

Political Science W3208: State Politics

Spring 2008

Tuesday and Thursday, 10:35 – 11:50 am

Hamilton 517

Professor Justin Phillips

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733 International Affairs Building

Office Hours: Thursdays 1 – 2pm

& by appointment

Course Requirements: In addition to regularly attending class, students are required to complete the following:

Midterm: The midterm exam will be given in class on Thursday, February 28th. The exam will consist of short answer and essay questions. Questions on the midterm will be drawn in equal parts from the lecture and reading materials. The midterm will count as 30% of the class grade.

Research paper: Each student must complete a 10 to 12 page research paper. I will provide a list of paper topics from which you may choose or you may supply a topic of your own (providing that this topic is *pre-approved* by either myself or the TA). Students are required to turn in a 1 to 2 page summary of their paper on Tuesday, March 11th. This summary should include a thesis statement, outline of the argument, and preliminary list of sources. The final paper is due at the beginning of class on Tuesday, April 15th. The paper summary will count as 5% of the overall grade for the class and the final paper will count as 25%. I strongly encourage students to use Strunk and White's *Elements of Style* as a guide for their writing.

Final: The final exam will be given in class and will consist of short answer and essay questions. Questions on the final will be drawn in equal parts from the lecture and reading materials. The final exam will count as 40% of the overall grade for the class. The date and time of the final will be announced during the semester.

Note: Make-up examinations are given *only* for University-approved absences.

Readings

Course Packet: (available at the Village Copier on the corner of Amsterdam & 118th)

Textbook: *Political Parties and Elections in American States* by Malcolm E. Jewell and Sarah M. Morehouse. Washington, D.C.: CQ Press. (available at Book Culture, 536 West 112th Street)

CourseWorks: Many of the readings for this course will only be available online through Courseworks (<https://courseworks.columbia.edu/>). These readings are posted under “Class Files.”

COURSE OUTLINE

I. AMERICAN FEDERALISM

January 22nd: Introduction & Overview of Course

No assigned readings

January 24th: Why Federalism?

- (1) The Federalist Papers, #6, 9, 15, 32, 33, 39, 44, 45, 46, 51, 78 (CourseWorks)
- (2) Alexis de Tocqueville, “What Distinguishes the Federal Constitution of the United States of America from Other Federal Constitutions.” (Course packet)
- (3) Alexis de Tocqueville, “Advantages of the Federal System in General and its Special Usefulness in America.” (Course packet)

January 29th: The State-Federal Relationship I

- (1) Walker, David B. 2000. *The Rebirth of Federalism*. New York: Chatham House Publishers. Chapters 3, 4, & 5. (Course packet)

January 31st: The State-Federal Relationship II

- (1) Derthick, Martha. 2000. “Ways of Achieving Federal Objectives,” in *American Intergovernmental Relations: Foundations, Perspectives, and Issues*. Laurence J. O’Toole, Jr. Ed. Washington, D.C.: C Press. (Course packet)
- (2) Perlman, Ellen. 2000. “The Gorilla That Swallows State Laws,” in *American Intergovernmental Relations: Foundations, Perspectives, and Issues*. Laurence J. O’Toole, Jr. Ed. Washington, D.C.: C Press. (Course packet)
- (3) Posner, Paul. 2007. “The Politics of Coercive Federalism in the Bush Era,” *Publius* 37(3):390-412. (CourseWorks)

February 5th: Interstate Relations I: Competition

- (1) Shannon, John. 1991. “Federalism’s ‘Invisible Regulator’ – Interjurisdictional Competition.” In Kenyon, Daphne A. and John Kincaid, eds. *Competition among States and Local Governments: Efficiency and Equity in American Federalism*. Washington, D.C: The Urban Institute Press. (Course packet)

- (2) Zimmerman, Joseph F. 2004. *Interstate Economic Relations*. New York: State University of New York. Chapter 7 (Course Packet)
- (3) Garvey, Megan. 2004. "California Stem Cell Project Energizes Other States to Act," *Los Angeles Times*, (22 November). (Course packet)

February 7th: Interstate Relations II: Cooperation

- (1) Doig, James W. 2001. *Empire on the Hudson: Entrepreneurial Vision and Political Power at the Port of New York Authority*. New York: Columbia University Press. Chapters 2, 3, & Appendix. (Course packet)

February 12th: State-Local Relations

- (1) Sokolow, Alvin D. 1998. "The Changing Property Tax and State-Local Relations," *Publius* 28(1):165-87. (CourseWorks)
- (2) Berman, David R. 1995. "Takeovers of Local Governments: An Overview and Evaluation of State Policies," *Publius* 25(3):55-70. (CourseWorks)
- (3) Greenblatt, Alan. 2002 (June). "Enemies of the State," *Governing*. (Course packet)

February 14th: States and Native Americans: Conflicting Dependent Sovereigns

- (1) Mason, Dale W. 2000. *Indian Gaming: Tribal Sovereignty and American Politics*. Norman: University of Oklahoma Press. Chapters 3, 4, & Epilogue. (Course packet)

II. STATE POLITICAL INSTITUTIONS

February 19th: The Creation and Evolution of State Constitutions

- (1) Cain, Bruce E. and Roger G. Noll. 1995. "Principles of State Constitutional Design." In Bruce E. Cain and Roger G. Noll, eds. *Constitutional Reform in California*. Berkeley: Institute of Governmental Studies Press. (Course packet)
- (2) Brennan, William J. 1977. "State Constitutions and the Protection of Individual Rights," *Harvard Law Review* 90(3):489-504. (CourseWorks)

February 21st: State Legislatures: Lawmaking

- (1) Rosenthal, Alan. 1998. *The Decline of Representative Democracy*. Washington D.C.: CQ Press. Chapter 4. (Course packet)
- (2) Jewell, Malcolm E. and Sarah M. Morehouse. 2001. *Political Parties and Elections in American States*. Washington, D.C.: CQ Press. Chapter 8.

February 26th: State Legislatures: Professionalization & the Term Limits Movement

- (1) Carey, John M., Richard G. Niemi, and Lynda W. Powell. 2000. *Term Limits in State Legislatures*. Ann Arbor: University of Michigan Press. Chapters 1, 2, & 4. (Course packet)

February 28th: **Midterm**

March 4th: The Executive Branch I: The Governor

- (1) Rosenthal, Alan. 2004. *Heavy Lifting: The Job of the American Legislature*. Washington D.C.: CQ Press. Chapter 8 & 9

March 6th: The Executive Branch II: The Plural Executive & State Bureaucracies

- (1) Provost, Colin. 2003. "State Attorney's General, Entrepreneurship, and Consumer Protection in the New Federalism," *Publius* 33(2):37-53. (CourseWorks)
- (2) Swope, Christopher. 2004 (November). "The Phantom of New York," *Governing*. (CourseWorks)

March 11th: The State Judiciary

- (1) Olszewski, Peter Paul. 2004. "Who's Judging Whom? Why Popular Elections are Preferable to Merit Selection Systems," *Penn State Law Review* 109(1): 1-17. (CourseWorks).
- (2) Crompton, J. Andrew. 2002. "Pennsylvanians Should Adopt a Merit Selection System for State Appellate Court Judges," *Dickinson Law Review* 106(4):755. (CourseWorks).
- (3) **Paper Summary Due**

III. ELECTIONS & PARTICIPATION IN STATE GOVERNMENT

March 13th: State Elections

- (1) Jewell, Malcolm E. and Sarah M. Morehouse. 2001. *Political Parties and Elections in American States*. Washington, D.C.: CQ Press. Chapter 6 & 7
- (2) Liebschultz, Sarah F. and Daniel J. Palazzolo. 2005. "HAVA and the States," *Publius* 35(4):497-536. (CourseWorks)

March 18th: Spring break (no class)

March 20th: Spring break (no class)

March 25th: Redistricting

- (1) Cain, Bruce. E. 1984. *The Reapportionment Puzzle*. Berkeley: University of California Press. Chapter 9. (Course packet)
- (2) Altman, Micah, Karin Mac Donald, and Michael McDonald. 2006. "Pushbutton Gerrymanders? Has Computing Changed Redistricting" in *Party Lines: Competition, Partisanship, and Congressional Redistricting*, Thomas E. Mann and Bruce E. Cain, eds. Washington D.C.: Brookings Institute. Chapter 3. (Course packet)

March 27th: Direct Democracy I

- (1) Smith, Daniel A. and Caroline J. Tolbert. 2004. *Educated by Initiative: The Effects of Direct Democracy on Citizens and Political Organizations*, Ann Arbor: University of Michigan Press. Chapter 1. (Course packet)
- (2) Cronin, Thomas E. 1989. *Direct Democracy: The Politics of Initiative, Referendum, and Recall*, Cambridge: Harvard University Press. Chapter 4. (Course packet)

April 1st: Direct Democracy II

- (1) Gamble, Barbara S. 1997. "Putting Civil Rights to a Popular Vote," *American Journal of Political Science* 41(1):245-269. (CourseWorks)
- (2) Arceneaux, Kevin. 2002. "Direct Democracy and the Link between Public Opinion and State Abortion Policy," *State Politics and Policy Quarterly* 2(4):372-88. (CourseWorks)

April 3rd: No class (Annual Meeting of the Midwest Political Science Association)

April 8th: State Political Parties

- (1) Jewell, Malcolm E. and Sarah M. Morehouse. 2001. *Political Parties and Elections in American States*. Washington, D.C.: CQ Press. Chapter 2 & 3

IV. PUBLIC POLICY IN THE STATES

April 10th: Budgeting

- (1) Rosenthal, Alan. 1998. *The Decline of Representative Democracy: Process, Participation, and Power in State Legislatures*, Washington D.C.: CQ Press. Pp. 306-321. (Course packet)
- (2) Abney, Glenn and Thomas P. Lauth. 1997. "The Item Veto and Fiscal Responsibility," *The Journal of Politics* 59(3):882-92. (CourseWorks)
- (3) Snell, Ronald K. 2004. "State Balanced Budget Requirements: Provision and Practice." Denver, CO: National Conference of State Legislatures: (CourseWorks)

April 15th: Welfare & Health Policy

- (1) Volden, Craig. 1997. "Entrusting the States with Welfare Reform," in *The New Federalism: Can the States be Trusted?* John Ferejohn and Barry R. Weingast, eds. Stanford: Hoover Institution Press. (Course packet)

(2) Final Paper Due

April 17th: Education

- (1) McGuinn, Patrick J. 2005. "The National Schoolmarm: No Child Left Behind and the New Education Federalism," *Publius* pp. 41-68. (CourseWorks)
- (2) Dillon, Sam. 2005. "Utah Vote Rejects Parts of Education Law," *New York Times* (19 April), late edition. (CourseWorks)

April 22nd: Same-Sex Marriage

- (1) *Goodridge v. Dep't of Public Health* (Mass. 2003). Only read the majority opinion – first 18 pages of the document. (CourseWorks)
- (2) Graham, Kathy T. 2004. "Same-Sex Unions and Conflicts of Law: When 'I Do' May be Interpreted as 'No, You Didn't'!" Working Paper. (CourseWorks)

April 24th: Environmental Policy

- (1) Rabe, Barry C. 2007. "Environmental Policy and the Bush Era: The Collision between the Administrative Presidency and State Experimentation," *Publius* 37(3):413-31. (CourseWorks)
- (2) Rabe, Barry C. 2007. *Statehouse and Greenhouse: The Emerging Politics of American Climate Change Policy*, Washington, D.C.: Brookings Institution. Chapters 4. (Course packet)

April 29th: Homeland Security & Natural Disasters

- (1) Kweit, Mary Grisez and Robert W. Kweit. 2006. "A Tale of Two Disasters," *Publius* 36(3):375-92. (CourseWorks)
- (2) Caruson, Kiki, Susan A. MacManus, Matthew Kohen, Thomas A. Watson. 2005. "Homeland Security Preparedness: The Rebirth of Regionalism," *Publius* pp. 143-168. (CourseWorks)
- (3) Peterson, Kavan. 2007. "Governors Lose in Power Struggle Over National Guard," www.stateline.org (CourseWorks)

May 1st: Do State Governments Have Foreign Policies?

- (1) Stumberg, Robert and Matthew C. Porterfield. 2001. "Who Preempted the Massachusetts Burma Law? Federalism and Political Accountability under Global Trade Rules," *Publius* 31(3):173-204. (CourseWorks)
- (2) Conlon, Timothy J., Robert L. Dudley, and Joel F. Clark. 2004. "The International Activities of State Legislatures," *Publius* 34(3):183-200. (CourseWorks)