

PRELIMINARY DRAFT

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LAW 513 CONSTITUTIONAL LAW II SYLLABUS

- REQUIRED TEXTS:**
- (1) Barron, Dienes, McCormack & Redish, Constitutional Law: Principles and Policy, Lexis Nexis Group (8th edition 2012)
 - (2) Supplement text to Constitutional Law: Principles and Policy (2017) (Contains Supreme Court Cases that were decided after the main text above was printed)
- REFERENCE TEXTS:**
- (1) Chemerinsky, Constitutional Law: Principles and Policies, Wolters Kluwer Law & Business (latest edition)
 - (2) Nowak & Rotunda, Constitutional Law, West Group (latest edition)

COURSE CONTENT AND OBJECTIVES

Students will be introduced to basic theories of Constitutional Law, including policy considerations. There will be an in-depth study of equal protection, First Amendment topics (freedom of expression and freedom of religion), and state action. Substantive due process (covered in Constitutional Law I) will be reviewed and discussed for the second time during the Spring semester.

COURSE REQUIREMENTS

Each student is required to have read the assigned materials before they are discussed in class. Some of the cases will be assigned to individual students in advance. In addition, students are required to read all of the Notes following the cases and the 2017 Supplement cases. (See the 2017 Supplement Table of Contents as the class discusses the chapters in the main text so that you will know which pages you are required to read from the Supplement). Students are required to attend class on a regular basis. The grade of any student who has been absent from class more that ten (10) times during the semester may be lowered (by the professor or Law School Administration) one (1) two (2) or three (3) grades depending on the number of excess absences.

GRADING CRITERIA

There will be one or two interim exams and a final exam at the end of the semester. Practice multi-state exams will be distributed or administered during the semester to aid in preparing students for the multi-state component of the Bar Exam. Extra class meetings will be scheduled for all Real Exams and Practice Exams unless otherwise informed. Hypothetical problems and newspaper articles containing Constitutional Law-related topics may be distributed and discussed in class periodically. Excess absences and unpreparedness will result in the course grade being lowered. Class participation will be considered in arriving at your final grade. If you are unprepared for class, inform me orally or in writing at the beginning of class, and you will be excused from participation on that day.

EXAMS AND REVIEWS

Exams and reviews will be scheduled at times other than the regular class time. There will be 2 or 3 exams including the final exam. Exams (real and practice ones) are mandatory. Reviews are not mandatory; however, students are strongly urged to attend these sessions if they enhance your understanding of the subject matter.

FIREARMS

- My office is a gun-free zone; therefore, guns are banned in my office (Room 221-F).

CLASS AND TENTATIVE OFFICE HOURS

- Class meets on Monday, Wednesday and Friday from 10:00am to 10:50am. You are expected to be in your seats and ready to participate when the professor arrives.

- OFFICE HOURS

- Monday and Wednesday: 1:30^{PM} to 3:00^{PM}

- Tuesday: By Appointment

- Friday: 1:30^{PM} to 3:00^{PM} (This time will change on those days that I schedule Practice Exams for either the Constitutional Law or Torts class)

- Other times by appointment

CONSTITUTIONAL LAW II

TOPICS AND ASSIGNMENTS

WEEK I (Jan. 8-12)

• pp. 507-610 & 2017 Supplement

- Forms of Substantive Due Process (Chap. 6)
(Focused Review - This chapter was covered in Constitutional Law I)
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WEEK II (Jan. 15-19)

• pp. 610-691 & 2017 Supplement

- **Martin Luther King Holiday (Jan. 15th)**
 - Forms of Substantive Due Process (Chap. 6)
(Focused Review - This chapter was covered in Constitutional Law I)
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WEEK III (Jan. 22-26)

• pp. 693-756 & 2017 Supplement

- The Meaning of Equal Protection (Chap. 7)
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WEEK IV (Jan. 29-Feb. 2)

• pp. 756-834 & 2017 Supplement

- The Meaning of Equal Protection (Chap. 7)
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WEEK V (Feb. 5-9)

• pp. 834-915 & 2017 Supplement

- The Meaning of Equal Protection (Chap. 7)
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WEEK VI (Feb. 12-16)

• pp. 915-984 & 2017 Supplement

- The Meaning of Equal Protection (Chap. 7)
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WEEK VII (Feb. 19-23)

• pp. 985-1071 & 2017 Supplement

- Freedom of Expression (Chap. 8)
(First Amendment)
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WEEK VIII (Feb. 26-March 2)

• pp. 1071-1149 & 2017 Supplement

- Freedom of Expression (Chap. 8)
(First Amendment)
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Week IX (March 5-9)

• pp. 1149-1245 & 2017 Supplement

- Freedom of Expression (Chap. 8)
(First Amendment)
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Week X (March 12-16)

• Pages to be announced

- **Spring Break (March 12, 13 & 14)**
 - Freedom of Expression (Chap. 8)
(First Amendment)
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Week XI (March 19-23)

• pp. 1245-1310 & 2017 Supplement

- Freedom of Expression (Chap. 8)
(First Amendment)
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Week XII (March 26-30)

• pp. 1310-1381 & 2017 Supplement

- Freedom of Expression (Chap. 8)
(First Amendment)
 - **Good Friday Holiday (March 30th)**
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Week XIII (April 2-6)

• pp. 1381-1429 & 2017 Supplement
• pp. 1431-1468 & 2017 Supplement

- Freedom of Expression (Chap. 8)
(First Amendment)
 - Freedom of Religion: Establishment and Free Exercise Clauses (First Amendment)
(Chap. 9)
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Week XIV (April 9-13)

• pp. 1468-1544 & 2017 Supplement

- Freedom of Religion: Establishment and Free Exercise Clauses (First Amendment)
(Chap. 9)
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Week XV (April 16-20)

• pp. 1545-1589 & 2017 Supplement

- State Action (Chap. 10)
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Week XVI (April 23-27)

• pp. 1589-1605 & 2017 Supplement

- State Action (Chap. 10)