

University of Alabama at Birmingham (UAB) 2005
HY 291/7P
Constitutional Law Problems:
The Alabama Constitution
Robert Maddox
Office Hours: By appointment or after class

Class Meetings: Wednesdays, 5:30-8:00 p.m. Rm 238 ETS

Final Examination Period: December 8 -14, 2005. The Final Examination is December 14.

Required Texts:

Malcolm Cook McMillan, Constitutional Development in Alabama, 1798-1901: A Study in Politics, the Negro, and Sectionalism (Reprinted with Permission) (1955).

Official Proceedings of the Constitutional Convention of the State of Alabama, May 21st, 1901, to September 3rd, 1901 (1940) [hereinafter Proceedings]. The Proceedings are published in four volumes, containing a total of 5,070 pages plus indexes.

The website we utilize during the class lectures:

<http://www.legislature.state.al.us/misc/history/constitutions/constitutions.html>

Course Objectives:

The focus of this course is to analyze and discuss Alabama Constitutional and Legal History from various historical viewpoints.

Important Dates:

August 24	Classes Begin
August 19	Last day to drop at 100% credit
Sept 5	Labor day Holiday
Oct 3	Last day to withdraw
Oct 27 - Oct 31	Registration for Spring
Nov 21	Last day of fall classes
Nov 23	Reading Day
Nov 24 - 27	Thanksgiving Holidays
Dec 8	Fall Exams Begin
Dec 18	Grades available on ACCESS

Final Examination: The final examination will cover the entire academic term and will consist of questions from the class lectures, assigned reading and discussions. In order for the student to earn the highest marks, the student will need to attend the class lectures and complete the assigned readings.

Class Schedule:

- Aug. 24 - No class, hand out syllabus, fill out bio (make sure email address is correct)
book charge \$45.00 (bring to class on 31st).
- Aug. 31 - Intro to course, lecture on objectivity in law and history.
Robert Penn Warren, The Legacy of the Civil War -
"The Great Alibi" analogy to the 1901 Constitution
Birth of Alabama, The Territorial Stage
- Sept. 7- Alabama: A Constitutional State
McMillan, Ch. 1 Mississippi Territorial Stage, p. 3-15
McMillan, Ch. 2 The Alabama Territory, p. 16-29
- Sept. 14 - Secession, War and Reorganization
McMillan, Ch. 3 The Alabama Constitution of 1819, p. 30-46
McMillan, Ch. 4 and Ch. 5 1819-1861, p. 47-75
- Sept. 21 - The Oath and Reconstruction
McMillan, Ch. 6 Secession Convention of 1861, p. 76-89
McMillan, Ch. 7 Reorganization Following the War, p. 90-109
- Sept 28 - Constitution and Discontent
McMillan, Ch. 8 The Reconstruction Convention and Suffrage, p. 110-133
McMillan, Ch. 9 General Provision of the Reconstruction Constitution, p.134-150
- Oct. 5 - TBA - "Birth of A Nation"
- Oct. 12 - The Bourbons, Redemption and Ratification
McMillan, Ch. 10 Ratification of the 1868 Constitution, p. 151-174
McMillan, Ch. 11 Movement for a Convention in 1875, p. 175-188
- Oct. 19 - Suffrage and Sectionalism: A New Constitution?
A New Constitution - An Argument to be Made - Scalawags and Carpetbaggers
- Oct. 26 - The Disenfranchisement Convention, Alabama 1901
McMillan, Ch. 12 The Bourbon Convention and an 1875 Constitution, p. 189-210
McMillan, Ch. 13 Ratification of the 1875 Constitution, p. 211-216
- Nov. 2 - Revision but Not Progress
McMillan, Ch. 14 Suffrage Revision, 1875-1901, p. 217-232
McMillan, Ch. 15 Demand for General Revision, p. 233-248
- Nov. 9 - Suffrage: Alabama's Shame
McMillan, Ch. 16 Movement for the Convention of 1901, p. 249-262
McMillan, Ch. 17 1901 Convention Suffrage Plans, p. 263-282
- Nov. 16 - Suffrage: Alabama's Shame
McMillan, Ch. 18 The Great Debate: Suffrage and Representation, p. 283-309
- Nov. 23 - No class
- Nov. 30 - 1901 changes
McMillan, Ch. 19 General Constitutional Revision, p. 310-339
McMillan, Ch. 20 Ratification and Limited Suffrage, p. 340-359
- Dec. 7 - The Ghosts of Our Past Dictated our Constitutional Existence
McMillan, Ch. 20 Ratification and Limited Suffrage, p. 340-359 (continued)
McMillan, Ch. 21 Constitutional Trends in 19th Alabama Century, p. 360-370
- Final Exam - Floating

*****NOTICE*****

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