

MBE Subject Matter Outline – Criminal Procedure

NOTE: Approximately half of the Criminal Law and Procedure questions on the MBE will be based on category V (Criminal Procedure), and approximately half will be based on the remaining categories—I, II, III, and IV (Criminal Law).

MBE Subject Matter Outline – Criminal Law and Procedure

V. Constitutional protection of accused persons

- A. Arrest, search and seizure
- B. Confessions and privileges against self-incrimination
- C. Lineups and other forms of identification
- D. Right to counsel



MBE Subject Matter Outline – Criminal Law and Procedure

- E. Fair trial and guilty pleas
- F. Double jeopardy
- G. Cruel and unusual punishment
- H. Burdens of proof and persuasion
- I. Appeal and error

