

# Cover Sheet: Request 15019

## LAW 6XXX – Florida Constitutional Law

### Info

Process	Course New Ugrad/Pro
Status	Pending at PV - University Curriculum Committee (UCC)
Submitter	Krista Vaught kfields@law.ufl.edu
Created	5/19/2020 12:45:20 PM
Updated	3/2/2021 3:19:38 PM
Description of request	The College of Law is reviewing and updating our curriculum and courses. This course has been offered multiple times in previous years under the special topics course number LAW 6930. This request is part of a broader, ongoing effort to move to permanent course numbers.

### Actions

Step	Status	Group	User	Comment	Updated
Department	Approved	LAW - Juris Doctor 24010000	Rachel Inman		5/19/2020
Florida con law syllabus.pdf					5/19/2020
College	Approved	LAW - College of Law	Rachel Inman		5/19/2020
No document changes					
University Curriculum Committee	Commented	PV - University Curriculum Committee (UCC)	Lee Morrison	Added to the UCC September agenda.	9/11/2020
No document changes					
University Curriculum Committee	Recycled	PV - University Curriculum Committee (UCC)	Casey Griffith	Please respond to review comments (see email).	9/15/2020
No document changes					
College	Approved	LAW - College of Law	Paul Rollins		3/2/2021
No document changes					
University Curriculum Committee	Pending	PV - University Curriculum Committee (UCC)			3/2/2021
No document changes					
Statewide Course Numbering System					
No document changes					
Office of the Registrar					
No document changes					
Student Academic Support System					
No document changes					
Catalog					
No document changes					
College Notified					
No document changes					

# Course|New for request 15019

## Info

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**Submitter:** Krista Vaught kfields@law.ufl.edu

**Created:** 5/19/2020 12:39:01 PM

**Form version:** 1

## Responses

### Recommended Prefix

*Enter the three letter code indicating placement of course within the discipline (e.g., POS, ATR, ENC). Note that for new course proposals, the State Common Numbering System (SCNS) may assign a different prefix.*

Response:

LAW

### Course Level

*Select the one digit code preceding the course number that indicates the course level at which the course is taught (e.g., 1=freshman, 2=sophomore, etc.).*

Response:

6

### Course Number

*Enter the three digit code indicating the specific content of the course based on the SCNS taxonomy and course equivalency profiles. For new course requests, this may be XXX until SCNS assigns an appropriate number.*

Response:

503

### Category of Instruction

*Indicate whether the course is introductory, intermediate or advanced. Introductory courses are those that require no prerequisites and are general in nature. Intermediate courses require some prior preparation in a related area. Advanced courses require specific competencies or knowledge relevant to the topic prior to enrollment.*

Response:

Intermediate

- 1000 level = Introductory undergraduate
- 2000 level = Introductory undergraduate
- 3000 level = Intermediate undergraduate
- 4000 level = Advanced undergraduate
- 5000 level = Introductory graduate
- 6000 level = Intermediate graduate
- 7000 level = Advanced graduate
- 4000/5000= Joint undergraduate/graduate
- 4000/6000= Joint undergraduate/graduate

*\*Joint undergraduate/graduate courses must be approved by the UCC and the Graduate Council)*

**Lab Code**

Enter the lab code to indicate whether the course is lecture only (None), lab only (L), or a combined lecture and lab (C).

Response:  
None

**Course Title**

Enter the title of the course as it should appear in the Academic Catalog. There is a 100 character limit for course titles.

Response:  
Florida Constitutional Law

**Transcript Title**

Enter the title that will appear in the transcript and the schedule of courses. Note that this must be limited to 30 characters (including spaces and punctuation).

Response:  
Florida Constitutional Law

**Degree Type**

Select the type of degree program for which this course is intended.

Response:  
Professional

**Delivery Method(s)**

Indicate all platforms through which the course is currently planned to be delivered.

Response:  
On-Campus

**Co-Listing**

Will this course be jointly taught to undergraduate, graduate, and/or professional students?

Response:  
No

**Effective Term**

Select the requested term that the course will first be offered. Selecting "Earliest" will allow the course to be active in the earliest term after SCNS approval. If a specific term and year are selected, this should reflect the department's best projection. Courses cannot be implemented retroactively, and therefore the actual effective

*term cannot be prior to SCNS approval, which must be obtained prior to the first day of classes for the effective term. SCNS approval typically requires 2 to 6 weeks after approval of the course at UF.*

Response:  
Fall

### **Effective Year**

*Select the requested year that the course will first be offered. See preceding item for further information.*

Response:  
2020

### **Rotating Topic?**

*Select "Yes" if the course can have rotating (varying) topics. These course titles can vary by topic in the Schedule of Courses.*

Response:  
No

### **Repeatable Credit?**

*Select "Yes" if the course may be repeated for credit. If the course will also have rotating topics, be sure to indicate this in the question above.*

Response:  
No

### **Amount of Credit**

*Select the number of credits awarded to the student upon successful completion, or select "Variable" if the course will be offered with variable credit and then indicate the minimum and maximum credits per section. Note that credit hours are regulated by Rule 6A-10.033, FAC. If you select "Variable" for the amount of credit, additional fields will appear in which to indicate the minimum and maximum number of total credits.*

Response:  
3

### **S/U Only?**

*Select "Yes" if all students should be graded as S/U in the course. Note that each course must be entered into the UF curriculum inventory as either letter-graded or S/U. A course may not have both options. However, letter-graded courses allow students to take the course S/U with instructor permission.*

Response:  
No

### **Contact Type**

*Select the best option to describe course contact type. This selection determines whether base hours or headcount hours will be used to determine the total contact hours per credit hour. Note that the headcount hour options are for courses that involve contact between the student and the professor on an individual basis.*

Response:  
Regularly Scheduled

- Regularly Scheduled [base hr]
- Thesis/Dissertation Supervision [1.0 headcount hr]
- Directed Individual Studies [0.5 headcount hr]
- Supervision of Student Interns [0.8 headcount hr]
- Supervision of Teaching/Research [0.5 headcount hr]
- Supervision of Cooperative Education [0.8 headcount hr]

Contact the Office of Institutional Planning and Research (352-392-0456) with questions regarding contact type.

### Weekly Contact Hours

Indicate the number of hours instructors will have contact with students each week on average throughout the duration of the course.

Response:  
3

### Course Description

Provide a brief narrative description of the course content. This description will be published in the Academic Catalog and is limited to 500 characters or less. See course description guidelines.

Response:  
Florida Constitutional Law is a survey course. As such, this course is designed to give students an overview of the various provisions of the state constitution, an understanding of how Florida courts have interpreted and applied the state constitution, and an introduction into the workings of state and local governments. The course will follow the order of the document itself, addressing: 1) the basic rights provided by the Florida Constitution; 2) Separation of Powers, as understood in Florida

### Prerequisites

Indicate all requirements that must be satisfied prior to enrollment in the course. Prerequisites will be automatically checked for each student attempting to register for the course. The prerequisite will be published in the Academic Catalog and must be formulated so that it can be enforced in the registration system. Please note that upper division courses (i.e., intermediate or advanced level of instruction) must have proper prerequisites to target the appropriate audience for the course.

Courses level 3000 and above must have a prerequisite.

Response:  
None

Completing Prerequisites on UCC forms:

- Use "&" and "or" to conjoin multiple requirements; do not use commas, semicolons, etc.
- Use parentheses to specify groupings in multiple requirements.
- Specifying a course prerequisite (without specifying a grade) assumes the required passing grade is D-. In order to specify a different grade, include the grade in parentheses immediately after the course number. For example, "MAC 2311(B)" indicates that students are required to obtain a grade of B in Calculus I. MAC2311 by itself would only require a grade of D-.
- Specify all majors or minors included (if all majors in a college are acceptable the college code is sufficient).
- "Permission of department" is always an option so it should not be included in any prerequisite or co-requisite.

Example: A grade of C in HSC 3502, passing grades in HSC 3057 or HSC 4558, and major/minor in PHHP



*Provide a projected weekly schedule of topics. This should have sufficient detail to evaluate how the course would meet current curricular needs and the extent to which it overlaps with existing courses at UF.*

Response:

CLASS DATE TOPIC DISCUSSED

1 August 26 Introduction, I-1-17  
2 August 27 I-18-40  
3 September 2 Holiday-No Class  
4 September 3 I-41-65  
5 September 9 Guest Lecturer: TBA  
6 September 10 I-66-89  
7 September 16 I-90-115  
8 September 17 I-116-147  
9 September 23 Guest Lecturer: TBA  
10 September 24 I-148-180  
11 September 30 Article I Review  
12 October 1 II-1-29, III-1-5  
13 October 7 III-6-41  
14 October 8 III-42-123  
15 October 14 IV, V-1-13  
16 October 15 V-14-55, VI  
17 October 21 Guest Lecturer: TBA  
18 October 22 V-14-38  
19 October 28 V-39-54  
20 October 29 Review I-V, VI, Part II: VII-1-14  
21 November 4 VII-15-56  
22 November 5 VII-57-81  
23 November 11 Holiday-No Class  
24 November 12 VII-82-109  
25 November 18 VII-110-130, VIII-1-35  
26 November 19 IX-1-72  
27 November 25 X-1-14  
28 December 2 XI-1-40  
29 December 5-6 READING DAYS  
30 December 18 Final Exam

### **Grading Scheme**

*List the types of assessments, assignments and other activities that will be used to determine the course grade, and the percentage contribution from each. This list should have sufficient detail to evaluate the course rigor and grade integrity. Include details about the grading rubric and percentage breakdowns for determining grades. If participation and/or attendance are part of the students grade, please provide a rubric or details regarding how those items will be assessed.*

Response:

Students' grade for this course will depend on how well they perform on the final exam. Examinations will be graded anonymously; however, as mentioned above, participation will be factored into a student's final grade as well.

### **Instructor(s)**

*Enter the name of the planned instructor or instructors, or "to be determined" if instructors are not yet identified.*

Response:

Jon Mills

### **Attendance & Make-up**

*Please confirm that you have read and understand the University of Florida Attendance policy. A required statement related to class attendance, make-up exams and other work will be included in*

the syllabus and adhered to in the course. Courses may not have any policies which conflict with the University of Florida policy. The following statement may be used directly in the syllabus.

- Requirements for class attendance and make-up exams, assignments, and other work in this course are consistent with university policies that can be found at:  
<https://catalog.ufl.edu/ugrad/current/regulations/info/attendance.aspx>.

Response:  
Yes

### **Accommodations**

Please confirm that you have read and understand the University of Florida Accommodations policy. A statement related to accommodations for students with disabilities will be included in the syllabus and adhered to in the course. The following statement may be used directly in the syllabus:

- Students with disabilities requesting accommodations should first register with the Disability Resource Center (352-392-8565, [www.dso.ufl.edu/drc/](http://www.dso.ufl.edu/drc/)) by providing appropriate documentation. Once registered, students will receive an accommodation letter which must be presented to the instructor when requesting accommodation. Students with disabilities should follow this procedure as early as possible in the semester.

Response:  
Yes

### **UF Grading Policies for assigning Grade Points**

Please confirm that you have read and understand the University of Florida Grading policies. Information on current UF grading policies for assigning grade points is require to be included in the course syllabus. The following link may be used directly in the syllabus:

- <https://catalog.ufl.edu/ugrad/current/regulations/info/grades.aspx>

Response:  
Yes

### **Course Evaluation Policy**

#### **Course Evaluation Policy**

Please confirm that you have read and understand the University of Florida Course Evaluation Policy. A statement related to course evaluations will be included in the syllabus. The following statement may be used directly in the syllabus:

- Students are expected to provide professional and respectful feedback on the quality of instruction in this course by completing course evaluations online via GatorEvals. Guidance on how to give feedback in a professional and respectful manner is available at <https://gatorevals.ua.ufl.edu/public-results/>. Students will be notified when the evaluation period opens, and can complete evaluations through the email they receive from GatorEvals, in their Canvas course menu under GatorEvals, or via <https://ufl.bluera.com/ufl/>. Summaries of course evaluation results are available to students at <https://gatorevals.ua.ufl.edu/public-results/>.

&nbsp;

Response:  
Yes





# Florida Constitutional Law

## LAW6930, Section 23368

3 Credit Hours

Mondays & Tuesdays: 2:30 PM – 3:55 PM in 180 HOL

(Except for the Overton Lecture in Room 180)

Fall 2019 Course Syllabus

Professor Jon Mills

Office: TBA

Phone: 273-0835

E-mail: mills@law.ufl.edu

Office Hours by appointment (contact Betty Donaldson at donaldso@law.ufl.edu)

**First Day of Class on January 7, 2019**

***FIRST DAY READING ASSIGNMENT***

**PART I: Introduction, pages 1 – 40**

### **Course Syllabus**

Will be posted online on CANVAS (Florida Constitutional Law-Fall 2019 (Jon Mills) or contact Betty Donaldson at donaldso@law.ufl.edu. **The print- out bound course-materials can also be purchased at [www.bookit.com.bz](http://www.bookit.com.bz) under the "Law School" tab or by calling Book it! at [352-371-9588](tel:352-371-9588).**

### **Student Hours**

Professor Mills prefers students to contact him prior to meeting during office hours. Please contact Betty Donaldson to set up your appointment.

### **About this Course**

Traditionally, the fundamental characteristic of state constitutions is that they are limiting documents as compared with the Federal Constitution, which is a grant of enumerated powers to Congress. The states are the fundamental and original governing units in our federal system, and therefore, are understood to have plenary power, except where this power has been limited by federal law or the state constitution. The Florida Constitution is the basic rule book for the power struggles represented by the cases contained in this book. Florida courts interpret this rule book to delineate power between branches of government, between private parties and government and between levels of government (e.g., state and local).

Generally, state constitutions are more detailed and particular than is the Federal Constitution, and they are easier to amend. This is certainly true of Florida's Constitution,

and recent years have seen a plethora of highly regulatory amendments that do not really fit the traditional constitutional characteristics described above. Many of these have been adopted by popular initiative. As the introductory materials chronicle, the Florida Constitution is the sixth constitution since 1838, and the current constitution has been amended numerous times since its adoption in 1968.

Florida Constitutional Law is a survey course. As such, this course is designed to give students an overview of the various provisions of the state constitution, an understanding of how Florida courts have interpreted and applied the state constitution, and an introduction into the workings of state and local governments. The course will follow the order of the document itself, addressing: 1) the basic rights provided by the Florida Constitution; 2) Separation of Powers, as understood in Florida jurisprudence; 3) the operation of the branches of government (legislative, executive and judicial); 4) taxing and bonding issues; 5) local government; 6) education; 7) miscellaneous issues such as homestead and eminent domain; and 8) the amendment and revision process.

### **Course Materials**

The course materials consist of the “Florida Constitutional Law - Compilation of Cases & Articles,” in two volumes. Volume 2 contains a reproduction of the Florida Constitution, as amended in 2018. The course materials are available online on CANVAS, in the files section. The print-out bound course-materials can be purchased at [www.bookit.com.bz](http://www.bookit.com.bz) under the "Law School" tab or by calling Book iT! at 352-371-9588.

“Florida Constitutional Law - Compilation of Cases & Articles” is divided into chapters corresponding to the articles of the Constitution. Each chapter opens with a short introduction which serves as a road map for that Article. Some of the more complex sections within an Article are preceded by a brief introduction. Most cases are followed by questions to guide students in the analysis of the materials (but students should not discount the importance of cases which are not followed by questions). Each chapter ends with a short list of optional supplemental readings, which may help provide a better understanding of issues raised.

### **Course Objectives and Student Learning Outcomes**

After completing this course, students should be expected to:

1. Understand and apply the role of state constitution in comparison with the United States constitution.
2. Understand and apply the elements of the Bill of Rights in Florida and how they interact with Federal Law.
3. Understand and analyze the relative authority and relationship of the Legislative, Executive, and Judicial branches.
4. Understand and interpret the jurisdiction of Florida laws.
5. Understand and interpret the tax and funding structure in Florida.
6. Understand and analyze the role and authority of local government.

After completing this course, students will have been:

1. Exposed to Florida Supreme Court Justices.
2. Exposed to seeing constitutional issues argued in the Florida Supreme Court.

Expectations:

It is anticipated that you will spend approximately 2 hours out of class reading and/or preparing for in- class assignments. You will be devoting time to your readings for each class; please be prepared for about 80 pages of reading each week.

### **Attendance and Participation**

Attendance will be taken at each class meeting. Students are allowed 6 absences during the course of the semester. Students are responsible for ensuring that they are not recorded as absent if they come in late. A student who fails to meet the attendance requirement will be dropped from the course and will not be allowed to take the final examination.

Student participation in class is encouraged, and will be considered in assigning a final grade. The degree of student participation will doubtless affect the quality and interest of class discussions. Students are expected to be prepared for each class.

Excused absences are consistent with university policies in the undergraduate catalog (<https://catalog.ufl.edu/ugrad/currnt/regulations/info/attendance.aspx>) and require appropriate documentation.

### **Courtesy**

Please turn off your cell phone during class. I also request that you notify me if you know you must leave class early. Please do not play computer games or surf the Internet during class.

### **Final Examination**

The final examination will be a **4-hour take home, open book and open notes essay** exam and will be distributed **online on CANVAS** on the designated exam schedule. The exam will consist of 5 or 6 hypotheticals with limited space for answers. The instructions of the examination will be announced later in the semester.

### **Grades**

Your grade for this course will depend on how well you perform on your final exam. Examinations will be graded anonymously; however, as mentioned above, **participation will be factored into a student's final grade as well.**

Your grade in my class will be based on your performance on an open book final exam.

This grade may be adjusted upward based on exceptional classroom performance. My initial grades on the final exam are always done anonymously, and I never **lower** anyone's grade after I turn the blind grades in. Quality of participation counts. If I call on you to contribute to classroom discussion, and you decline, I will come back to you the following day and call on you again to participate.

### **Evaluation of Grades:**

<b>Assignment</b>	<b>Percent of Grade</b>
Participation	10%
Final Exam	90%
Total	100%

### **Grading Policy**

<b>Score</b>	<b>Percent</b>	<b>Grade</b>	<b>Grade Points</b>
934-1000	93.4-100	A	4.00
900-933	90.0-93.3	A-	3.67
867-899	86.7-89.9	B+	3.33
834-866	83.4-86.6	B-	3.00
800-833	80.0-83.3	B-	2.67
767-799	76.7-79.9	C+	2.33
734-766	73.4-76.6	C	2.00
700-733	70.0-73.3	C-	1.67
667-699	66.7-69.9	D+	1.33
634-666	63.4-66.6	D	1.00
600-633	60.0-63.3	D-	0.67
0-599	0-599	E	0.00

**For more details, see this information at:**

<https://catalog.ufl.edu/ugrad/current/regulations/info/grades.aspx>

### **Course Evaluations**

Students are expected to provide feedback on the quality of instruction in this course by completing online evaluations at <https://evaluations.ufl.edu>. Evaluations are typically open during the last two or three weeks of the semester, but students will be given specific times when they are open. Summary results of these assessments are available to students at <https://evaluations.ufl.edu/results/>.

### **Requesting Accommodations**

Students with disabilities requesting accommodations should first register with the Disability Resource Center (352-392-8565, [www.dso.ufl.edu/drc/](http://www.dso.ufl.edu/drc/)) by providing appropriate documentation. Once registered, students will receive an accommodation letter which must

be presented to the instructor when requesting accommodation. Students with disabilities should follow this procedure as early as possible in the semester.

### **University Honesty Policy**

UF students are bound by The Honor Pledge which states, "We, the members of the University of Florida community, pledge to hold ourselves and our peers to the highest standards of honor and integrity by abiding by the Honor Code. On all work submitted for credit by students at the University of Florida, the following pledge is either required or implied: "On my honor, I have neither given nor received unauthorized aid in doing this assignment." The Honor Code (<https://www.dso.ufl.edu/sccr/process/student-conduct-honor-code/>) specifies a number of behaviors that are in violation of this code and the possible sanctions. Furthermore, you are obligated to report any condition that facilitates academic misconduct to appropriate personnel. If you have any questions or concerns, please consult with the instructor or TAs in this class.

### **Counseling and Wellness Center**

Contact information for the Counseling and Wellness Center: <http://www.counseling.ufl.edu/cwc/Default.aspx>, 392-1575; and the University Police Department: 392-1111 or 9-1-1 for emergencies.

<b><u>CLASS</u></b>	<b><u>DATE</u></b>	<b><u>TOPIC DISCUSSED</u></b>
1	August 26	Introduction, I-1-17
2	August 27	I-18-40
3	September 2	<b>Holiday-No Class</b>
4	September 3	I-41-65
5	September 9	<b>Guest Lecturer: TBA</b>
6	September 10	I-66-89
7	September 16	I-90-115
8	September 17	I-116-147
9	September 23	<b>Guest Lecturer: TBA</b>
10	September 24	I-148-180
11	September 30	Article I Review
12	October 1	II-1-29, III-1-5
13	October 7	III-6-41
14	October 8	III-42-123
15	October 14	IV, V-1-13
16	October 15	V-14-55, VI
17	October 21	<b>Guest Lecturer: TBA</b>
18	October 22	V-14-38
19	October 28	V-39-54
20	October 29	Review I-V, VI, Part II: VII-1-14
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24	November 12	VII-82-109
25	November 18	VII-110-130, VIII-1-35
26	November 19	IX-1-72
27	November 25	X-1-14
28	December 2	XI-1-40

29	December 5-6	<b>READING DAYS</b>
30	<b>December 18</b>	<b>Final Exam</b>



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### ARTICLE I

#### Introduction

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