FLORIDA ATLANTIC UNIVERSITY

NEW COURSE PROPOSAL
Undergraduate Programs

Department School of Criminology and Criminal Justice

College Social Work and Criminal Justice

*(To obtain a course number, contact **erudolph@fau.edu**)*

UUPC Approval 3-30-26
UFS Approval _____
SCNS Submittal _____
Confirmed _____
Banner Posted _____
Catalog _____

Prefix CJL

Number 4214

(L = Lab Course; C = Combined Lecture/Lab; add if appropriate)

Lab Code n/a

Type of Course Lecture

Course Title Criminal Law and the Constitution in FL

Credits *(See Definition of a Credit Hour)* 3

Effective Date *(TERM & YEAR)* Fall 2026

Grading *(Select One Option)*

Regular (●)

Sat/UnSat ( )

Course Description *(Syllabus must be attached; see Template and Guidelines)*
Florida has been the birthplace of many significant criminal law issues that emanate from the rights contained in the Florida Constitution as well as some overlapping federal constitutional provisions. This course will examine Article 1, the Declaration of Rights, contained in the Florida Constitution.

Prerequisites, with minimum grade* None

Corequisites None

Registration Controls *(Major, College, Level)* None

Default minimum passing grade is D-.** **Prereqs., Coreqs. & Reg. Controls are enforced for all sections of course

WAC/Gordon Rule Course

☐ **Yes** ☑ **No**

WAC/Gordon Rule criteria must be indicated in syllabus and approval attached to proposal. See WAC Guidelines.

Intellectual Foundations Program (General Education) Requirement *(Select One Option)*

None

General Education criteria must be indicated in the syllabus and approval attached to the proposal. See Intellectual Foundations Guidelines.

Minimum qualifications to teach course

See attached

Faculty Contact/Email/Phone

Sigal Rubin, rubins@fau.edu, 561-297-4287

List/Attach comments from departments affected by new course

Department of Political Science and Department of Philosophy

Approved by		***Date***
Department Chair	Ryan Malec	1/15/26
College Curriculum Chair	Sigal Rubin	1/15/2026
College Dean	Naelys Luna	3/6/26
UUPC Chair	Korey Sorge	3-30-26
Undergraduate Studies Dean	Dan Meeroff	3-30-26
UFS President		
Provost		

Email this form and syllabus to mjenning@fau.edu seven business days before the UUPC meeting.

Proposed New Course

CJL 4214 - Criminal Law and the Constitution in Florida

Minimum qualifications to teach the course:

A master's or terminal degree in law, criminology, or criminal justice. Additional qualifications that may be considered alongside or in place of traditional academic qualifications can include professional experience working in the field of law (e.g. for a law firm, prosecutor's office, public defender's office, or the courts) as well as relevant licensures and certifications, given the applied nature of the law.

CJL 4214 - Criminal Law and the Constitution in Florida

Syllabus
Fall 2026

Instructor Information Carey

Haughwout, Esq. Email:

Chaughwout@fau.edu

Telephone: 561-720-2902

Office hours: By Appointment

Course Description:

Florida has been the birthplace of many significant criminal law issues that emanate from the rights contained in the Florida Constitution as well as some overlapping federal constitutional provisions. This course will examine Article 1, the Declaration of Rights, contained in the Florida Constitution.

Required Materials

The Declaration of Rights in the Florida Constitution

Various Opinions from the Florida Supreme Court and United States Supreme Court Contemporary

writings about Florida constitutional criminal law issues

Books: Devil in the Grove, Gilbert King; Just Mercy, Bryan Stevenson

Course Objectives/Student Learning Outcomes

Upon successful completion of this course, students will be able to:

1. Know the history of the Declaration of Rights and discuss the reasons for the various changes as they pertain to criminal law.
2. Recognize the differences between Florida Constitutional rights and United States Constitutional rights and demonstrate how these differences pertain to individual rights in Florida.
3. Describe how the Florida Constitution has impacted the law on search and seizure.
4. Analyze the Florida Constitutional provision on victim's rights and its application.
5. Demonstrate the application of the Florida Constitutional right to pretrial release.
6. Know the critical cases originating in Florida which address the rights of the accused and victims.

Course Topical Outline Course

Schedule

Week 1 - Introductions, Course Review, Review of the Declaration of Rights

Week 2 - - History of the Declaration of Rights including changes and challenges over the years.

Week 3 - - Similarities and Differences with the United States Constitution. Significance of State rights.

Week 4 - - Review for examination on fundamentals of the Florida Constitution, historical changes and differences with the United States Constitution and exam.

Week 5 -- Rights of Accused and Due Process Week of

Week 6- Discussion of Devil in the Grove

Week 7 -- Pretrial Release, detention and habeas corpus

Week 8- Review for examination on Due Process and Pretrial Detention Rights and exam.

Week 9- Right to Bear Arms Week

Week 10- Search and Seizure Week of March

Week 11 Cruel or Unusual Punishment Week of

Week 12- Class debate on balancing rights of accused and victims Week - Discussion of Just Mercy

Week 13- Amending the Constitution. Receive assignments for oral presentations. Week of

Week 14- Oral presentations based upon specific assignments.

Week 15- Review for final exam and assignments for final essay Week of - Final Essay

Depending on class size, debate and oral presentations may be done in teams of 2-3.

Course Evaluation Method

Grading criteria:

Examinations 1 and 2- 15% each

Debate performance- 15%

Oral Presentation- 20%

Participation in discussions of books- 15% Final

Essay- 20%

General information:

Examinations are expected to be completed in class. The examinations will be based on readings, lectures and class discussions. The exams will include multiple choice, true/false and or short answer questions. The final essay exam will require you to address several questions. Answers will be evaluated based on content and ability to analyze the issues.
Good answers will demonstrate you have read the materials, listened to the presentations, and analyzed the concepts.

Discussions of reading material will be judged based upon your demonstrated knowledge and critical insight gained from the reading. Discussions will allow for individual opinions and will require respect for others' opinions.

Debate will require asserting a position, citing support for the position and countering your opponent's argument with recognized authority. Personal attacks or inappropriate remarks will not be tolerated. Debate performance will be judged based upon clarity of position, authority for position and countering arguments.

Oral presentations will require presenting reasons for or against a topic in a persuasive manner while explaining the counter-arguments. They should include examples of real life situations where the particular rights are in issue.

Artificial Intelligence Preamble

FAU recognizes the value of generative AI in facilitating learning. However, output generated by artificial intelligence (AI), such as written words, computations, code, artwork, images, music, etc., for example, is drawn from previously published materials and is not your own original work.

FAU students are not permitted to use AI for any course work unless explicitly allowed to do so by the instructor of the class for a specific assignment. **[Policy 10.16 Artificial Intelligence]**

Class policies related to AI use are decided by the individual faculty. Some faculty may permit the use of AI in some assignments but not others, and some faculty may prohibit the use of AI in their course entirely. In the case that an

instructor permits the use of AI for some assignments, the assignment instructions will indicate when and how the use of AI is permitted in that specific assignment. It is the student's responsibility to comply with the instructor's expectations for each assignment in each course. When AI is authorized, the student is also responsible and accountable for the content of the work. AI may generate inaccurate, false, or exaggerated information. Users should approach any generated content with skepticism and review any information generated by AI before using generated content as-is.

If you are unclear about whether or not the use of AI is permitted, ask your instructor before starting the assignment.

Failure to comply with the requirements related to the use of AI may constitute a violation of the **Florida Atlantic Code of Academic Integrity, Regulation 4.001.**

Proper Citation: If the use of AI is permitted for a specific assignment, then use of the AI tool must be properly documented and cited. For more information on how to properly cite the use of AI tools, visit **https://fau.edu/ai/citation**

AI Language Specific To This Course

AI Flexible: The use of AI to assist in work assigned in this specific course is permitted only for specific assignments as indicated by the instructor. Use must be properly documented and cited per instructor guidelines (https://fau.edu/ai/citation).

Disability Policy

In compliance with the Americans with Disabilities Act Amendments Act (ADAAA), students who require reasonable accommodations due to a disability to properly execute coursework must register with Student Accessibility Services (SAS) and follow all SAS procedures. SAS has offices across three of FAU's campuses – Boca Raton, Davie and Jupiter – however disability services are available for students on all campuses. For more information, please visit the SAS website at www.fau.edu/sas/.

Code of Academic Integrity

Students at Florida Atlantic University are expected to maintain the highest ethical standards. Academic dishonesty is considered a serious breach of these ethical standards, because it interferes with the university mission to provide a high quality education in which no student enjoys an unfair advantage over any other. Academic dishonesty is also destructive of the university community, which is grounded in a system of mutual trust and places high value on personal integrity and individual responsibility. Harsh penalties are associated with academic dishonesty. For more information, see University Regulation 4.001.

Attendance Policy Statement

Students are expected to attend all their scheduled University classes and to satisfy all academic objectives as outlined by the instructor. The effect of absences upon grades is determined by the instructor, and the University reserves the right to deal at any time with individual cases of non-attendance. Students are responsible for arranging to make up work missed because of legitimate class absence, such as illness, family emergencies, military obligation, court-imposed legal obligations, or participation in University-approved activities. Examples of University-approved reasons for absences include participating on an athletic or scholastic team, musical and theatrical performances, and debate activities. It is the student's responsibility to give the instructor notice prior to any anticipated absences and within a reasonable amount of time after an unanticipated absence, ordinarily by the next scheduled class meeting. Instructors must allow each student who is absent for a University-approved reason the opportunity to make up work missed without any reduction in the student's final course grade as a direct result of such absence.

Religious Accommodation Policy Statement

In accordance with the rules of the Florida Board of Education and Florida law, students have the right to reasonable accommodations from the University in order to observe religious practices and beliefs regarding admissions, registration, class attendance, and the scheduling of examinations and work assignments. University Regulation 2.007, Religious Observances, sets forth this policy for FAU and may be accessed on the FAU website at www.fau.edu/regulations.

Any student who feels aggrieved regarding religious accommodations may present a grievance to the executive director of The Office of Civil Rights and Title IX. Any such grievances will follow Florida Atlantic University's established grievance procedure regarding alleged discrimination.

Counseling and Psychological Services (CAPS) Center

Life as a university student can be challenging physically, mentally and emotionally. Students who find stress negatively affecting their ability to achieve academic or personal goals may wish to consider utilizing FAU's Counseling and Psychological Services (CAPS) Center. CAPS provides FAU students a range of services – individual therapy, group therapy, and crisis services, to name a few - offered to help improve and maintain emotional well-being. For more information, go to http://www.fau.edu/counseling/

Student Support Services and Online Resources

- Center for Learning and Student Success (CLASS)
- Counseling and Psychological Services (CAPS)
- FAU Libraries
- Math Learning Center
- Office of Information Technology Helpdesk
- Center for Global Engagement
- Office of Undergraduate Research and Inquiry (OURI)
- Science Learning Center
- Speaking Center
- Student Accessibility Services
- Student Athlete Success Center (SASC)
- Testing and Certification
- Test Preparation
- University Academic Advising Services
- University Center for Excellence in Writing (UCEW)
- Writing Across the Curriculum (WAC)

Title IX Statement

In any case involving allegations of sexual misconduct, you are encouraged to report the matter to the University Title IX Coordinator in the Office of Civil Rights and Title IX (OCR9). If University faculty become aware of an allegation of sexual misconduct, they are expected to report it to OCR9. If a report is made, someone from OCR9 and/or Campus Victim Services will contact you to make you aware of available resources including support services, supportive measures, and the University's grievance procedures. More information, including contact

information for OCR9, is available at **https://www.fau.edu/ocr9/title-ix/**. You may also contact Victim Services at **victimservices@fau.edu** or 561-297-0500 (ask to speak to an Advocate) or schedule an appointment with a counselor at Counseling and Psychological Services (CAPS) by calling 561-297-CAPS.

Faculty Rights and Responsibilities

Florida Atlantic University respects the rights of instructors to teach and students to learn. Maintenance of these rights requires classroom conditions that do not impede their exercise. To ensure these rights, faculty members have the prerogative to:

• Establish and implement academic standards.

• Establish and enforce reasonable behavior standards in each class.

• Recommend disciplinary action for students whose behavior may be judged as disruptive under the Student Code of Conduct University Regulation 4.007.