

## Environmental Law

ES/PS 124, Fall 2015

### 1. Course Information.

#### Class hours & location-

- Mondays/Wednesdays, 3-5:45 p.m., DMH, Room 164

- Fridays, 9:30 a.m.-12:15 p.m.; DMH, Room 164

Instructor: Terry Trumbull, Environmental Studies Department

Office: Room 115, Washington Square Hall

Office hours: Monday & Wednesdays, Noon- 1:30 p.m.

Instructor's e-mail: [terryt1011@aol.com](mailto:terryt1011@aol.com)

### 2. Course Overview.

#### a. Course Description.

Students will become acquainted with the role of law and lawyers in environmental issues. After an introduction to legislation, regulation, and the courts, students will learn the framework of regulation in specific environmental areas. Areas to be covered include air and water pollution, land use, solid and hazardous waste, recycling, natural resources, energy, environmental impact analysis, environmental health and safety, and international environmental regulation.

#### b. Course Format.

Students are expected to read the relevant portions of the textbook prior to class. Lecture will be minimized, but will probably take up 50% of class time. A portion of each class will be spent on analysis of current environmental issues. Experts in different fields related to the class will speak at several class meetings.

#### c. Student Learning Objectives

At the end of the course, you shall be able to:

- describe how environmental issues are handled by elected officials, regulators, and the courts;
- identify the provisions of the U.S. Constitution that are used to support and restrain environmental regulation;
- identify the names and responsibilities of state and federal environmental and natural resource agencies;
- interpret formal legal writing(Appellate case evaluation);
- describe how environmental health is regulated;
- identify the major international environmental treaties and the limitations of treaties; and
- describe how California environmental regulation is more stringent than that of the Federal government.

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In each case, the assessment technique will be quizzes and/or the final, except as noted.

d. Grade Checks.

If an institution requires you to have a signed grade check, it will be done once during the semester. Otherwise, you know your grades and progress as well as I do.

e. Course text.

Kubasek and Silverman, Environmental Law (8th Edition, but any edition is acceptable), Prentice Hall.

f. Class website.

My lecture notes are posted at [trumbulllaw.weebly.com](http://trumbulllaw.weebly.com).

There are other files there, such as suggestions on writing for class and sample quizzes.

g. Credit Hours.

Students are expected to spend at least three hours outside of class for every one hour in class. Because this is a three unit course, you can expect to spend a minimum of six hours per week completing class related assignments, such as reading and studying for tests. Assignments in this class may require work beyond the minimum of six hours of work outside the classroom. Careful time management will help you keep up with the reading and assignments, and enable you to succeed in this class.

3. Course Requirements.

a. Grading:

Class participation/environmental articles	10%
Appellate Case Evaluation	4%
Government meeting/debate	1%
Glossary	20%
Quizzes	35%
Final	30%

b. Class participation/Environmental articles:

For each class meeting, students are expected to bring a printed article from a recent publication, including the internet. Your article shall be turned in before the start of class and must be on the subject discussed in class that day. If you are called upon to discuss your article, students are not expected to explain the underlying legal

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issues, but should be prepared to summarize the facts in the article. Discussion in class of your article, or any other discussion by you in class, gives you a point for class participation.

c. Glossary.

Definition of about 200 environmental law terms. Due at start of sixth class. One

extra point per class for early submission (maximum of five extra points), and one point deducted for each class that it is late, but not later than the last day of class. You must type or print every word of your glossary submission yourself. You are free to work with others on the terms, but you may not copy or paste answers from any other source.

d. Government Meeting.

You are required to attend a meeting of a local government body, planning commission, or environmental regulatory agency. Bring a copy of the meeting agenda to me signed by one of those participating in the meeting (i.e., commissioner, city clerk, councilmember).

e. Quizzes. See class schedule for exact date of quizzes for your section. Seven quizzes will be given. Each quiz will be 5% of your grade. Quizzes will be on:

1. Third week -covering material from first & second weeks.
2. Fourth week -covering material from third week.
3. Fifth week- covering material from fourth week.
4. Seventh week - covering material from fifth and sixth weeks.
5. Tenth week -covering material from weeks 7 to 9.
6. 11th week -covering material from tenth week.
7. 14th week -covering material from 11th thru 13th weeks.

Environmental Health and Safety, Population, and International Environment will not be tested on a quiz. They will only be covered on the final.

f. Appellate Case Evaluation

You will receive an appellate case on an environmental matter at the first class, as well as specific information that you must provide in an analysis of the case. Your analysis is due at the start of the second class.

g. Your commitment, as a student, to learning is evidenced by your enrollment at San Jose State University. The [University Academic Integrity Policy S07-2](http://www.sjsu.edu/senate/docs/S07-2.pdf) at <http://www.sjsu.edu/senate/docs/S07-2.pdf> requires you to be honest in all your academic course work. Faculty members are required to report all infractions to the office of Student Conduct and Ethical Development. The [Student Conduct and Ethical Development website](http://www.sjsu.edu/studentconduct/) is available at <http://www.sjsu.edu/studentconduct/>.

h. If you need course adaptations or accommodations because of a disability, or if you need to make special arrangements in case the building must be evacuated, please make an appointment with me as soon as possible, or see me during office hours. [Presidential Directive 97-03](http://www.sjsu.edu/president/docs/directives/PD_1997-03.pdf) at [http://www.sjsu.edu/president/docs/directives/PD\\_1997-03.pdf](http://www.sjsu.edu/president/docs/directives/PD_1997-03.pdf) requires that students with disabilities requesting accommodations must register with the [Accessible Education Center](http://www.sjsu.edu/aec) (AEC) at <http://www.sjsu.edu/aec> to establish a record of their disability.