

**UNIVERSITY SENATE ROUTING LOG**

**Proposal Title:** Approval of Race, Racism and the Criminal Law as a Permanent Course  
**Name/email/phone for proposal contact:** Michael P. Healy/healym@email.uky.edu/ 859-257-3636

**Instruction:** To facilitate the processing of this proposal please identify the groups or individuals reviewing the proposal, identify a contact person for each entry, provide the consequences of the review (specifically, approval, rejection, no decision and vote outcome, if any) and please attach a copy of any report or memorandum developed with comments on this proposal.

Reviewed by: (Chairs, Directors, Faculty Groups, Faculty Councils, Committees, etc)	Contact person Name (phone/email)	Consequences of Review:	Date of Proposal Review	Review Summary Attached? (yes or no)
College of Law Curriculum Committee	Michael P. Healy 257-3636 healym@email.uky.edu	Approval of Course	March 2, 2007	No
College of Law Faculty	Michael P. Healy 257-3636 healym@email.uky.edu	Approval of Course	April 12, 2007	Faculty Meeting Minutes Attached

## APPLICATION FOR NEW COURSE

1. Submitted by College of Law Date September 21, 2007Department/Division offering course Law

2. Proposed designation and Bulletin description of this course

a. Prefix and Number LAW 829 b. Title\* Race, Racism and the Criminal Law

\*NOTE: If the title is longer than 24 characters (including spaces), write

A sensible title (not exceeding 24 characters) for use on transcripts Race, Racism and Crim Lc. Lecture/Discussion hours per week 3 d. Laboratory hours per week NAe. Studio hours per week NA f. Credits 3

g. Course description

This course examines, through an interdisciplinary approach, the effects race has had and continues to have on the administration of criminal justice in the United States. The course begins by exploring the concept of race from different perspectives: biological; anthropological; sociological; psychological; and legal. The course then examines how these legal constructs shaped the role race played in American culture. The course then delves into how race and the criminal justice system have interacted from historical and contemporary perspectives. Accomplishing this requires probing critical issues encountered at key stages in the process governing the administration of criminal justice. These issues include: the existence of offenses based on racial status (crimes such as rape, capital murder, drug offenses, racial profiling (driving and flying while black)); victimology; pre-trial practices (bail); trial practices (misconduct by prosecutors and defense attorneys, urban rage defense, evidentiary issues, such as cross-racial identification and jury deliberations); and post-conviction (incarceration rates, loss of franchise) consequences.

h. Prerequisites (if any)

Nonei. May be repeated to a maximum of NA (if applicable)

4. To be cross-listed as

NA

Prefix and Number

Signature, Chairman, cross-listing department

5. Effective Date Fall 2008 (semester and year)6. Course to be offered  Fall  Spring  Summer7. Will the course be offered each year?  Yes  No  
(Explain if not annually)

8. Why is this course needed?

This course expands the College's course offerings in two important areas of the law. These areas are criminal law and equal-protection law. The course has been offered as an experimental course and there is significant student interest in the course. The course will supplement other recent offerings in the international law area.

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9. a. By whom will the course be taught? Professor Roberta Harding

b. Are facilities for teaching the course now available?  Yes  No  
If not, what plans have been made for providing them?

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## APPLICATION FOR NEW COURSE

10. What enrollment may be reasonably anticipated? Approximately 30 students. Class will be offered once each year.

11. Will this course serve students in the Department primarily?  Yes  No

Will it be of service to a significant number of students outside the Department?  
If so, explain.  Yes  No

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Will the course serve as a University Studies Program course?  Yes  No

If yes, under what Area? \_\_\_\_\_

12. Check the category most applicable to this course
- traditional; offered in corresponding departments elsewhere;
  - relatively new, now being widely established
  - not yet to be found in many (or any) other universities

13. Is this course applicable to the requirements for at least one degree or certificate at the University of Kentucky?  Yes  No

14. Is this course part of a proposed new program:  
If yes, which?  Yes  No

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15. Will adding this course change the degree requirements in one or more programs?  
If yes, explain the change(s) below (NOTE – If “yes,” a program change form must also be submitted.)  Yes  No

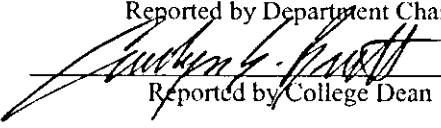
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16. Attach a list of the major teaching objectives of the proposed course and outline and/or reference list to be used.  
See attached syllabus.
18. If the course is 400G or 500 level, include syllabi or course statement showing differentiation for undergraduate and graduate students in assignments, grading criteria, and grading scales.  Check here if 400G-500.
19. Within the Department, who should be contacted for further information about the proposed course?

Name Michael P. Healy, Associate Dean for Academic Affairs Phone Extension 257-3636

## APPLICATION FOR NEW COURSE

### Signatures of Approval:

Not Applicable	Not Applicable
Date of Approval by Department Faculty	Reported by Department Chair
April 12, 2007	 Reported by College Dean
Date of Approval by College Faculty	
*Date of Approval by Undergraduate Council	Reported by Undergraduate Council Chair
*Date of Approval by Graduate Council	Reported by Graduate Council Chair
*Date of Approval by Health Care Colleges Council (HCCC)	Reported by HCCC Chair
*Date of Approval by Senate Council	Reported by Senate Council Office
*Date of Approval by University Senate	Reported by Senate Council Office

\*If applicable, as provided by the Rules of the University Senate

**UNIVERSITY OF KENTUCKY  
COLLEGE OF LAW**

**MINUTES OF FACULTY MEETING  
April 12, 2007**

Attending: Dean Vestal; Associate Deans Bakert and Healy; Professors Ausness, H. Davis, M. Davis, Dennis, Fortune, Frost, Gaetke, Graham, Huberfeld, Kightlinger, Lawson, K. Moore, Price, Ringhand, and Welling; Curriculum Committee Student Representative L. Middleton.

- 1) The faculty undertook consideration of and action regarding proposals by the Curriculum Committee, including the following:
  - a) Approval of Permanent Courses
    - i) Immigration Law – Passed
    - ii) International Trade Law – Passed
    - iii) Internet Law – Passed
    - iv) Medical Liability – Passed
    - v) Patent Law – Passed
    - vi) Race, Racism, and the Criminal Law – Passed
  - b) Amendments to *Kentucky Law Journal* Constitution (see attached)
    - i) Business Manager elected by out-going board members – Passed
    - ii) Journal Membership/Writing Competition Process – Passed
  - c) Addition of Course Prerequisite (Capital Punishment) or Instructor Approval for Capital Punishment Seminar – Passed
  - d) Fall 2007 Enrollment in Non-Law Course (GWS 595) by Rising 3L Mindy Calisti – Passed
  - e) Amendment of Faculty Average Grade Rule (see attached) – Passed  
The new rule will be effective as of Fall 2007, and Dean Vestal committed to conduct a data review in Fall 2008 to determine the effect of the rule change on academic status.

2) The meeting was adjourned.

Respectfully Submitted,

Andrea L. Dennis  
Secretary

SPRING 2007

SYLLABUS: RACE, RACISM, AND THE CRIMINAL LAW

LAW 900-006

**COURSE SUMMARY:** The purpose of this class is to explore the intersection between race and the criminal justice system. This is accomplished by looking at the issue from three critical perspectives.

Part I looks at the evolution of the concept of race by examining how several disciplines define the parameters of the concept of race. The following concepts of race will be explored: biological; genetic; anthropological; sociological; psychological; and legal.

Part II looks at the impact race has on the three key phases of criminal justice process: pre-trial, including offenses; trial; and post-trial.

Part III identifies some of the consequences that stem from the role race plays in the administration of criminal justice in the United States.

Part IV revisits the concept of race.

**CLASS MEETINGS:** This class meets three(3) days a week for fifty(50) minutes in Room 240 from 11:00 a.m. until 11:50 a.m. on Monday, Wednesday and Thursday.

**ATTENDANCE POLICY:** Attendance is mandatory and roll will be taken. If you are physically absent from eleven(11) class meetings, then you cannot take the final examination in this class or receive credit for this course. If you miss ten(10) classes, then the final grade you receive in this class will be reduced by two letter grades. For example, if you had earned an "A" as your final grade in this class, then you will receive a "C" as your final grade. If you miss nine(9) classes, then your final grade will be reduced by one(1) letter grade. For example, if you earned a "B" as your final grade in this class, then you will receive a "C" as your final grade.

I will take attendance but it is your responsibility to keep track of your absences. Unless you ask, I WILL NOT notify you of the number of absences you have.

Please arrive on time for class.

**COURSE MATERIALS:** The required books for this class are: "Billy" by Albert French and "The Lost German Slave Girl" by John Bailey. They will be available at the UK and Kennedy bookstores. In addition, there are four handouts pertaining to each of the four Parts of this course. I will send an e-mail notifying you when each packet is available to be picked up from the bookshelf outside Ms. DeBord's office in Room 244. There will be a photocopying charge for each packet of materials(the first fifty(50) pages are free). I



will let you know how much is due for each packet of materials. Please pay Ms. DeBord in Room 244. If you pay by check, then make it payable to "UK College of Law." You will not receive your final grade in this course until you pay for all photocopying charges.

We will watch several videos during class and do several in-class assignments.

**COURSE REQUIREMENTS:** The final grade you receive in this class is based on the grade you receive for:

Participation(attendance, class

and TWEN participation): 15 points

Class Portfolio: 35 points

Take Home Final Exam: 50 points

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100 points

The participation component of the grade includes points given for being the "Recorder" for a class session. A student will be assigned to be the recorder for each class meeting. The recorder is responsible for posting a brief comprehensive summary of that day's lesson on the "Discussion" forum/link on TWEN. Write the summary in prose using your words. It cannot simply be a transcript(though you can quote a comment if you believe it is necessary). You can use "bullets" when appropriate. Do not post an outline. The contents of the posting must include 2-4 questions or observations pertaining to that day's lesson that are **designed to stimulate discussion** on TWEN. This can include references to relevant news articles and websites. Tardiness and absenteeism are considered when assigning points for this component of your final grade.

See the "Portfolio" link for more information on the portfolio requirement. Examples are available in Ms. DeBord's office in Room 244.

The final exam will be a take home exam. Please see the "Final Exam Info" link for more information.