DEPARTMENT: Educational Studies, Leadership and Counseling

COURSE PREFIX: PSE   COURSE NUMBER: 710   CREDIT HOURS: 3

I. TITLE: Higher Education and the Law

II. COURSE DESCRIPTION AND PREREQUISITE(S):
This course examines legal issues relevant to American colleges and universities to provide educational leaders with the fundamental knowledge of higher education law. Key legal principles that may be discussed include legal governance of higher education, academic freedom, affirmative action, and other legal issues pertinent to faculty, staff, and students.

Prerequisite(s): None

III. COURSE OBJECTIVES:
As a result of participation in this course, the student will be able to
A. demonstrate an understanding of basic legal concepts and terminology;
B. utilize appropriate legal research sources;
C. describe the legal structure and governance of higher education;
D. articulate an understanding of key legal principles impacting the operations of higher education institutions;
E. demonstrate the ability to apply legal concepts from an administrative perspective;
F. examine regulatory issues in higher education; and
G. develop a familiarity with how the rights of administrators, faculty members and students are defined, protected by law, and impact administrative practice.

IV. CONTENT OUTLINE:
A. Legal concepts, terminology and resources
B. Federal and state law
C. Legal structure and governance of higher education
D. Regulatory issues in higher education
E. Organizational and personal liability
F. Students and the law (admissions, dismissals, misconduct, freedom of expression, FERPA, HIPPA)
G. Student organizations and the law (intercollegiate athletics, student press, organizations)
H. Faculty and the law (academic freedom, tenure, and promotion issues)
I. Higher education and the workplace (affirmative action, ADA, employment issues)
J. Public policy, governmental relations (financial aid, Homeland Security, health law, environmental law)

V. INSTRUCTIONAL ACTIVITIES:
A. Classroom lecture and discussions
B. Engaged online discussion via Blackboard
C. Small group activities and discussions
D. Problem-based research projects
E. Reading contemporary articles
F. Reflective journaling

VI. FIELD, CLINICAL, AND/OR LABORATORY EXPERIENCES:
None
VII. TEXT(S) AND RESOURCES:


VIII. EVALUATION AND GRADING PROCEDURES:
Evaluation and grade will be determined by assignments, tests, and projects based on text, supplementary readings in professional journals, lectures, presentations, group activities, and class discussions.

Signature Assignment: Students apply their broad-based knowledge of legal statutes impacting higher education through a small-group role-playing simulation designed to equip leaders in higher education to work effectively under the pressure of limited response time. Upon completion of the simulation, the team facilitates class discussions regarding various approaches to the problem, recommendations on engagement as a team, and critical analysis of their decision. Each team will write a formal report citing appropriate legal precedent and university policy/procedures. In addition, a reflection of individual and team performance should be included.

IX. ATTENDANCE POLICY:
Students are expected to adhere to the MSU Attendance Policy outlined in the current MSU Bulletin.

X. ACADEMIC HONESTY POLICY:
Murray State University takes seriously its moral and educational obligation to maintain high standards of academic honesty and ethical behavior. Instructors are expected to evaluate students’ academic achievements accurately, as well as ascertain that work submitted by students is authentic and the result of their own efforts, and consistent with established academic standards. Students are obligated to respect and abide by the basic standards of personal and professional integrity.

Violations of Academic Honesty include:
- **Cheating** - Intentionally using or attempting to use unauthorized information such as books, notes, study aids, or other electronic, online, or digital devices in any academic exercise; as well as unauthorized communication of information by any means to or from others during any academic exercise.
- **Fabrication and Falsification** - Intentional alteration or invention of any information or citation in an academic exercise. Falsification involves changing information whereas fabrication involves inventing or counterfeiting information.
- **Multiple Submission** - The submission of substantial portions of the same academic work, including oral reports, for credit more than once without authorization from the instructor.
- **Plagiarism** - Intentionally or knowingly representing the words, ideas, creative work, or data of someone else as one’s own in any academic exercise, without due and proper acknowledgement.

Instructors should outline their expectations that may go beyond the scope of this policy at the beginning of each course and identify such expectations and restrictions in the course syllabus. When an instructor receives evidence, either directly or indirectly, of academic dishonesty, he or she should investigate the instance. The faculty member should then take appropriate disciplinary action.
Disciplinary action may include, but is not limited to the following:
   1) Requiring the student(s) to repeat the exercise or do additional related exercise(s).
   2) Lowering the grade or failing the student(s) on the particular exercise(s) involved.
   3) Lowering the grade or failing the student(s) in the course.

   **If the disciplinary action results in the awarding of a grade of E in the course, the student(s) may not drop the course.**

Faculty reserve the right to invalidate any exercise or other evaluative measures if substantial evidence exists that the integrity of the exercise has been compromised. Faculty also reserve the right to document in the course syllabi further academic honesty policy elements related to the individual disciplines.

A student may appeal the decision of the faculty member with the department chair in writing within five working days. Note: If, at any point in this process, the student alleges that actions have taken place that may be in violation of the Murray State University Non-Discrimination Statement, this process must be suspended and the matter be directed to the Office of Equal Opportunity. Any appeal will be forwarded to the appropriate university committee as determined by the Provost.

**XI. NON-DISCRIMINATION POLICY STATEMENT:**
Murray State University endorses the intent of all federal and state laws created to prohibit discrimination. Murray State University does not discriminate on the basis of race, color, national origin, gender, sexual orientation, religion, age, veteran status, or disability in employment, admissions, or the provision of services and provides, upon request, reasonable accommodation including auxiliary aids and services necessary to afford individuals with disabilities equal access to participate in all programs and activities. For more information, contact the Director of Equal Opportunity, 103 Wells Hall, (270) 809-3155 (voice), (270) 809-3361 (TDD).