

PUB. HEALTH LAW - Course Information

Professor Lars Noah

This class meets Mondays & Tuesdays @ 10:35 a.m.-12:00 in Rm. 283. Unless otherwise announced, office hours will take place on Wednesdays & Thursdays @ 11:30 a.m.-1:30 p.m. in Rm. 335 (or you can try and make an appointment for a different time).

We will be using sections from the pre-publication manuscript for my casebook, Law and the Public's Health: Cases, Controversies & Covid-19 (Carolina Academic Press forthcoming June 2023). You can access assigned pages on our Canvas site (grouped by week), but please don't distribute these to anyone else or retain them after the end of this semester. (I'll also post PowerPoint slides after each class on our Canvas site.)

The dates indicate when you should be prepared to discuss the assigned readings, while I'll be showing the specified videos in class. Regular attendance and occasional participation are expected of everyone (I'll try to keep track of both).

Jan. 17 (Tue): *Table of Contents* (highlighted to show what we'll be covering)/*Preface*: i-xiv
Video: "Plague at the Golden Gate" (PBS America Experience May 24, 2022), slightly abridged [1:41:30] (carry over final 20 mins. to the start of next class).

Public Health Law During the Progressive Era (or Thereabouts)

Jan. 23 (Mon): *Restrictions on Movement*: 1-15

Jan. 24 (Tue): *Forced Medical Interventions/School Closure*: 15-28
Video: "Eugenics Crusade" (PBS Am. Exper. Oct. 16, 2018), abridged [24:15]

Jan. 30 (Mon): *Managing Other Places*: 28-47
Video: "Influenza 1918" (PBS Am. Exper. Jan. 2, 2018), abridged [28:40]

Jan. 31 (Tue): *Managing Things & Information*: 47-69

Managing People

Feb. 6 (Mon): *Declaring Emergencies/Lockdowns*: 71-94

Feb. 7 (Tue): *Curfew/Quarantine/Isolation/Exclusion*: 94-120

Feb. 13 (Mon): *Closing State & National Borders/Vaccine Passport Reqts.:* 121-35, 233-43

Feb. 14 (Tue): *Face Masks in Schools*: 137-64

Feb. 20 (Mon): *Broader Mask Reqts./Other Forms of PPE*: 165-82, 199-201

- Feb. 21 (Tue): *School Vaccination Reqts.:* 201-17
Video: “The Vaccine War” (PBS Frontline Mar. 24, 2015), abridged [25:30]
- Feb. 27 (Mon): *Broader Vaccination Reqts./Mandatory Treatment:* 217-33, 243-48
- Feb. 28 (Tue): *Mandatory Treatment (TB):* 249-65
Video: “Forgotten Plague” (PBS Am. Exper. Feb. 10, 2015), abridged [21:00]
- Mar. 6 (Mon): *Criminalizing Contagious Behaviors:* 265-86
Video: “Ending HIV in America” (PBS Nova Oct. 5, 2022), abridged [30:15]

Managing Places

- Mar. 7 (Tue): *Closing Schools & Houses of Worship/Indoor Smoking Bans:* 287-302, 315-22
- Mar. 20 (Mon): *Closing Businesses (Nonessential/Nuisance)/Research Sites:* 345-61, 440-46
- Mar. 21 (Tue): *Workplace Safety—Private Ordering & Federal Mandates:* 361-86
- Mar. 27 (Mon): *Workplace Safety—Fed. Mandates (cont’d)/Eviction Moratorium:* 386-413
- Mar. 28 (Tue): *Modes of Transportation—Fed. Mandates:* 413-40

Managing Things & Information

- Apr. 3 (Mon): *Medical Countermeasures:* 448-69
Video: “Polio Crusade” (PBS Am. Exper. Feb. 2, 2009), abridged [25:50]
- Apr. 4 (Tue): *Rationing Health Care/Pastuerization & Fluoridation:* 469-82, 503-12
- Apr. 10 (Mon): *Contaminated Drinking Water (Flint, MI):* 488-502
Video: “Poisoned Water” (PBS Nova May 31, 2017), abridged [51:35]
- Apr. 11 (Tue): *Prohibitions (Pets & Products):* 525-51
- Apr. 17 (Mon): *Safety Alerts/Disclosure Reqts./Advg. Restrictions:* 677-701
- Apr. 18 (Tue): *Squelching Physician Speech/Misinformation:* 726-27, 742-59
Video: “Superspreaders” (FX & NYT Aug. 19, 2022), abridged [29:40]
- Apr. 24 (Mon): *Wrap up [course evals. (first 15 mins.)]*
Connecting Dots/Welcome to the Regressive Era: 761, 772-77, 788-94, 805-07
- May 5 (Thu): **Final exam:** Open book, 2 essay-style questions (probably given 1 hour for ea.), with strict word limits to discourage use of canned, nonresponsive answers.

Course Facts

PUBLIC HEALTH LAW

Prof. Lars Noah

3 credits

Doctrinal content (approximate)

Administrative procedure	5%
Constitutional law (total)	35%
Free speech	10%
Free exercise of religion	10%
Substantive due process	10%
other	5%
Regulatory (esp. CDC)	20%
Torts	30%
Other (e.g., criminal law, immigration, labor, local gov't, tax)	10%

Warning: May cause users to become germophobes (or worse)!

Additional statements:

- High 1L course content (> 50%) may help to promote success on the bar exam.
- STEM-certified (fair dose of science)
- Offers a glimpse at the nature of sophisticated law practice, with specialization oriented toward public sector (rather than particular skill set or doctrinal category).
- Nutrient dense—short on empty calories (apart from screening a few PBS documentaries).

Rated "M" (mature audiences only) for occasional discussions of sex and drug use.