Purpose of Course: An introduction to the legal status and rights of children preparing students to serve as attorneys for court-appointed guardians ad litem under the Idaho Child Protective Act and in other matters involving children.

Available at: https://isc.idaho.gov/files/CP_Statute_Book_2018.pdf


3) Case law, articles, and law reviews as assigned (available online)

Expectations: Discussion and participation by the students will make this class far more enjoyable for all. We expect participants to attend each class session having read the assigned material and prepared to fully engage in classroom discussion.

Attendance: Attendance in class is expected. Class participation will be a component of final grades. Missing class periods may result in a lowering of the student’s final course grade. Please let the instructors know in advance via e-mail if you will be missing class sessions.

Guest Speakers: The classroom experience will be augmented with presentations by Idaho attorneys, judges, participants in the Child Protection system, and other professionals who work within the fields of law studied in this course. Guest speakers attend class to share their real world experiences; students are expected to actively listen and respectfully engage with the guest presenters.

Grades: Final grades for this course will breakdown as follows:
   1. Attendance (20%)
   2. Final Exam (80%)

Final Exam: The final exam will be a traditional open book essay style exam.

Credit Hours for Coursework: In accordance with ABA Standard 310, the College of Law awards one credit hour for experiences that are reasonably designed to involve 50
minutes of classroom or direct faculty instruction and two hours of out-of-class student work per week, or at least the equivalent amount of work for academic activities including simulation, field placement, clinical, and other academic work leading to the award of credit hours.

**Center for Disability Access and Resources (CDAR) Reasonable Accommodations Statement:** Reasonable accommodations are available for students who have documented temporary or permanent disabilities. Ideally, students in Moscow and Boise should meet with CDAR by the end of the first week of class to assess if any accommodations are needed for courses and/or examinations. All accommodation requests are then submitted by CDAR to Dean Dodge for final approval. CDAR serves as the sole evaluator of medical documentation and determines reasonable accommodations on a per semester basis. The College of Law does not have the authority to evaluate or grant disability accommodations without CDAR first submitting a recommendation. You may contact CDAR by:

- Calling 208-885-6307
- Emailing cdar@uidaho.edu

It is ultimately the student’s responsibility to seek a disability accommodation, and until an accommodation is approved by CDAR and Dean Dodge, no student will be entitled to receive any accommodations. To learn more about CDAR, visit its website at [http://www.uidaho.edu/current-students/cdar](http://www.uidaho.edu/current-students/cdar). Please review the College of Law Catalog and Student Handbook for more information on the disability accommodation process.

**Recording Class Sessions:** Students may not electronically record classes unless they have the express consent of the instructor, except where the Dean of Students has allowed recording as a disability accommodation pursuant to a recommendation by CDAR. Recording classes without the instructor’s express consent violates the Honor Code. Students recording classes as a disability accommodation must follow procedures set down by CDAR. Students who are unable to attend class for reasons of illness or other exigencies must receive permission from the instructor before classes are recorded on their behalf. Contact the Law Library for recording equipment and information on recording procedures.

**Civility:** In any environment in which people gather to learn, it is essential that all members feel as free and safe as possible in their participation. To this end, it is expected that everyone in this course will be treated with mutual respect and civility, with an understanding that all of us (students, instructors, professors, guests, and teaching assistants) will be respectful and civil to one another in discussion, in action, in teaching, and in learning.

Should you feel our classroom interactions do not reflect an environment of civility and respect, you are encouraged to meet with your instructor during office hours to discuss your concern. Additional resources for expression of concern or requesting support include the College of Law Dean of Students (jdodge@uidaho.edu), the University Dean of Students office and staff (885-6757), the UI Counseling & Testing Center’s confidential services (885-6716), or the UI Office of Civil Rights & Investigations (885-4285).
1/7/19

TOPICS:
- Introductions/Review of class + syllabus
- Poverty/Homelessness
- Importance of Child Development Ages 0-3
- Attachment Theory
- Stressors on Families/Children

ASSIGNED READING:
- “America’s Youngest Outcasts” (American Institutes for Research, 2014) pgs. 6-7, 35, 74-83
- “Basic Facts about Low-Income Children” (National Center For Children in Poverty, 2015)
- “Attachment Theory – Importance of 0-3 Years” (Segal, Jaffe, Unicef.org)
- “ACES Questionnaire – What it Does and Doesn’t Mean”

1/14/19

TOPICS:
- CP Cases of the Week
- Evolution of Parent’s Rights
- Parens Patriae

ASSIGNED READING:
- Meyer v. Nebraska, 262 US 390 (1923)
- Pierce v. Society of Sisters 45 S.Ct. 571 (1925)
- Prince v. Massachusetts, 321 US 158 (1944)
- Troxel v. Granville, 530 US 57

1/28/19

TOPICS:
- CP Cases of the Week
- Evolution of Children’s Rights

ASSIGNED READING:
- New Jersey v. TLO 105 S.Ct. 733 (1985)
- Morse v. Frederick 127 S.Ct. 2618 (2007)
2/4/19

TOPICS:
• CP Cases of the Week
• Child Protective Act: Shelter Care Hearings + Jurisdiction
• Guest Speakers: Law Enforcement and Social Worker

ASSIGNED READING:
➢ Idaho Child Protection Manual, Chapters 1-4

2/11/19

TOPICS:
• CP Cases of the Week
• Child Protective Act: Adjudicatory Hearings + Case Plan Hearings

ASSIGNED READING:
➢ Idaho Child Protection Manual, Chapters 5-6
➢ IDHW v. Jane Doe I, 151 Idaho 300 (2011)

2/25/19

TOPICS:
• CP Cases of the Week
• Child Protective Act: Six Month Reviews thru Permanency Hearings

ASSIGNED READING:
➢ Idaho Child Protection Manual, Chapters 7-8

3/4/19

TOPICS:
• CP Cases of the Week
• Child Protective Act: Appointment of GAL + Representing Children
• Guest Speakers: GAL Attorney + Child’s Attorney

ASSIGNED READING:
➢ I.C. §§ 16-1614, 16-1633, 16-1634
➢ Additional reading TBD
3/18/19
TOPICS:
• CP Cases of the Week
• Child Protective Act – Catch up
• Foster Youth Panel
ASSIGNED READING:
  ➢ TBD

3/5/19
TOPICS:
• CP Cases of the Week
• Termination of Parental Rights
ASSIGNED READING:
  ➢ Idaho Child Protection Manual, Chapter 9
  ➢ Case law TBD

4/1/19
TOPICS:
• CP Cases of the Week
• Guardianships
• Adoption
ASSIGNED READING:
  ➢ Idaho Child Protection Manual, Chapter 10
  ➢ Case law TBD

4/8/19
TOPICS:
• CP Cases of the Week
• Juvenile Corrections Act
• Guest Speaker: Juvenile Court Judge
ASSIGNED READING:
  ➢ TBD
4/15/19

TOPICS:

- Domestic Violence presentation by the Women and Children’s Alliance

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4/1/19

TOPICS:

- CP Cases of the Week
- Paternity
- Indian Child Welfare Act
- Safe Haven Act

ASSIGNED READING:

- Idaho Child Protection Manual, Chapter 11, 12.3, 12.4
- Michael H. v. Gerald D. 491 US 110

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NO CLASS ON 1/21/19, 2/18/19 and 3/11/19

NOTE: This syllabus and the course requirements are subject to change and revision.