California Peace Officers Standards and Training . Required: POST. PC 832 POST Learning Domain. POST, 2019. California : POST ,2019.

This is required by POST to use as text and manual

Reading Level of Text, Grade: 12

ARTICULATION and CERTIFICATE INFORMATION

Associate Degree:

CSU GE:

IGETC:

CSU TRANSFER:

Transferable CSU, effective 200670

UC TRANSFER:

Not Transferable

SUPPLEMENTAL DATA:

Basic Skills: N

Classification: Y

Noncredit Category: Y

Cooperative Education:

Program Status: 1 Program Applicable

Special Class Status: N

CAN:

CAN Sequence:

CSU Crosswalk Course Department:

CSU Crosswalk Course Number:

Prior to College Level: Y

Non Credit Enhanced Funding: N

Funding Agency Code: Y

In-Service: N

Occupational Course: B

Maximum Hours:

Minimum Hours:

Course Control Number: CCC000202009

Sports/Physical Education Course: N

Taxonomy of Program: 210550