Justice and Law Studies is an interdepartmental program designed to give students a background in and framework for understanding the ways that philosophers, government officials, and others think about justice, and the related ways in which societies marshal power and implement law. This liberal arts program provides tools for thinking critically and arguing about what justice might entail, how it works in practice, and how rules, aspirations, laws, and norms evolve over time and in different parts of the world.

THE CONCENTRATION

The concentration in Justice and Law Studies consists of six courses: an interdisciplinary introductory course, four electives taken from at least two departments, and a senior seminar. Electives are listed below. Other courses, not listed below, may be approved by the Chair.

Students may declare a program concentration at any point during their academic career.

Senior Seminar

In 2018-19, the senior seminar will be *The Unwritten Constitution* taught by Professor Hirsch.

Electives

- **AFR 132 / AMST 132 / PSCI 132 SEM Contemporary Africana Social and Political Philosophy**
  - Taught by: Neil Roberts
  - Catalog details

- **AFR 318 / PSYC 334 SEM Defining and Disrupting the School-to-Prison Pipeline**
  - Taught by: Kelsey Jones
  - Catalog details

- **AMST 401 SEM Policing Nations: Indigenous Nations and the Carceral State**
  - Taught by: Margaux L Kristjansson
  - Catalog details

- **ECON 374 TUT Poverty and Public Policy**
  - Taught by: Lara Shore-Sheppard
  - Catalog details

- **ECON 470 SEM The Indian Economy: Development and Social Justice**
  - Taught by: Anand Swamy
  - Catalog details

- **ENGL 407 / COMP 407 SEM Literature, Justice and Community**
  - Taught by: Christopher Pye
  - Catalog details

- **ENVI 250 / STS 250 SEM Environmental Justice**
  - Taught by: Laura Martin
  - Catalog details

- **ENVI 307 / PSCI 317(F) LEC Environmental Law**
  - Taught by: David Cassuto
  - Catalog details

- **HIST 152 / WGSS 152 SEM The Fourteenth Amendment and the Meanings of Equality**
  - Taught by: Sara Dubow
  - Catalog details

- **HIST 158 / AFR 158(S) SEM North of Jim Crow, South of Freedom**
  - Taught by: Tyran Steward
  - Catalog details
Students who study abroad should consult with the program chair to ensure that they can complete the requirements. Courses abroad may qualify as JLST electives if appropriate.

**JLST 101 (S) Introduction to Justice and Law**

This course will examine various aspects of America's legal system, including its historical and constitutional underpinnings; the processes of resolving disputes, e.g., trials, plea-bargaining, and civil settlement; and the roles of diverse participants in the system, e.g., judges, jurors, litigants, lawyers, and legislators. The course will emphasize the deeply interdisciplinary nature of law, exploring the law's intersections with politics, history, economics, anthropology, statistics, psychology, philosophy, art, sports, science, religion, and cyberspace.

**Class Format:** lecture-discussion

**Requirements/Evaluation:** three papers, a final exam, and class participation; attendance is mandatory; Williams' honor code applies to all assignments

**Prerequisites:** none

**Enrollment Limit:** 40

**Enrollment Preferences:** first-years and sophomores

**Expected Class Size:** 40

**Grading:** yes pass/fail option, yes fifth course option

**Distributions:** (D2)

Spring 2023
LEC Section: 01    MWF 11:00 am - 12:15 pm     Alan Hirsch

**JLST 272 (S) Free Will and Responsibility (WS)**

**Cross-listings:** PHIL 272  JLST 272

**Secondary Cross-listing**

Our practice of holding people responsible seems justified as long as their choices are free. But when does a choice qualify as free? Must it be unaffected by any outside influences? If so, freedom may seem impossible since we're all deeply influenced by factors ranging from the general laws of nature to specific features of our genetic endowment and social environment (including religion, political ideology, and advertising). These affect not only our particular choices but also, more fundamentally, who we are and what we value. The real question, then, seems to be whether, and how, free choice is possible amidst all of these influences. We'll attempt to answer this question by examining recent philosophical work on the nature of free will and responsibility.

**Requirements/Evaluation:** Five tutorial papers (5-6 pages in length) and five critiques (2-3 pages in length)

**Prerequisites:** one PHIL course

**Enrollment Limit:** 10

**Enrollment Preferences:** current and prospective Philosophy majors

**Expected Class Size:** 10

**Grading:** no pass/fail option, no fifth course option

**Distributions:** (D2)  (WS)

This course is cross-listed and the prefixes carry the following divisional credit:

PHIL 272 (D2) JLST 272 (D2)

**Writing Skills Notes:** Students will write a tutorial paper (5-6 pages in length) every other week, and a peer critique (2-3 pages in length) in alternating weeks, evenly spaced throughout the semester. The instructor will provide timely comments on writing skills, with suggestions for improvement.

**Attributes:** PHIL Contemporary Value Theory Courses

Not offered current academic year
JLST 397 (F) Independent Study: Legal Studies
Legal Studies independent study. Open only under the supervision of a member of the Legal Studies Advisory Committee.

Grading: yes pass/fail option, yes fifth course option
Distributions: (D2)
Not offered current academic year

JLST 398 (S) Independent Study: Legal Studies
Legal Studies independent study. Open under the supervision of a member of the Legal Studies Advisory Committee.

Grading: yes pass/fail option, yes fifth course option
Distributions: (D2)

Spring 2023
IND Section: 01 TBA Alan Hirsch

JLST 401 (S) The Unwritten Constitution
"The eight thousand words of America's written constitution only begin to map out the basic ground rules that actually govern our land." So begins Akhil Amar's book *America's Unwritten Constitution*. Amar recasts the debate over whether America has a "living Constitution," a debate usually revolving around whether change in constitutional meaning requires resort to the formal amendment process or can be achieved through judicial interpretation. Amar supports the latter view, but proposes something far-reaching: history itself effectively amends the Constitution. Thus, for example, he argues that speeches by Martin Luther King and precedents set by George Washington, as well as the daily activities and assumptions of ordinary Americans, have become constitutional subtext requiring consideration when we interpret the Constitution. Is that notion convincing? Preposterous? A healthy way of understanding the inevitable intersection of law, history, and politics? A transparent excuse to read one's own views into the Constitution? Through a careful reading of Amar, and other important constitutional theorists, we will probe different ways of thinking about the supreme law of the land.

Requirements/Evaluation: three papers and class participation
Prerequisites: PSCI 216 or PSCI 217 (or consent of the instructor)
Enrollment Limit: 19
Enrollment Preferences: Justice and Law Studies concentrators
Expected Class Size: 19
Grading: yes pass/fail option, yes fifth course option
Distributions: (D2)

Spring 2023
SEM Section: 01 MWF 8:30 am - 9:45 am Alan Hirsch

Winter Study

JLST 10 (W) Policing the Police
Recent high-profile killings of civilians by the police, including George Floyd and Breonna Taylor, have led to increased public scrutiny of law enforcement. Police departments are also facing unprecedented challenges in hiring and keeping officers. In this course, we will study the potential avenues for changing how police operate and the systemic issues that impede reform by using films, articles, case law, and guest lectures. We will begin by looking at the historical responses to police misconduct, including internal affairs investigations and criminal prosecution of individual officers. We will also analyze the affirmative privileges provided to the police and the impact of these procedural protections on accountability. We will then explore current appeals for structural reform by examining recent federal investigations of police departments, including Newark, NJ and Ferguson, MO. Class will meet twice per week, and students will choose an aspect of the issues engaged with as a subject for their final research paper.

Requirements/Evaluation: 10-page paper
Prerequisites: none
Enrollment Limit: 15
Enrollment Preferences: sophomores and juniors
Expected Class Size: NA
Grading: pass/fail only

Unit Notes: Samantha Soto is a civil rights and employment attorney whose practice includes advising police departments on discipline of officers and conducting investigations into discrimination claims. She is a graduate of Williams College and Columbia Law School.

Attributes: STUX Winter Study Student Exploration

Winter 2023
LEC Section: 01    TBA    Samantha A. Soto

JLST 99 (W) Independent Study: Legal Studies
Open to upperclass students. Students interested in doing an independent project (99) during Winter Study must make prior arrangements with a faculty sponsor. The student and professor then complete the independent study proposal form available online. The deadline is typically in late September. Proposals are reviewed by the pertinent department and the Winter Study Committee. Students will be notified if their proposal is approved prior to the Winter Study registration period.

Class Format: independent study
Grading: pass/fail only

Winter 2023
IND Section: 01    TBA    Alan Hirsch