



Leadership for Diverse Communities

Syllabus for COUN 150

Course Description:

This course presents an overview of traditional legal doctrines concerning minors in the home, in the school and in the juvenile justice system, with an emphasis on applying traditional doctrines to contemporary issues.

Spring 2010

California State University, Fresno

Laws Relating to Children

3 units

Time: Wed 7-9:50 p.m..

Location: ED 170

Website: <http://pages.sbcglobal.net/rcartier>

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Office Hours By appointment

Primary Learning Outcomes

1. The student will describe the significant aspects of the American legal system relating to minors. CTC 6, 18
2. The student will describe the autonomies and protections provided to minors regarding property ownership, marriage, employment, health and medical treatment, and civil litigation generally. CTC 6
3. The student will describe the nature and extent of the rights conferred on juveniles by the U.S. Constitution. CTC 6, 18
4. The student will describe the development of the juvenile justice system both before and after *In re Gault*.. CTC 6
5. The student will describe the legal aspects of the home-school relationship, including the responsibilities and obligations of children, of parents and of school personnel in matters of attendance, curriculum, discipline and supervision. CTC 2, 6, 7, 18
6. The students will describe the laws that apply in determining custody and control of minors in various legal proceedings. CTC 6
7. The student will describe the processes and limitations for state intervention to ensure adequate parenting--including child abuse reporting laws, protective placements for children, dependency actions, and terminating parental rights. CTC 6

8. The students will analyze contemporary problems applying the general and specific legal principles that apply to children in the home, in school and in society. CTC 6, 18
9. The student will identify multicultural issues and concerns that relate to specific applications of law relating to minors. CTC 3, 6
10. The student will become aware of the implications and legal applications of due process; the student will describe the dynamics of the laws pertaining to reduce the incidences of sexual harassment in school

Required Texts and Instructional Materials

REQUIRED MATERIALS:

Textbook: Ramsey and Abrams, *Children and the Law 3rd Ed.*, West, 2008.

Internet: “Kids & the Law” – available from [Links](#) on my web page.

Examinations and Major Assignments

CTC 6:

TESTS:

-- Candidates are given two quizzes and a cumulative examination to assess understanding of the assigned readings and lectures in class.

COMPILATION PAPER:

-- Candidates will compile a research paper related to the course and their credential objective after their study of three comprehensive cases and/or articles from law review or professional journals.

-- Candidates will then produce a 2-3 page conclusion summarizing the information and will make a presentation of their findings in class.

CTC 18:

Counseling 150 covers the following concepts related to Law in the School:

a) Compulsory attendance requirement Public school vs. private school, parental options;

Home schooling, legal concerns

Truancy

California specific rules

b) Compulsory attendance and child labor laws

c) Curriculum concerns

Family life education

- d) First Amendment Issues
 - School prayer and religious expression
 - Flag salute-“one nation under God”
 - Dress codes
 - Student speech and student publications
 - Textbooks/Library/Internet concerns
 - California specific rules

- e) School Discipline Suspension/Expulsion-due process
 - California specific rules
 - Corporal punishment
 - Zero Tolerance-specific concerns regarding school shootings and drugs

- f) Fourth Amendment- Search and Seizure TLO-two pronged test of reasonableness
 - Locker/Backpack/Automobile searches
 - Sniffing dogs and random drug testing of students
 - Limitations if school officials act in concert with police

- g) Contemporary Issues
 - Brown vs Board of Education revisited: Federal requirements for notice in Parent’s primary language
 - Gender discrimination issues
 - Education of Disable children; mainstreaming
 - Vouchers for private schools
 - Confidentiality/Privacy of student records
 - Negligence in the school setting-The duty of care imposed on schools and on School personnel
 - Child abuse reporting requirements

Grading:

Each student's final grade in this course shall be based on the following:

1. Compilation Paper*--due **March 24, 2010** 20 points
 - (4 points per week off for late papers to 50%)
 - Grade is based on importance of topic; the relevance of the sources and the quality of the students analysis.
 - with a one page summary of paper--**included with report**

2. Quiz Grades 30 points
 - 2 quizzes will be given (15 points each);
 - Quiz 1 covers classes 1-5
 - Quiz 2 covers classes 5-9

3. CUMULATIVE EXAM--covering entire semester 50 points
 - Extra credit will be given for optional presentations -- maximum 5 points

Note: No make-ups on quizzes or exams will be permitted after papers are returned to the class. Quizzes and exams are open book and open notes.

COURSE GRADE:

The final grade shall be the sum of points earned for the various components --
90-100 = A; 80-89 = B; 70-79 = C; 60-69 = D; <60= F.

ABOUT THE COMPIILATION PAPER:

*A compilation paper is a research project in which the student selects a topic of current interest relevant to the course that is related to the student's particular degree or credential objective.

The paper includes all **4** components **in the following order:**

- 1) Presentation of the conclusions and key ideas from your compilation paper on a single page sheet **with the source material identified..** Those students making oral presentations will hand out their summary page at time of making the presentation. **A COPY OF YOUR ONE-PAGE SUMMARY IS TO BE ATTACHED AS THE FIRST PAGE OF THE COMPILATION REPORT. Make sure your name is on this page.**
- 2) A 1–1 1/2 page introduction setting forth the topic, its relevance and the scope of the investigation.
- 3) Photocopies of three (3) cases or articles from pertinent sources, with important content highlighted **OR** a photocopy of one (1) comprehensive law review or journal article with important content highlighted. Pertinent sources generally include articles from law reviews and professional journals rather than from local papers and magazines. [Your source material should be 25-30 pages].
- 4) A 2-3 page conclusion summarizing the information presented in the selected article(s) and/or case(s).

University Policies

Policy on Cheating and Plagiarism:. Cheating is the actual or attempted practice of fraudulent or deceptive acts for the purpose of improving one's grade or obtaining course credit; such acts also include assisting another student to do so. Typically, such acts occur in relation to examinations. However, it is the intent of this definition that the term 'cheating' not be limited to examination situations only, but that it include any and all actions by a student that are intended to gain an unearned academic advantage by fraudulent or deceptive means. Plagiarism is a specific form of cheating which consists of the misuse of the published and/or unpublished works of others by misrepresenting the material (i.e., their intellectual property) so used as one's own work. Penalties for cheating and plagiarism range from a 0 or F on a particular assignment, through an F for the course, to expulsion from the university. For more information on the University's policy regarding cheating and plagiarism, refer to the Schedule of Courses (Legal Notices on Cheating and Plagiarism) or the University Catalog (Policies and Regulations)

Honor Code: “Members of the CSU Fresno academic community adhere to principles of academic integrity and mutual respect while engaged in university work and related activities.” You should:

- a) understand or seek clarification about expectations for academic integrity in this course (including no cheating, plagiarism and inappropriate collaboration)
- b) neither give nor receive unauthorized aid on examinations or other course work that is used by the instructor as the basis of grading.
- c) take responsibility to monitor academic dishonesty in any form and to report it to the instructor or other appropriate official for action.

Policy on Students with Disabilities: Upon identifying themselves to the instructor and the university, students with disabilities will receive reasonable accommodation for learning and evaluation. For more information , contact Services to Students with Disabilities in Madden Library 1049 (278-2811).

Computers: At California State University, Fresno, computers and communications links to remote resources are recognized as being integral to the education and research experience. Every student is required to have his/her own computer or have other personal access to a workstation (including a modem and a printer) with all the recommended software. The minimum and recommended standards for the workstations and software, which may vary by academic major, are updated periodically and are available from Information Technology Services (<http://www/csufresno.edu/ITS/>) or the University Bookstore. In the curriculum and class assignments, students are presumed to have 24-hour access to a computer workstation and the necessary communication links to the University's information resources.

Copyright: You will be provided with digital and/or print materials to support your learning in this course. As all of these materials are proprietary in nature, and most are protected by copyright, you may not reproduce or retain any of the materials for purposes other than class work

A tentative course schedule is attached to this syllabus.

** This syllabus and schedule are subject to change in the event of extenuating circumstances. If you are absent from class, it is your responsibility to check on announcements made while you were absent.**

COUN 150: COURSE SCHEDULE & ASSIGNMENTS – Spring 2010

DATE	TEXT	TOPIC
1/27/10		Overview of Course – LEADERSHIP FOR DIVERSE COMMUNITIES; Vision, Mission, and Professional Dispositions: <i>reflection, critical thinking, professional ethics, valuing diversity collaboration, and life-long learning.</i> STATUS, RIGHTS & OBLIGATIONS OF CHILDREN: Who Speaks for the Child? VIDEO [Reflection and Critical Thinking]
2/3	7-47	The Law’s Evolving Conceptions of Children’s Status, Rights and Obligations: compulsory school attendance, home schooling, truancy, work permits. California specific information. [Reflection and Critical Thinking]
2/10	21-33 374-386 439-467	The Law’s Evolving Conception of Children’s Status, Rights and Obligations: Constitutional Issues. dress codes, school discipline issues, First Amendment–speech, prayer, censorship concerns, and Fourth Amendment–student searches and drug testing. Special Education. [Reflection and Critical Thinking]
2/17	48-84	DEFINING THE CHILD-PARENT RELATIONSHIP: Establishing Paternity or Maternity Questioning the Definition of “Parent” Guardianship and the Guardian’s Role /California Family Law [Reflection and Critical Thinking]
2/24	85-103	CHILD ABUSE AND NEGLECT /California Reporting Statutes / “mandated reporters” Quiz 1 [NCATE 1.2, 1.5,1.6] [Reflection, Critical Thinking, and Professional Ethics]
3/3	103-149	Patterns of Abuse and Neglect Child Protective Services State Intervention to Ensure Adequate Parenting VIDEO [Reflection, Critical Thinking, and Professional Ethics]
3/10	150-182	FOSTER CARE Permanency Planning Types of Placements VIDEO [Reflection and Critical Thinking]
3/17	183-238	CRIMINAL ABUSE AND NEGLECT Abuse, Neglect and Child Endangerment Sexual Abuse Child Pornography VIDEO [Reflection and Critical Thinking]

3/24	239-300	ADOPTION Who may adopt? Quiz 2 [NCATE 1.2, 1.6, 4] Compilation Papers Due [NCATE 1.2, 1.5, 1.6, 4] [Reflection, Critical Thinking and Life-long Learning]
4/7	301-328	MEDICAL DECISION-MAKING Decision-Making Authority Medical Neglect Withholding or Terminating Medical Care VIDEO [Critical Thinking]
4/14	329-373	FINANCIAL RESPONSIBILITY AND CONTROL Child Support Obligation Capacity to Contract The Child's Property Torts and Family Relations Children as victims of torts; Liability in the school setting TORT LIABILITY generally [Critical Thinking and Professional Ethics]
4/21	374-427	REGULATION OF CHILDREN'S CONDUCT Child Labor Laws; Alcohol / Tobacco; Driving Privilege; Gambling; Firearms; Juvenile Curfews; Status Offenses, including truancy *Presentations [Reflection and Critical Thinking] VIDEO
4/28	428-440 459-478 487-490 510-522 526-533	DELINQUENCY Juvenile Crime in America An Overview of the Juvenile Justice System /The range of dispositions <i>In re Gault</i> *Presentations [Reflection and Critical Thinking] VIDEO
5/5		Putting it all together – A review with an emphasis on school law issues. [Reflection, Critical Thinking, and Professional Ethics]
5/12		Cumulative Exam - 50 points [NCATE 1.2, 1.5, 1.6, 4] [Critical Thinking and Professional Ethics]
5/19 @ 8 pm		Final class Session – Sharing on the Dispositions: [<i>reflection, critical thinking, professional ethics, valuing diversity, collaboration,, and life-long learning.</i>]

Additional reading may be assigned when necessary to develop a concept of the course.