

University of Alabama at Birmingham (UAB) 2003
HY 290-8M
Speech, Religion and the Press:
History of the First Amendment
Robert Maddox
Office Hours: By appointment or after class

Class Meetings: Mondays, 7:00-9:30 p.m. UW 131, Ullman West

Examinations: Mid-term, Monday, Oct. 6, 2003

Final, Monday, December 8, 2003

Required Texts:

The First Amendment: Problems, Cases and Policy Arguments
Eugene Volokh, University Case Book Series

Course Objectives:

The purpose of this course is to review, analyze and discuss the First Amendment from a historical perspective.

Important Dates:

Classes Begin	Aug. 20
Registration After Classes Begin	Aug 20-28
Financial Aid Disbursement	Aug 22
Last Day to Drop w/o Paying Tuition and Fees	Aug 27
Last Day to Add a Class	Aug 28
1st Payment Deadline	Aug 29
Labor Day Holiday	Sep 1
Final Payment Deadline	Oct 1
Last Day to Withdraw with a "W" (Undergraduates)	Oct 21
No Classes for Students	November 26
Thanksgiving Holidays	Nov. 27 - Nov. 30
Classes End	Dec 5
Last Day to Withdraw (Graduates)	Dec 5
Final Exams	Dec 6 - 12
Commencement Ceremony	Dec 13
Grades Available on ACCESS	Dec 17

Grades:

Attendance - 20%

Mid-term examination-40%

Final-examination-40%

Class Schedule:

Aug. 25 - Introduction to subject; lecture on objectivity in history, the role of legal history in society and review of syllabus; review of the First Amendment and the Sedition Act of 1798 (p.127)

Sept. 1 - Labor Day Holiday

Sept. 8 - pp. 1-22, Analysis of the current law, looking backwards into history; Speech that interferes with the War effort - Abraham Lincoln and the Arrest of Vallandingham; Debs v. US (1919)

Sept. 15 - pp. 23-69 Backwards evolution: Speech advocating crime, the First Amendment and the Communists; Gitlow v. New York (1925); Whitney v. California (1927)

Sept. 22 - pp. 70-147 Public Officials/Public Concerns - New York Times v. Sullivan (1964); Private Individuals/Public Concerns - Gertz v. Robert Welch, Inc. (1974)

Sept. 29 - pp. 70-147 continue with Sept 22 lesson; pp. 148-168 Obscenity Miller v. California (1973)

Oct. 6 - pp. Mid-term Examination

Oct. 13 - No Class

Oct. 20 - review of Mid-term Examination; pp. 168-220 Child Pornography, Flag Burning, Fascists, the Draft, Hustler Magazine v. Jerry Falwell (1988), the NAACP, and the Anti-Abortion Campaign

Oct. 27 - Continue pp. 168-220 Child Pornography, Flag Burning, Fascists, the Draft, Hustler Magazine v. Jerry Falwell (1988), the NAACP, and the Anti-Abortion Campaign

Nov. 3 - Continue pp. 168-220 Child Pornography, Flag Burning, Fascists, the Draft, Hustler Magazine v. Jerry Falwell (1988), the NAACP, and the Anti-Abortion Campaign

Nov. 10 - pp. 667-721 The Religion Clauses (Free Exercise and Establishment)-Religious Garb, The Peyote Exception, Texas Monthly, Inc. v. Bullock (1989)

Nov. 17 - pp. 722-810 No Endorsement of Religion as to Government Speech and Edwards v. Aguillard (1987)

Nov. 24 - pp. 841-915 The Debate About Excluding Religion - Funding and Religious Institutions

Dec. 1- pp. 922-1010 The Flipside: The Debate About Accommodating Religion: Wisconsin v. Yoder (1972); Bob Jones Univ. v. US (1983); Review for the final examination

Dec. 8 - Final Examination

NOTICE

The Professor reserves the right to make changes to the syllabus as deemed necessary throughout the course of the semester.