

Introduction to Law

Ch. 11 Notes

“Defenses for Criminal Conduct”

Common Defenses for Criminal Conduct

- in our _____ system, persons accused of crimes are _____ until proven _____
- defendants do not have to prove they are _____, the prosecution must prove that the defendants are _____
- during a trial, the criminal defendant and the defense lawyer do everything they can to prevent the prosecution from proving guilt _____

1. Justifiable Conduct –

2. Excusable Conduct –

3. Intoxication –

4. Involuntary Conduct –

5. Duress –

6. Necessity –

7. Mistake

Mistake of _____ =>

Mistake of _____ =>

8. Entrapment –

9. Insanity

M’Naughten Rule – the defendant must prove that their mental impairment...

1.

2.

Irresistible Impulse –

Model Penal Code Test – also known as the _____ test, defendants are insane if they can prove:

1. lacked the substantial capacity to appreciate the criminality of the act
2. lacked the substantial capacity to conform to the requirements of the law