

Department of Justice, Law and Society
School of Public Affairs
The American University

Fall 2007

JLS-303-001 – DRUGS, ALCOHOL AND SOCIETY

Thursday 11:20 AM to 2:00 PM

Ward 201

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Course Description

Most people believe alcohol, tobacco, and illegal drugs cause "addiction." Addiction is said to be characterized, in part, by involuntary behavior and "loss of control" over drug consumption. Addicted persons allegedly lose their ability to refuse addictive drugs and/or to moderate their consumption of those substances. History shows us this kind of thinking likely emerged from the anti-alcohol rhetoric of temperance-era leaders, the anti-alcohol attitudes instrumental in establishing alcohol prohibition, and the beliefs about alcohol advanced by members of Alcoholics Anonymous following repeal.

Contemporary public health, clinical, and legal perspectives on legal and illegal drugs such as tobacco, alcohol, heroin, cocaine, and marijuana, etc., also tend to be based, in part, in the same temperance-era thinking, that is, those drugs are universally-addictive substances and people develop "loss of control" when they inevitably become addicted to them. The implications of these perspectives for personal and criminal are significant and often contradictory. For example, attempts to regulate tobacco by the federal Food and Drug Administration (FDA) were based in the ideas that nicotine is an addictive drug and that cigarettes are "nicotine-delivery systems." Thus, tobacco is now considered a "dangerous" drug. This is contemporary anti-smoking and anti-tobacco crusade rhetoric. Most people quit smoking after many years or moderate their smoking for many years. Moreover, the widespread attempts by state attorneys general to hold tobacco companies liable for the health consequences of smoking are clearly based in the idea consumers were "tricked" into being addicted by the tobacco industry. Yet, many smokers say they choose to smoke despite the risks.

In this course we examine the validity of those ideas about addiction and their implications for public, clinical, and legal policy. In addition to learning about diverse explanations for addiction, we will examine in detail conflicting types of treatment for addiction, the efficacy of addiction treatment in general, First Amendment issues and court-ordered addiction treatment, addiction and criminal responsibility, Alcoholics Anonymous and religious-conversion experience, the use of mind-altering drugs as religious activities, and the ethics of general attempts to protect people from themselves advanced by today's public health movement. A new feature of this course involves the examination of current ideas and policies regarding prescription pain control, specifically, the use of opiate medications for chronic pain patients. Lecture and discussion format.

Course Objectives

1. To improve the student's legal and policy-oriented thinking about the meaning of addiction and the foundation of behavior labeled as "addictive."
2. To evaluate the evidence supporting and contesting the idea that addiction exists, that it is characterized by involuntariness, and that it is treatable.
3. To understand what happens in voluntary and involuntary treatment for drug addiction.
4. To understand public policy, legal, philosophical and psychological perspectives on why people choose to use mind-altering drugs.
5. To evaluate the efficacy and constitutionality of diverse perspectives on, and policies for, alcohol, drug and tobacco use in contemporary society.
6. To examine the structure and function of the contemporary "public health movement."
7. To develop intellectual skill in debating these and related controversial issues in legal and public policy settings.

Required Texts

- Fingarette, H. (1988). *Heavy drinking: The myth of alcoholism as a disease*. Berkeley, Ca: University of California Press.
- Schaler, J.A. and Schaler, M.E. (eds). (1998). *Smoking: Who has the right?* Amherst, N.Y: Prometheus Books.
- Schaler, J.A. (ed.) (1998). *DRUGS: Should we legalize, decriminalize, or deregulate?* Amherst, N.Y.: Prometheus Books.
- Szasz, T.S. (1992). *Our right to drugs: The case for a free market*. New York: Praeger Publishers.
- Szasz, T.S. (1998). *The myth of psychotherapy: Mental healing as religion, rhetoric and repression*. Syracuse, NY: Syracuse University Press.

Recommended Text

Schaler, J.A. (2000). *Addiction is a choice*. Chicago: Open Court. This book is not required, but it will help you understand the material in this course, including lectures.

Course Requirements and Grades

Paper	15%
Mid-term examination	35%
Final examination	40%
<u>Class participation</u>	<u>10%</u>
Total =	100%

Description of course requirements

Paper: Five page limit. Your writing assignment is this: Write a paper arguing in favor of repealing current prescription laws for narcotic drugs. This means that all currently prescription-only opiate medications used primarily for pain control would be available to anyone on the free market. It doesn't matter what your personal position is on the matter. Remember, there is nothing here that says people could not go to physicians for guidance and medical treatment.

- Take into consideration the relationship between liberty and responsibility.
- Your paragraphs must neither be too short nor too long. Each paragraph should be able to stand alone.
- Make sure you have smooth and logical transition from sentence to sentence and from paragraph to paragraph.
- Make sure you keep people, possession, and time parallel. For example, if you begin a sentence speaking in the plural and present tense, don't follow up in the same sentence using the singular and past tense.
- Make sure each sentence is a complete sentence.
- Make sure you differentiate between factual material and your opinion. Your opinion is fine, however, do not express your opinion as if it is fact.
- If you cite a source within the text, make sure you **use APA format**. If you don't know what APA format is, go to the library or purchase the APA Manual of Style. In-text citation is like this (Smith, 1969), and only like that. Not, (Smith, p. 46). It's always author's last name, year of publication, and if necessary, the page numbers, like this (Smith, 1969: pp. 12-15).
- Do not use footnotes.
- Do not cite material in the reference section that you did not cite in-text. Do not cite material in-text that you do not cite in the reference section. The reference section is on its own page.
- Make sure your name is on the first page. Give your paper a short and descriptive title. Make sure each page is numbered, centered, at the bottom of each page.
- Do not quote more than two lines of material. Paraphrase material in your own words, then reference it from the source it came from.
- Keep your writing and language formal, no colloquialisms.

Mid-term examination: The mid-term examination will consist of multiple choice and/or essay questions focused on all readings, lectures and discussion in class.

Final examination: The final examination will consist of multiple choice and/or essay questions focused on all of the material covered in this course. You will be given the opportunity to express your own point of view on the many controversial issues we addressed.

Class participation: Make sure you come to each class with some news item or current article that is related to what we are covering in class. You may be called upon at anytime to describe via summary the news item, and then asked to give your opinion. This means that you have to read the newspaper or something similar each week to find any news item that is related to what we cover in class. You may be called upon twice or more; you may never be called upon. Be prepared. If you are not prepared your grade for class participation will suffer.

Readings and notices regarding class will be sent to you by the professor via email. Please make sure you are receiving the emails and reading them. Check <http://currentideas.blogspot.com> for articles. You will be randomly assigned to groups with other students occasionally to present summaries of readings. This will contribute to your grade for participation. Make sure you have configured your au email address to forward mail to an account other than your au account in order to receive email via Blackboard.

CLASS SCHEDULE

Date	Topic	Reading
August 30	Introduction and overview The Drug <i>Policy</i> Problem	Lecture Schaler/DRUGS I
September 6	Drugs Drugs	Parts II to III IV to V
September 13	Addiction and Criminal Responsibility State-supported and Court-ordered	VI to VII VIII
September 20	Treatment for Addiction; The Power of Self-fulfilling Prophecies	
September 27	Symbolic action in AA/Sipowicz Read <i>The Myth of Psychotherapy</i>	Parts I and II
October 4	Read: <i>Heavy Drinking: The Myth of Alcoholism as a Disease</i>	<i>Fingarette</i>
October 11	Review of everything covered so far As prep for mid-term	Finish Fingarette
October 18	Mid-term examination Note: You must take the mid-term exam on the date assigned.	
October 25	<i>Smoking: Who has the right?</i> Please read the intro carefully; A sociological view	Schaler & Schaler Berger 4
November 1	Anti-tobacco campaign of the Nazis Dealing with the devil	Proctor 6 Annas 9
November 8	Tyranny of experts Social symbolism of smoking	Chafetz 14 Gusfield 15
November 15	<i>The myth of psychotherapy</i> <i>The myth of psychotherapy</i>	Part III Part IV
November 22	Thanksgiving holiday Read: Right to drugs as property The American ambivalence The fear we favor	Szasz 1 Szasz 2 Szasz 3
November 29	Drug education: The debate on drugs Blacks and drugs Doctors and drugs;	Szasz 4, 5 Szasz 6 Szasz 7
December 6	Between dread and desire; Papers due Fall classes end	Szasz 8
December 13	Final exam	2:10PM to 4:40PM

Note: You must take the final exam on December 13. No exceptions

--> Clear and accurate writing will be taken into account in assigning grades, as well as participation in class discussions. Material discussed in class, or in films, and not in any of the readings, may form the basis for questions on the examinations. **One grade reduction for over three class absences.** Students are responsible for anything covered in class during their absence. Readings must be completed by the session to which they are assigned. Additional readings may be assigned during the course. Students are encouraged to form study groups on their own. The examinations must be taken on the dates assigned. Grades: A-=90, B+=89, B-=80, C+=79, C-=70, etc.

Academic Integrity Code

"Standards of academic conduct are set forth in the University's Academic Integrity Code. It is expected that all examinations, tests, written papers, and other assignments will be completed according to the standards set forth in this code. By registering, you have acknowledged your awareness of the Academic Integrity Code, and you are obliged to become familiar with your rights and responsibilities as defined by the Code. Violations of the Academic Integrity Code will not be treated lightly, and disciplinary action will be taken should such violations occur. Please see me if you have any questions about the academic violations described in the Code in general or as they relate to particular requirements for this course."