

Psychology 383
Psychology and Law

Section 1
Spring, 1999

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Hours: MW 10-12
TTh 2-3

Required Books

Wrightsmann, L. S., Nietzel, M. T., & Fortune, W. H. (1998). *Psychology and the legal system* (4th ed.). Pacific Grove, CA: Brooks/Cole.

On Reserve

Bulatao, E. Q., & VandenBos, G. R. (1996). *Violence on the job*. Washington, DC: American Psychological Association.

O'Donohue, W. (Ed.) (1997). *Sexual harassment: theory, research, and treatment*. Boston: Allyn & Bacon.

Sales, B. D., & Shuman, D. W. (Eds.) (1996). *Law, mental health, and mental disorder*. Pacific Grove, CA: Brooks/Cole.

Course Objectives

1. To survey the major areas of interest shared by psychology and law.
2. To explore a variety of psycho legal issues from the often conflicting viewpoints of the psychologist and the lawyer.
3. To discuss some of the major ethical dilemmas faced by mental health professionals working with the legal system.
4. To become familiar with case law as it impacts the mental health practitioner.
5. To be introduced to various career opportunities in forensic psychology.

Schedule

This course is very ambitious, and it is entirely possible we will not complete all of the material outlined below. The schedule presented is, therefore, tentative and provided to assist you in planning your reading. The pace may be slowed or accelerated depending upon class response. You are strongly encouraged to begin reading immediately, as class sessions will be of limited value and generate little

discussion if you have not first read the material. Readings on the list can be identified by the initials of the authors followed by the chapter numbers. For example, SS 15 would mean Sales and Shuman, chapter 15.

Dates	Topics	Reading
1/14	Introduction: Overview of the legal process and roles played by psychologists	
1/19-1/21	Uneasy alliance between psychology and law -- the law library	WNF 1-4
1/26-1/28	Criminal personalities/psychopaths/violent sexual predators	WNF 5
2/2-2/7	Police psychology/ investigative techniques profiling	WNF 6-8
2/9	**TEST I**	
2/11-2/16	Criminal competencies	WNF 11
2/18-2/23	Criminal responsibility (sanity) Jury consultation	WNF 14 WNF 15
2/25-3/2	Penalties/the death sentence Risk assessment	WNF 18 SS 17
3/4-3/9	Juveniles	SS 24
3/11	**TEST II**	
3/16-3/18	SPRING BREAK	
3/23-3/30	Victims rights Family law	WNF 16 SS 25
4/1-4/6	Civil commitment/involuntary treatment	SS 13
4/8	Civil competencies/discrimination	WNF 12
4/13	**Test III**	
4/15-4/20	Workplace violence/sexual harassment	BV 1, O 2

4/22	Law of practice/malpractice	SS 4 & 5
4/27	Experts in court	SS 3
4/29-5/4	Ethical dilemmas	Specialty Guidelines

Case Law Assignment: Each student will be required to read one assigned piece of case law in the original. He/she will be expected to make a 5-minute presentation to the class explaining the case. The presentation will include: 1) the basic facts of the case, 2) what the court ruled, and 3) the significance of the case. The list of cases to be presented and additional details are attached.

Tests, Grading, and Attendance

Your final grade will be based upon four tests and the case law presentation. They will be weighted as follows:

Case law presentation –	20%
Test I –	20%
Test II –	20%
Test III –	20%
Final examination –	20%

Each test will be a combination of multiple choice and short answer format. If it is essential for you to miss a test for any reason a make-up examination will be given at the end of the session. It will be entirely essay and apt to be difficult. It will also be given at a time when you will want to be preparing for the final, so it is in your best interests to avoid the make up examination.

All material covered in class or in assigned reading is fair game for examinations. Attendance in class is required. Should you miss class for any reason, it is your responsibility to arrange to obtain notes from another student in the class. The instructor will not provide notes for missed classes. Should your final grade be on the cusp, class participation will be the determining factor.

Students with a disability which affects their academic performance are expected to arrange for a conference with the instructor in order that appropriate strategies can be considered to ensure that participation and achievement opportunities are not impaired.

1. *Kansas v. Hendricks*, 117 S. Ct. 2072 (U. S. S.Ct. 1997). Due: 1/28/99.
2. *Rock v. Arkansas*, 483 U. S. 44 (1987). Due: 2/4/99.
3. *Wilson v. U. S.*, 391 F. 2d. 460. Due: 2/11/99.
4. *Riggins v. Nevada*, 504 U. S. 127 (1992). Due: 2/11/99.
5. *Drope v. Missouri*, 420 U. S. 162 (1975). Due: 2/16/99.
6. *Godinez v. Moran*, 509 U. S. 389 (1993). Due: 2/16/99.
7. *Jackson v. Indiana*, 406 U. S. 715 (1972). Due: 2/16/99.
8. *U. S. v. Brawner*, 47 F. 2d. 969 (DC Cir. 1972). Due: 2/18/99.
9. *Jones v. U. S.*, 103 S.Ct. 3043 (1983). Due: 2/18/99.
10. *Ford v. Wainwright*, 477 U. S. 399 (1986). Due: 2/25/99.
11. *Penry v. Lynaugh*, 109 S.Ct. 2934 (1989). Due: 2/25/99.
12. *Barefoot v. Estelle*, 103 S.Ct. 3383 (1983). Due: 3/2/99.
13. *In Re Gault*, 387 U. S. 1 (1967). Due: 3/4/99.
14. *Stanford v. Kentucky*, 492 U. S. 361 (1989). Due: 3/4/99.
15. *Painter v. Bannister*, 140 N. W. 2d. 152 (Iowa, 1966). Due: 3/25/99.
16. *Santosky v. Kramer*, 102 S.Ct. 1388 (1982). Due: 3/25/99.

17. Wyatt v. Stickney, 325 F. Supp. 781 (1971). Due: 4/1/99.
18. Addington v. Texas, 441 U. S. 418 (1979). Due: 4/1/99.
19. Foucha v. Louisiana, 112 S.Ct. 1780 (1992). Due: 4/1/99.
20. Zinermon v. Burch, 494 U. S. 113 (1991). Due: 4/6/99.
21. Washington v. Harper, 494 U. S. 210 (1990). Due: 4/6/99.
22. Griggs v. Duke Power and Light Company, 91 S.Ct. 849 (1971). Due: 4/8/99.
23. Hopwood v. State of Texas, 78 F. 3d. 932 (5th Cir. 1996). Due: 4/8/99.
24. Burlington Industries, Inc v. Ellerth, 123 F 3d. 490. Due: 4/20/99
25. Jones v. Clinton, 990 F. Supp. 657 (U. S. Dist., 1998). Due: 4/20/99.
26. Zipkin v. Freeman, 436 S. W. 2d. 753 (1968). Due: 4/22/99.
27. Estelle v. Smith, 451 U. S. 454 (1983). Due: 4/22/99.
28. Tarasoff v. Board of Regents of the University of California, 551 P. 2d. 334 (1976).
Due: 4/22/99.
29. Jablonski v. U. S., 712 F. 2d. 391 (9th Cir. 1983). Due: 4/22/99.
30. Daubert v. Merrill Dow Pharmaceuticals, Inc., 116 S.Ct. 189 (1993). Due: 4/27/99.
31. Ake v. Oklahoma, 105 S. Ct. 1087 (1985). Due: 4/27/99.
32. U. S. v. Greer, 158 F. 3d. 228 (5th Cir., 1998). Due: 4/27/99.

33. Witherspoon v. Illinois, 391 U. S. 510 (1968). Due: 2/25/99.

34. Youngberg v. Romeo, 457 U. S. 307 (1982). Due: 4/1/99.

35. U. S. v. Brandon, 158 F. 3d 947 (6th Cir., 1998). Due: 4/6/99.

THE ASSIGNMENT. Read the case completely in the original. You will then have five minutes to present it to the class. Your presentation must be ready on the day it is listed as due. However, in the event there is a delay in class material, be prepared to present it during either of the two following class periods as needed.

Your presentation should include the basic facts of the case, what was decided, and any significant dissent. If you are trying for an A, you must also turn in to the instructor a bibliography of at least three additional sources which relate to your case or the key issues involved. (These might even be other cases on the issue! What a thought!) Be sure to reference any other material you have read in your presentation. Be prepared to answer any questions about your case posed by other class members or by the instructor.