LAW AND SOCIAL POLICY

September - December 2004

Thomas R. Meites

Class Meetings: Annenberg Hall G32, Tuesday, 5-8
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The Texts

A. Texts

All texts should be available at the Norris Center Bookstore (847) 491-3900.


B. Course Packet

The Course Packet is available at Annenberg 201, Monday through Friday, between 8:30 and 5:00, before October 5, 2004. The cost is $48.00, payable by cash or personal check to Northwestern University.

Requirements and Grading

There will be both a midterm examination and a final examination. You will also be required to make a presentation in class.

Overall, the course looks at judicial action in implementing changes in social policy in four areas: governmental (implementing desegregation), legislative (implementing reproductive choice), bureaucratic (implementing reforms in corrections) and private (implementing anti-discrimination laws in private employment).

The course will test constraints on social change through judicial as compared to legislative action. Through this, it will explore how to measure causes of social change, and limitations on change through judicial and legislative action.

Class Schedule

SEPTEMBER 28, 2004 Introduction to Law and Social Policy

OCTOBER 5, 2004

School Desegregation

Rosenberg, The Hollow Hope 1-30, 35-54, 72-94

U.S. Const., 14th Amendment, Vol. 1, page 1
Higgenbotham, The Shades of Freedom - Vol. 1, Page 2-3

Plessy v. Ferguson (S. Ct. 1896)-- Vol. 1, Page 4-8

Brown v. Board of Education I (S. Ct. 1954) - Vol. 1, Page 9-14

Brown v. Board of Education II (S. Ct. 1955) - Vol. 1, Page 15-17

Green v. County School Board (S. Ct.1968) - Vol. 1, Page 18-24


Title VI, 42 U.S.C. § 2000(d)- Vol. 1, Page 34


OCTOBER 12, 2004

School Desegregation II

Rosenberg, The Hollow Hope 94-106, 106-110, 155-156


Keyes v. School Dist. No. 1 (10th Cir. 1990) - Vol. 1, Page 77-81
OCTOBER 19, 2004

Desegregation III

Public Agenda, Time To Move On 4-37


New York Times, By Court Order, Busing Ends Where It Began: (September 11, 1999) Vol. 1, Page 89-90


Orfield & Eaton, Dismantling Desegregation 1-5, 19-22, 73-75, 80-114


OCTOBER 26, 2004 MIDTERM EXAMINATION
NOVEMBER 2, 2004

Abortions and Legislative Response

Epstein & Kobylka, The Supreme Court & Legal Change 5-8, 21-33, 137-54

N.Y. § 125.05 (1970) - Vol. 2, Page 1-4

Hawaii § 453-16 (1970) - Vol. 2, Page 5-6


NOVEMBER 9, 2004 Abortion II

Rosenberg, The Hollow Hope 175-95

Epstein and Kobylka, The Supreme Court & Legal Change 203-17 (through appealed to the U.S. Supreme Court -- last full paragraph on page), 231-38, 247-51, 292-98, 303-12

Harris v. McRae (S. Ct. 1980) - Vol. 2, Page 64-73

Webster v. Reproductive Health Services (S. Ct. 1989)-- Vol.2, Page 74-81


Frank, What’s Wrong With Kansas? 13-27, 89-109, 165(bottom)- 178

**NOVEMBER 16, 2004**

**Corrections I**

U.S. Const. Amend. VIII- Vol. 3, Page 1


Rosenberg, The Hollow Hope 304-10

**NOVEMBER 23, 2004**

**Corrections II**
Rufo v. Inmates of Suffolk County Jail (S. Ct. 1992) - Vol. 4, Page 5-11
Prison Litigation Reform Act, 18 U.S.A. §3626 (1996) - Vol. 4, Page 12-17

**Discrimination in Employment I**

Quarles v. Philip Morris (D.Ct. 1968) - Vol. 4, Page 20-27
Muller v. Oregon, (S. Ct. 1908)-- Vol. 4, Page 33-35

**November 30, 2004**

**Discrimination in Employment II**

Torres v. Wisconsin Dep't Of Health & Social Services (7th Car. 1988) - Vol. 4, Page 48-53
Patterson v. McLean Credit Union (S. Ct. 1989) -Vol. 4, Page 61-63
Section 101(2)(b), Civil Rights Act of 1991 - Vol. 4, Page 64