

FALL SEMESTER – 2010

LAW & PSYCHIATRY

Professor Jim Hunt

Syllabus and Presentation Topics

Textbook:
Mental Disability Law, Evidence & Testimony
& The Trial of John Hinckley, Jr.

August 25, 2010

1. Introduction to Seminar.
Google Thomas Szasz.

September 1, 2010

2. Overview of psychiatry. Textbook, pp. 1-74.

September 8, 2010

3. Continuation of overview of psychiatry.
Guest speaker Dr. David Roebker

September 15, 2010

4. The professional relationship. Textbook, pp. 292–322, 349-390.

Tarasoff v. Regents of University of California, 131 Cal Reporter 14,
551 Pacific 2d 344 (California 1976)

Morgan v. Fairfield Family Counseling Center, et. al., 77 Ohio St3d
284 (1997)

September 22, 2010

5. Overview of civil commitment. Textbook, pp. 77-79, 138-202.

Steele v. Hamilton County Mental Health Board, 90 Ohio St3d 176 (2000)
In Re: Miller, 62 Ohio St3d 99 (1992)

Guest speaker Rogena Stargell, Magistrate Hamilton County Probate Court

September 29, 2010

6. Topic to be announced.

October 6 & 20, 2010

7. The insanity defense, introduction and overview.

The Trial of John W. Hinckley, Jr., Case study book.

October 13, 2010

Fall Break. No Class.

October 27, 2010

8. Procedural issues relating to the insanity defense (student presentation).
- A. Right to expert testimony supporting the insanity defense. Textbook, pp. 203-250.
Jenkins v. US, 307F 2d 637 DC circa (1962)
Ake v. Oklahoma, 470 US 68 (1985)
Estelle v. Smith, 451 US 454 (1981)
- B. Jury instructions regarding disposition.
Shannon v. U.S., 512 US 573 (1994)

November 3, 2010

9. Disposition of individuals found not guilty by reason of insanity (student presentation). Textbook, pp. 251-291.

Foucha v. Louisiana, 504 US 71 (1992)
Jones v. US, 463 US 357 (1983)

November 10, 2010

10. Punishment and mentally impaired individuals (student presentation).

Jackson v. Indiana, 406 US 715 (1972)
Ford v. Wainwright, 477 US 399 (1986)
Atkins v. Virginia, 536 US 304 (2002)

November 17, 2010

11. Civil commitment, emerging issues (student presentation).

Selig v. Young, 531 US 250 (2001)
Addington v. Texas, 441 US 418 (1979)
Kansas v. Crane, 534 US 407 (2002)
Kansas v. Hendricks, 521 US 346 (1997)

November 24, 2010

12. Right to receive treatment (student presentation).

Wyatt v. Stickney, 344 FSupp 373 (M.D. Ala. 1972)
Young v. Romeo, 457 US 307 (1982)
Donaldson v. O'Connor, 493 F2d 507 (5th Circuit 1974)
O'Connor v. Donaldson, 422 US 563 (1975)

December 1, 2010

14. Right to refuse treatment including the right to refuse medication to achieve competency to stand trial (student presentation).

Sell v. U.S., 539 US 166 (2005)
Washington v. Harper, 494 US 210 (1990)
Riggins v. Nevada, 504 US 127 (1992)