

FLORIDA CRIMINAL PROCEDURE – SPRING 2026
University of Florida Levin College of Law
SYLLABUS – LAW 6115 – 3 CREDITS

CONTACT INFORMATION

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Office Hours: Tuesdays 10:45am – 11:45 am (Holland Hall 368A)

Wednesdays 10:45am – 11:45am (virtual)

Class Meeting Time: Tu/Th 9:00am – 10:25am

Location: Holland Hall 355(C)

COURSE DESCRIPTION

Florida Criminal Procedure is a three-credit graded course.

This course covers the procedural law in Florida criminal practice. The nature, purpose, and application of various rules will be discussed. In addition to a careful study of the rules, students will read assigned cases illustrating the function(s) of major provisions. The course is designed and intended to prepare students for success on the bar exam and in the practice of criminal law. Three quizzes will be given throughout the semester and the final will be composed of three short-answer essay questions.

COURSE GOALS AND OBJECTIVES

Students will become familiar with and have a working knowledge of the Florida Rules of Criminal Procedure. Students will be able to recognize procedural issues in cases and understand how the rules (should) operate or apply on behalf of the prosecution or an accused individual. Students will learn to recognize principles of fairness in process and how rules should work to further (and not frustrate) fairness. Students will also recognize how the Florida Rules of Criminal Procedure (should) promote and extend federal constitutional protections and will be able to recognize, where applicable, the federal constitutional roots of Florida's criminal procedural rules.

LEARNING OUTCOMES

Students will be prepared and confident in their knowledge of Florida's criminal rules and procedures, both when they take the bar and in practice. Students will have entry

level knowledge of rules used in the practice of criminal law and a basic understanding of how the rules operate at critical stages of criminal cases.

COURSE MATERIALS

- The Florida Rules of Criminal Procedure
- The constitutions of the State of Florida and the United States
- The 2025 Florida Statutes
- Assigned decisions, primarily from the Florida Supreme Court and Florida District Courts of Appeal, and occasionally from the U.S. Supreme Court
- Hypothetical fact patterns

Please be sure to register for the Canvas course and have any required materials with you in print or in easily accessible electronic form in class. You are responsible for checking your Canvas page and the email connected to the page on a regular basis for any class announcements or adjustments.

PREPARATION

ABA Standard 310 requires that students devote 2 hours to out-of-class preparation for every “classroom hour” of instruction. Florida Criminal Procedure has 3 hours of in-class instruction each week, requiring at least 6 hours of preparation outside of class each week.

CLASS ATTENDANCE POLICY

Attendance in class is required by both the ABA and the Law School. Attendance will be taken at each class meeting. Students are not allowed any unexcused absences during the semester and should try to limit excused absences to three. Students are responsible for ensuring that they are not recorded as absent if they come in late. A student who fails to meet the attendance requirement will be dropped from the course. The law school’s policy on attendance can be found [here](#).

Please do not attend class if you are feeling unwell or exhibiting symptoms of illness. To the best of your ability, please provide the instructor with due notice if you need to miss class for any reason.

UF ACADEMIC POLICIES AND RESOURCES

Other information about UF academic policies and resources can be found at this [link](#).

COMPLIANCE WITH UF HONOR CODE

Academic honesty and integrity are fundamental values of the University community. Students should be sure that they understand the UF Law Honor Code located [here](#). The UF Law Honor Code also prohibits use of artificial intelligence, including but not limited

to ChatGPT and Harvey, to assist in completing quizzes, exams, papers, or other assessments unless expressly authorized by the professor to do so.

TECHNOLOGY

Cell phone use during class is prohibited. Please ensure cell phones are set to silent or your phone's equivalent to "do not disturb" during class. Use of laptops, tablets, etc. is permissible for notetaking.

INFORMATION ON UF LAW GRADING POLICIES

Levin College of Law's mean and mandatory distributions are posted on the College's website, and this class adheres to that posted grading policy. The following chart describes the specific letter grade/grade point equivalent in place:

Letter Grade	Point Equivalent	Letter Grade	Point Equivalent
A (Excellent)	4.0	C (Satisfactory)	2.0
A-	3.67	C-	1.67
B+	3.33	D+	1.33
B	3.0	D	1.0
B-	2.67	D-	0.67
C+	2.33	E (Failure)	0.0

The law school grading policy is available [here](#).

CLASS GRADING SCALE

Assignment	Points
Quiz #1	25 points
Quiz #2	25 points
Quiz #3	25 points
Final Exam	25 points
Total	100 points

OBSERVANCE OF RELIGIOUS HOLIDAYS

UF Law respects students' observance of [religious holidays](#).

- Students, upon prior notification to their instructors, will be excused from class or other scheduled academic activity to observe a religious holy day of their faith.

- Students will be permitted a reasonable amount of time to make up the material or activities covered in their absence.
- Students will not be penalized due to absence from class or other scheduled academic activity because of religious observances.

EXAM DELAYS AND ACCOMMODATIONS

The law school policy on exam delays and accommodations can be found [here](#).

STATEMENT RELATED TO ACCOMMODATIONS FOR STUDENTS WITH DISABILITIES

Students requesting accommodations for disabilities must first register with the Disability Resource Center (<https://disability.ufl.edu/>). Once registered, students will receive an accommodation letter, which must be presented to the Assistant Dean for Student Affairs (Assistant Dean Brian Mitchell). Students with disabilities should follow this procedure as early as possible in the semester. It is important for students to share their accommodation letter with their instructor and discuss their access needs as early as possible in the semester. Students may access information about various resources on the UF Law Student Resources Canvas [page](#).

COURSE EVALUATIONS

Students are expected to provide professional and respectful feedback on the quality of instruction in this course by completing course evaluations online via GatorEvals. Click [here](#) for guidance on how to give feedback in a professional and respectful manner. Students will be notified when the evaluation period opens and may complete evaluations through the email they receive from GatorEvals, in their Canvas course menu under GatorEvals, or via <https://ufl.bluer.com/ufl/>. Summaries of course evaluation results are available to students [here](#).

RECORDINGS OF CLASS

Students may record video or audio of class lectures. However, the purposes for which these recordings may be used are strictly controlled. The only allowable purposes are (1) for personal educational use; (2) in connection with a complaint to the university; or (3) as evidence in, or in preparation for, a criminal or civil proceeding. All other purposes are prohibited.

Specifically, students may not publish recorded lectures without the written consent of the instructor. A “class lecture” is an educational presentation intended to inform or teach enrolled students about a particular subject, including any instructor-led discussions that form part of the presentation, and delivered by any instructor hired or appointed by the University, or by a guest instructor, as part of a University of Florida course. A class lecture does not include academic exercises involving solely student

participation, assessments (quizzes, tests, exams), or private conversations between students in the class or between a student and the faculty or guest lecturer during a class session.

Publication without permission of the instructor is prohibited. To “publish” means to share, transmit, circulate, distribute, or provide access to a recording, regardless of format or medium, to another person (or persons), including but not limited to another student within the same class section. Additionally, a recording, or transcript of a recording, is considered published if it is posted on or uploaded to, in whole or in part, any media platform, including but not limited to social media, book, magazine, newspaper, leaflet, or third-party note/tutoring services. A student who publishes a recording without written consent may be subject to a civil cause of action instituted by a person injured by the publication and/or discipline under UF Regulation 4.040 Student Honor and Student Conduct Code.

PREFERRED NAME AND PRONOUNS

It is important to the learning environment that you feel welcome and safe in this class and that you are comfortable participating in class discussions and communicating with me on any issues related to the class. I would like to refer to you by your preferred pronouns and name. If your preferred name is not the name listed on the official UF roll, please let me know as soon as possible by email or otherwise.

HEALTH AND WELLNESS RESOURCES

Law school can be daunting, especially when life outside the law becomes challenging. UF Law provides numerous resources for your support, and I encourage you to seek help if you have concerns. Any student who has difficulty accessing sufficient food or lacks a safe place to live is encouraged to contact the Office of Student Affairs. If you are comfortable doing so, you may also notify me so that I can direct you to further resources.

- U Matter, We Care: If you or someone you know is in crisis, please contact umatter@ufl.edu, (352) 392-1575 (available 24/7), or visit the U Matter, We Care [website](#) to refer or report a concern and a team member will reach out to the student in crisis.
- Counseling and Wellness Center: Visit the Counseling and Wellness Center [website](#) or call (352) 392-1575 for information on crisis services as well as non-crisis services.
- Student Health Care Center: Call (352) 392-1161 for 24/7 information to help you find care or visit the Student Health Care Center [website](#).

COURSE PREPAREDNESS

Students should expect to study the assigned cases, court rules, and constitutional and statutory provisions for each week carefully and to read all assigned materials in advance of class. Students should come to class prepared to analyze cases critically, contribute to class discussions meaningfully, and ask informed questions. As each individual class is relatively short, students are encouraged to utilize office hours or appointments as necessary to clarify complex topics and ensure readiness for quizzes/exams.

It is recommended to access the Florida Rules of Criminal Procedure through Westlaw or LexisNexis for the most up-to-date version. In addition to Westlaw/LexisNexis, the Florida Constitution may be accessed [here](#); the Florida Statutes [here](#); and the U.S. Constitution [here](#).

FLORIDA CRIMINAL PROCEDURE – SPRING 2026 COURSE SCHEDULE

Schedule is subject to change.

Week	Topic	Required Readings and Caselaw ¹
1 01/20/26	Introduction to FL Crim Pro & Course Overview; purpose and construction of criminal procedure in Florida	Fla. R. Crim. P. 3.010; 3.020 Fla. Const. art. I, § 9, U.S. Const. Amendments. 5; 14 (Sec. 1 only)
1 01/22/26	Providing counsel to indigents; duties of booking officer	Fla. R. Crim. P. 3.111(a – c) Fla. Const. art. I, § 16 U.S. Const. Amend. 6
2 01/27/26	Providing counsel to indigents cont'd; waiver of counsel (voluntary/knowing); right to counsel; critical stages	Fla. R. Crim. P. 3.111(d – e)
2 01/29/26	Arrest warrants; pretrial probable cause determinations; adversary preliminary hearings	Fla. R. Crim. P. 3.121; 3.133 Fla. Const. art. I, § 12 F.S.A. § 901.15(1 – 10)

¹ All required caselaw will be posted to Canvas prior to class. Cases and rules should be read in their entirety (for cases, that includes footnotes, concurrences, and dissents) unless otherwise noted.

3 02/03/26	Preliminary hearings; pretrial probable cause determinations; adversary preliminary hearings (cont'd); pretrial release and detention	Fla. R. Crim. P. 3.133; 3.131; 3.132
3 02/05/26	Time for filing charges; indictments/informations	Fla. R. Crim. P. 3.134; 3.140 Fla. Const. art. I, § 15(a)
4 02/10/26	Arraignment; pleas	Fla. R. Crim. P. 3.160; 3.170
4 02/12/26	Pleas cont'd (voluntariness); plea discussions and agreements; acceptance of guilty or nolo contendere plea	Fla. R. Crim. P. 3.170; 3.171; 3.172
5 02/17/26	QUIZ 1	None.
5 02/19/26	Pretrial motions; Stand Your Ground in the pretrial context	Fla. R. Crim. P. 3.190(a – f)
6 02/24/26	Suppression motions (Fourth Amendment)	Fla. R. Crim. P. 3.190(g)
6 02/26/26	Suppression motions cont'd (Terry/stop and frisk; Fifth Amendment)	Fla. R. Crim. P. 3.190(g – h) Fla. Const. art. I, §§ 9; 12 Fla. Statutes § 901.151 US Const. amends. 4; 5
	Speedy trial	Fla. R. Crim. P. 3.191

7 03/03/26		Fla. Const. art. I, § 16(a) US Const. amend. 6
7 03/05/26	(In)competence to proceed: procedure for raising the issue; competence to proceed; scope of examination and report; competence to proceed: hearing and disposition; insanity	Fla. R. Crim. P. 3.210; 3.211; 3.216; 3.218
8 03/10/26	Discovery	Fla. R. Crim. P. 3.220 (omit subsections h; l; & o)
8 03/12/26	Change of Venue; Trial (right to jury trial/waiver)	Fla. R. Crim. P. 3.240(a – c); 3.251; 3.260; 3.270; 3.280
9 03/17/26 – 03/19/26	SPRING BREAK	None.
10 03/24/26	Trial (jurors/challenges cont'd)	Fla. R. Crim. P. 3.290; 3.300; 3.310; 3.315; 3.320; 3.330; 3.340; 3.350
10 03/26/26	Trial (challenges to panel cont'd)	
11 03/31/26	QUIZ 2	None.
11 04/02/26	Conduct of trial (juror questions); MJOA; jury instructions	Fla. R. Crim. P. 3.371; 3.380; 3.390
12	Verdicts/mistrials	Fla. R. Crim. P. 3.440; 3.450; 3.490; 3.510

04/07/26		
12 04/09/26	Posttrial motions (motion for new trial and grounds)	Fla. R. Crim. P. 3.600
13 04/14/26	Posttrial motions (motion for new trial cont'd; motion for arrest of judgment)	Fla. R. Crim. P. 3.610
13 04/16/26	Contempt (direct and indirect)	Fla. R. Crim. P. 3.830; 3.840
14 04/21/26	Postconviction Relief ²	Fla. R. Crim. P. 3.850(a); 3.853(a – b)
14 04/23/26	QUIZ 3	None.

² This class will be at the instructor's discretion and may instead be used as an opportunity to review before the last quiz or to catch up on any prior class(es) in which there was not adequate time to cover the material.