

SYLLABUS

Political Science 495

Section: 001 (10:00am-10:50am, MWF, PH1302)
Instructor: Tim Kalinowski
Office: PH 0416
Office Hours: 9:30-9:50am MWF; 10:50-11:30am M/F
2:30-3:30pm T/Th
or by appointment
Office Phone: 650-3865 or 650-3572
Email: tkalino@siue.edu (put POLS495 in your subject line)
Website: www.timski.com/~ps495
Texts: Ducat, 2013, *Constitutional Interpretation*, 10th Edition, Boston: Wadsworth, Cengage Learning

THE PURPOSES OF THIS COURSE ARE:

This course analyzes Supreme Court decisions regarding judicial, legislative, and executive power and the relationship between the states and federal governments (federalism) in a range of policy areas. Appropriate use of the English language is encouraged.

PREREQUISITES:

Passing grade in American Government (POLS112)
Sixty or more hours of college credit

READING ASSIGNMENTS:

The basic reading assignment for this course is the text. Please consult the schedule in this syllabus. There will be additional assigned readings which will include court opinions. You may find it necessary and/or useful to read the text through more than once. Readings should be completed prior to the day scheduled. Please recognize that this is a tentative schedule and be aware that additional readings or omitted readings maybe be announced in class.

LECTURES:

The lectures in this course will follow the same general topics as are to be found in the text, but sometimes with different emphasis or viewpoint. You will be expected to participate in class discussions. You will be expected to know and understand lecture materials thoroughly.

EXAMINATIONS:

Exam – There will be three exams as indicated on the syllabus. Each exam will be in an essay format where fact situations are presented and you are expected to identify and discuss how the cases covered in class may be used to explain or control the legal outcome of the scenario presented.

Final Exam Schedule:

<https://www.siue.edu/registrar/schedules/pdf/Spring%202018%20Final%20Exam%20Schedule.pdf>

COURSE FORMAT:

The format of the course will be primarily discussion. Relevant questions are always in order. The lectures will be used to stress, emphasize, and reinforce the importance of key matters mostly also covered in the text. Current events will also be the basis of discussion at more or less regular intervals.

GRADES:

Your final grade will be determined on a percentage basis roughly as follows:

90-100% = A

80-89% = B

70-79% = C

60-69% = D

below 60% = F

The course grade will be determined as follows:

20% - Exam 1

30% - Exam 2

40% - Exam 3

10% - Participation in classroom discussions

The usual restrictions and/or regulations in university classes will apply in this course:

1) Cheating (including plagiarism) will not be tolerated; those who are caught cheating will fail the course.

2) Subject to other university policy, attendance is required, and students may be penalized for missing class.

3) Tests are to be taken when scheduled. Make-up exams will be given only for compelling reasons.

4) **No photographing, recording, or otherwise capturing the image or voice of students or faculty is allowed without permission. Anyone who does so will be removed from the class and receive a grade of F.**

GRADUATE CREDIT

In the first week of class, graduate students must meet with the instructor to determine the topic of the report that must be written to get a grade in the course. The report should be 15-25 pages, and must be of graduate level quality: well organized, free from errors, and citations & form should be as customary in the student's field of study. The report is not incorporated in the student's grade, but if the instructor does not accept the rigor or quality of the report, the student will get an Incomplete (I) until the instructor is satisfied. The student will only get 30 days to revise the report, at the expiration of which the Incomplete will become a failing grade (F). If the report is sufficient, then the graduate student will receive the grade earned as stated above.

This course is not required by any graduate program. Presumably any graduate student taking this course has an interest related to the student's thesis. Most students should be writing a report covering the knowledge to be used to support the thesis. Graduate students taking the course for general interest must write a report over a topic approved by the instructor.

Schedule (Subject to Change)

Date	Activity
Jan 8	Intro - read How to Brief a Case
Jan 10	Ch 1 – Judicial Power 1-14, 18-23
Jan 12	Ch 1 – Judicial Power 57-75
Jan 15	Holiday
Jan 17	Ch 4 – Appointment and Removal 176-190
Jan 19	Ch 4 – Executive Power 190-215
Jan 22	Ch 4 – Executive Power 215-236
Jan 24	Ch 4 – Executive Power – Foreign Affairs 236-247
Jan 26	<i>Medellin v. Texas</i> (Roberts & Breyer [html] opinions)
Jan 29	Exam 1 – no class; take home
Jan 31	Ch 3 – Power to Legislate 107-121
Feb 2	Ch 3 – Power to Legislate 121-131
Feb 5	Ch 3 – Delegation of Power 132-141
Feb 7	Ch 3 – Delegation of Power 141-154
Feb 9	Ch 3 – Power to Investigate & Immunity 154-170
Feb 12	Ch 5 – Federalism 283-288
Feb 14	Ch 5 – Interstate Commerce 289-298
Feb 16	Ch 5 – Interstate Commerce 298-312
Feb 19	Ch 5 – Commerce Clause – Production 312-325
Feb 21	Ch 5 – Commerce Clause – Production 326-337
Feb 23	Ch 5 – Dual Federalism 337-347
Feb 26	Ch 5 – Dual Federalism 347-357
Feb 28	Ch 5 – Tax & Spend 357-368
Mar 2	Ch 5 – Tax & Spend 368-378
Mar 5	Spring Break
Mar 7	Spring Break
Mar 9	Spring Break
Mar 12	thought problem - could the U.S. require the state to close on a given day
Mar 14	<i>NFIB v. Sebelius</i> (edit) (Health Care Case)
Mar 16	discuss state law regarding firearms manufacturing.
Mar 19	Exam 2 – no class; take home
Mar 21	Ch 6 – State Power 379-391
Mar 23	<i>Arizona v U.S.</i> (edit)
Mar 26	Ch 6 – State Power 392-405
Mar 28	Ch 6 – State Power 405-413; <i>Maryland v. Wynne</i> (edit)
Mar 30	Ch 6 – State Power 413-428
Apr 2	Ch 7 – Contract Clause 429-444
Apr 4	Ch 7 – Liberty of Contract 444-455
Apr 6	Ch 7 – Liberty of Contract 456-467
Apr 9	Ch 7 – Takings 467-476
Apr 11	Ch 7 – Takings 476-482
Apr 13	Ch 7 – Non-Traditional Property 482-487
Apr 16	thought problem: could US take U; could Mo. take Arch
Apr 18	Ch 8 – Bill of Rights Incorporation 488-508
Apr 20	Ch 8 – Bill of Rights Incorporation 508-526
Apr 23	no class -- READ US v Windsor (DOMA) ** 77 pages
Apr 25	DISCUSS US v Windsor (DOMA)
Apr 27	Exam 3 – no class; take home
Finals Week	Final – attendance required to discuss exam answers

If you have a documented disability that requires academic accommodations, please go to Disability Support Services (DSS) for coordination of your academic accommodations. DSS is located in the Student Success Center, Room 1270; you may contact them to make an appointment by calling (618) 650-3726 or sending an email to disabilitysupport@siue.edu. Please visit the DSS website located online at www.siue.edu/dss for more information.

Code of conduct (borrowed from Dr. DeGarmo but with minor edits):

Student Conduct in Class:

Political Science is a field of debate and disagreement - that is what is so exciting about this field. But given that Political Science can be a contentious subject, some simple rules of behavior will be required. First, no behavior that manifests a lack of respect for others or their learning objectives will be tolerated. Should you engage in disrespectful, hostile, racist, demeaning or disruptive behavior, you will be removed from class immediately. It is absolutely crucial that everyone feel comfortable stating and defending his or her own views.

You may use a laptop in class to access PowerPoints, online notes, or to type your own notes.

You may not use your laptop to surf the internet or check your email. You are expected to close your computer when we are involved in class discussion. Additionally, please turn your cell phones off and stow them in a backpack for the duration of the class. If you fail to follow these few simple rules, all student electronic devices will be banned from the classroom and the entire class may be penalized up to one-letter grade in their final course grade.

Academic Honesty and Integrity:

Academic honesty and integrity are the keystones of education. Genuine learning can only occur in an atmosphere of honesty and integrity. Honesty and integrity also provide the foundation to good citizenship. You should consult the SIUE policy on honesty and integrity before taking this class. In regard to academic dishonesty: No kind or degree of academic dishonesty (i.e. cheating or plagiarism) will be tolerated. Any such behavior on any assignment will result in failing the course and additional measures taken through official channels. There are no exceptions to this rule – you plagiarize and you fail the course. For more information about student ethics and behavior see the paragraph below which is taken from the Undergraduate Catalogue:

"Student Social Conduct, Student Academic Conduct, Student Grievance: Students enrolling in the University assume responsibility for conduct compatible with the learning environment of the University. Students are expected to be familiar with the Student Social Conduct Code, Student Academic Code, and Student Grievance Code. These policies describe the University's expectations for student conduct, sanctions imposed for violations of the standards, and procedures which students may follow in filing grievances. The University gives high priority to matters of academic ethics and abhors all types of cheating, including plagiarism. Plagiarism is the act of representing the work of another as one's own and may consist of copying or otherwise using written or oral work of another without proper acknowledgment of the source. Instructors may impose sanctions for academic cheating in accordance with the Student Academic Code. The minimum penalty for academic misconduct beyond failure for an assignment and/or for a course is disciplinary probation. Students who wish to understand

matters relative to academic ethics and plagiarism should consult their advisers or instructors. Copies of the Codes are available in the Office of the Vice Chancellor for Student Affairs, the Office of the Provost and Vice Chancellor for Academic Affairs, the Graduate School, the Service Center, and in the Office of the Dean, School of Dental Medicine."

Feel free to ask me questions you may have about academic honesty. The core principle behind the student academic code is one in which students represent original work. When you plagiarize or cheat you violate the expectation of honesty and trust between teacher and student and student and student. Students who work hard to complete assignments are being violated by those who take shortcuts to complete the same assignment, not to mention that cheaters and plagiarizers cheat themselves of the opportunity to learn. Therefore, it my expectation that not only will you use appropriate citation, but that the work for the course is your own and it is original.