



UNIVERSITY OF KENTUCKY

**Office of the Dean**  
*College of Law*  
*209 Law Building*  
*Lexington, KY 40506-0048*  
*[www.uky.edu/Law](http://www.uky.edu/Law)*

**DEC 16 2003**

Dec. 10, 2003

Rebecca Scott  
Senate Council Office  
152 Bowman Hall, Campus, 0059

Dear Rebecca,

Enclosed is a proposal for a new law course -- Law and Religion. As you know law course proposals are acted on directly by the Senate Council rather than being referred to an academic council. It's my understanding that to comply with Senate Rule 3.3.0, you will post the proposal to the Senate web site.

Thanks for your help. Please let me or Dean Vestal know when the course is approved.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Bill Fortune'.

William H. Fortune  
Associate Dean

cc: Lisa West, Registrar  
Paul Salamanca  
Allan Vestal, Dean

## APPLICATION FOR NEW COURSE

Submitted by College of Law Date Nov. 20, 2003

Department/Division offering course \_\_\_\_\_

2. Proposed designation and Bulletin description of this course

a. Prefix and Number Law 838 b. Title\* Law & Religion  
\*NOTE: If the title is longer than 24 characters (including spaces), write  
A sensible title (not exceeding 24 characters) for use on transcripts \_\_\_\_\_

c. Lecture/Discussion hours per week 3 d. Laboratory hours per week 00

e. Studio hours per week 0 f. Credits 3

g. Course description

The relationship of law to religion with emphasis on the establishment and free exercise clauses of the First Amendment

h. Prerequisites (if any)

Constitutional Law II

May be repeated to a maximum of \_\_\_\_\_ (if applicable)

To be cross-listed as

\_\_\_\_\_  
Prefix and Number

\_\_\_\_\_  
Signature, Chairman, cross-listing department

5. Effective Date Fall 04 (semester and year)

6. Course to be offered  Fall  Spring  Summer

7. Will the course be offered each year?  Yes  No  
(Explain if not annually)

8. Why is this course needed?

This is a dynamic area of the law and an area of much interest to law students

9. a. By whom will the course be taught? Paul Salamanca

b. Are facilities for teaching the course now available?  Yes  No  
If not, what plans have been made for providing them?

## APPLICATION FOR NEW COURSE

10. What enrollment may be reasonably anticipated? 35

11. Will this course serve students in the Department primarily?  Yes  No

Will it be of service to a significant number of students outside the Department?  
If so, explain.  Yes  No

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Will the course serve as a University Studies Program course?  Yes  No

If yes, under what Area? \_\_\_\_\_

12. Check the category most applicable to this course

traditional; offered in corresponding departments elsewhere;

relatively new, now being widely established

not yet to be found in many (or any) other universities

13. Is this course applicable to the requirements for at least one degree or certificate at the University of Kentucky?  Yes  No

14. Is this course part of a proposed new program:  
If yes, which?  Yes  No

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15. Will adding this course change the degree requirements in one or more programs? \*  
If yes, explain the change(s) below  Yes  No

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16. Attach a list of the major teaching objectives of the proposed course and outline and/or reference list to be used.

17. If the course is a 100-200 level course, please submit evidence (e.g., correspondence) that the Community College System has been consulted.

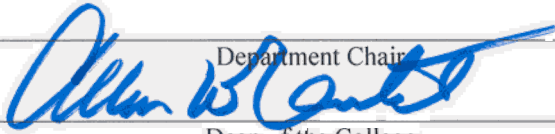
18. Within the Department, who should be contacted for further information about the proposed course?

Name Paul Salamanca Phone Extension 257-1151

\*NOTE: Approval of this course will constitute approval of the program change unless other program modifications are proposed.

**APPLICATION FOR NEW COURSE**

**Signatures of Approval:**

  
\_\_\_\_\_  
Department Chair  
\_\_\_\_\_  
Dean of the College

\_\_\_\_\_  
Date  
*Dec. 10, 2003*  
\_\_\_\_\_  
Date

\_\_\_\_\_  
\*Undergraduate Council

\_\_\_\_\_  
Date of Notice to the Faculty  
\_\_\_\_\_  
Date

\_\_\_\_\_  
\*University Studies

\_\_\_\_\_  
Date

\_\_\_\_\_  
\*Graduate Council

\_\_\_\_\_  
Date

\_\_\_\_\_  
\*Academic Council for the Medical Center

\_\_\_\_\_  
Date

\_\_\_\_\_  
\*Senate Council (Chair)

\_\_\_\_\_  
Date of Notice to University Senate

\*If applicable, as provided by the Rules of the University Senate

\_\_\_\_\_  
ACTION OTHER THAN APPROVAL

## Law and Religion

In this course, we will examine the various interpretations courts have given to the two clauses of the First Amendment that protect religious freedom — the clause that prohibits an “establishment of religion,” and the clause that protects the “free exercise thereof.” As we will see, the “religious sector” of our economy and of our political culture is complicated, with the result that the First Amendment and religious activity interact to produce a wide variety of rules and conflicting principles. This course should be of interest not only to students who are specifically interested in freedom of religion, but also to students who would like to pursue a general interest in constitutional law in a (reasonably) comprehensive manner within a specific context. Although most of our focus will be on the two clauses of the First Amendment referred to above, we will also necessarily discuss various statutes and provisions of the common law as they relate to religious activity, both individual and corporate.