

NAME: \_\_\_\_\_ PERIOD: \_\_\_\_\_

## ***JUSTICE UNDER THE LAW: Elements of Murder***

The “*elements*” of a crime are what a statute requires that a prosecutor prove beyond a reasonable doubt in order to obtain a conviction. In the case of murder, the elements of what used to be called “first degree” murder are:

- A) *The accused causes the death [proximate causation] of another person;*
- B) *the death is caused intentionally or knowingly [premeditation]*

The elements of what used to be called “second degree” murder are:

- A) *the accused causes the death [proximate causation] of another person;*
- B) *the accused’s conduct manifests a depraved indifference to the value of human life [gross criminal negligence]*
- C) *the conduct in fact causes the death of another person [no intervening cause]*