

# EDMG501

**STUDENT WARNING:** This course syllabus is from a previous semester archive and serves only as a preparatory reference. Please use this syllabus as a reference only until the professor opens the classroom and you have access to the updated course syllabus. Please do NOT purchase any books or start any work based on this syllabus; this syllabus may NOT be the one that your individual instructor uses for a course that has not yet started. If you need to verify course textbooks, please refer to the online course description through your student portal. This syllabus is proprietary material of APUS.

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## Course Summary

**Course :** EDMG501 **Title :** Emergency Management and Public Law

**Length of Course :** 8

**Prerequisites :** N/A **Credit Hours :** 3

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## Description

**Course Description:** This course identifies the public law, regulation, and associated policy that facilitates and in some cases restricts emergency management planning, recovery, and relief. Topics include national, state, and local issues and examples of public law. The course also covers issues associated with intergovernmental (fire, police, EMS, emergency management, military, etc.) action in emergencies as such action relates to regulation or public law.

### Course Scope:

This course is designed to give students insights into the public laws, regulations, and associated policies that facilitate and, in some cases, restrict emergency management planning, recovery, and relief. After a brief review of the nature of emergency management to acquire a common definition and starting point for discussion, the class will explore why emergency management is a responsibility of government. This will entail not only a search of historical documents but in light of recent events, including the attacks on New York and the Pentagon, the continuing need for government to intervene. Students will explore how this basic philosophy is carried out in laws, statutes, ordinances, regulations, and procedures at the various levels of government. Students will share how it is accomplished in their hometowns and organizations. There is special focus on declarations of emergency at the local and state levels. The primary learning approach used in this course will be case studies.

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## Objectives

After successfully completing this course, you will be able to

LO-1. Investigate the major legal, regulatory, and policy framework that encompasses emergency and disaster management in the United States.

LO-2. Extend this understanding to international political, commercial, and non-governmental institutions.

LO-3. Be able to use legal case studies to elucidate emergency and disaster management issues and principles.

LO-4. Explain key terms, approaches, and concepts of emergency and disaster management policy, laws, and regulation.

LO-5. Assess interconnections among emergency and disaster management policy, laws, and regulations, and between them and emergency and disaster management and other disciplines.

LO-6. Understand and apply procedures and consequences of declarations of emergency.  
LO-7. Find, evaluate, interpret, and use published information including the internet.  
LO-8. Devise successful emergency and disaster management strategies that are legal.  
LO-9. Develop basis for working with attorneys on legal aspects of emergency and disaster management.  
LO-10. Trace the development of and highlight the important milestones in the history of the Federal Emergency Management Agency (FEMA) and Department of Homeland Security (DHS).  
LO-11. Identify the significant laws and/or statutes in the student's state or jurisdiction that provide for the development of a state agency to manage an emergency event and the significant laws and/or statutes in his or her local jurisdiction that provides for the development of a local emergency management agency.  
LO-12. Understand and apply Posse Comitatus Law to military support of civilian authority in emergency and disaster management.

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## Outline

### Week 1:

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#### Topic

Constitutional Structure of Government Constitution and Individual Rights

#### Learning Objectives

GLLO-1 GLLO-2 GLLO-3 GLLO-4 GLLO-5 LO-1 LO-2 LO-9

#### Readings

Hunter – Chapters 1 and 2 U.S. Constitution, especially Article IV and 10th Amendment.

#### Assignment

Week 1 Introduction Forum 1

### Week 2:

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#### Topic

Congress and the Agencies The Domestic Use of Military Troops

#### Learning Objectives

GLLO-1 GLLO-2 GLLO-3 GLLO-4 GLLO-5 LO-11 LO-12

#### Readings

Hunter – Chapters 3 and 4 Internet search: "National Guard" role and uses in domestic emergencies.

#### Assignment

Submit research paper topic for approval Forum 2

### Week 3:

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#### Topic

Federal Public Health Law State Public Health Law

## Learning Objectives

GLLO-1 GLLO-2 GLLO-3 GLLO-4 GLLO-5 LO-3 LO-6 LO-8

## Readings

Hunter – Chapters 5 and 6 Selected Federal Legal Authorities Pertinent to Public Health Emergencies Law as a Tool for Preventing Chronic Diseases

## Assignment

Forum 3 Week 3 – Assignment PH Case Study

## **Week 4:**

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### Topic

Contemporary Issues in Public Health Emergency Law The Role of the Private Sector

### Learning Objectives

GLLO-1 GLLO-2 GLLO-3 GLLO-4 GLLO-5 LO-2

### Readings

Hunter – Chapters 7 and 8 Act of Congress approved January 5, 1905, as amended (§300101 (1999), et seq.), (which Act as so amended is hereinafter referred to as the "Congressional Charter" for American Red Cross). FEMA Whole Community Excerpt from Rising Tide.

### Assignment

Forum 4

## **Week 5:**

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### Topic

The Stafford Act The Powers of State and Local Governments

### Learning Objectives

GLLO-1 GLLO-2 GLLO-3 GLLO-4 GLLO-5 LO-1 LO-2 LO-10

### Readings

Hunter – Chapters 9 and 10 Stafford Act and Stafford Act Amendments of 2013. HSPD-5 (NIMS). State of FEMA

### Assignment

Forum 5

## **Week 6:**

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### Topic

Who Does What Searches, Seizures, and Evacuations

## Learning Objectives

GLLO-1 GLLO-2 GLLO-3 GLLO-4 GLLO-5 LO-6 LO-8

## Readings

Hunter – Chapters 11 and 12 National Response Framework

## Assignment

Week 6 - Assignment

### **Week 7:**

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#### Topic

Sovereign Immunity and Government Liability Liability Issues for Individuals

#### Learning Objectives

GLLO-1 GLLO-2 GLLO-3 GLLO-4 GLLO-5 LO-1 LO-3 LO-4 LO-5

#### Readings

Hunter – Chapters 13 and 14 PH Reports – Emergency Preparedness for Vulnerable Populations Preparing for Disaster: Protecting the Most Vulnerable in Emergencies

#### Assignment

Forum 7

### **Week 8:**

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#### Topic

Testing Your Knowledge Conclusions

#### Learning Objectives

GLLO-1 GLLO-2 GLLO-3 GLLO-4 GLLO-5 LO-7

#### Readings

Hunter – Chapters 15 and 16

#### Assignment

Final Research Paper

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## **Evaluation**

### **Readings:**

The textbook and several additional readings will be covered throughout this eight week (8) course. As a student, you are expected to read each of the assigned readings and complete the corresponding assignment. The assignments vary from writing papers, creating presentations, and conducting field observations. Throughout the course, you should keep one thought in mind. Earning a master's degree

requires you to master the literature and as such, this course is intended to familiarize you with the Emergency Management literature. Thus, when completing assignments (posting on discussion board, composing reflection papers) you need to ground your thoughts and summations using the literature so as to demonstrate that you have conducted the necessary review of the literature and to show others where they may find that material. As this course is about mastering the field's literature, personal opinions not based or supported by the published literature are not acceptable. All writing assignments to include Forum assignments require researching the academic literature and utilizing citations and a reference page. Your success in this course is based on your command of the field's literature and your ability to communicate that grasp of the literature to diverse audiences. As this course is designed to familiarize you with the field's literature, there are no wrong or right answers; there are just complete and incomplete answers.

Note: You must ALWAYS comply with the course writing standards, as they are outlined in the course announcements.

### **Forum Participation:**

There are various required discussion Forum assignments. For most Forum assignments you are required to post a minimum of 500 words concerning the assigned readings. The Forum includes extension research reply assignments. The research assignments require you to do additional research concerning the corresponding readings and your peer's postings. Your peer postings should consist of a minimum of 250 words and utilize reference support for your content. For all Forum postings, a complete post will include adherence to the posted writing standards. The key is to be thorough and use your academic voice to ground your summations using the literature!

Keep in mind that all assignments are designed to sharpen your writing skills and your research skills and as such all writing assignments require providing additional research that support your conclusions. Thus, you will always need to include citations in APA Style (Sixth Edition); however, instead of a References page you may put the bibliographic entries corresponding to your in-text citations at the bottom of each post.

Each Forum assignment will require you to respond to at least two classmate postings in order to earn full credit for the Forum. Please submit your initial reply by **Thursday** and your two classmate replies by **Sunday** in order to receive full forum credit. Late responses to the initial response will be subjected to a 5 point per day deduction per day after initial due date. No points will be given for the forum after the week ends.

Note: You must comply with the course writing standards as they are outlined in the course announcements.

### **Assignments:**

Assignments are designed to sharpen your writing skills and your research skills and as such, all writing assignments require providing additional research that supports your conclusions. All assignments should be well-written and formatted in APA Style (Sixth Edition). All assignments must have proper citations of any source(s) used and be accompanied by an APA References page.

All assignments must be submitted for grading before they will be considered properly submitted for grading. Submitting for grading is accomplished by:

1. Going into the assignment tab located on the left of your screen in Sakai.
2. Clicking into the pertaining assignment and attaching your submission.
3. Checking "post" button at the bottom of the assignment page.

Thus, you will always need to include a title page, citations and a reference page. Your assignment submissions should be approximately 8-10 pages in length excluding title and reference pages.

### **Final Research Paper:**

Earning a MS degree requires you to master the literature, this assignment is intended to familiarize you with Emergency Management Theory and its literature. Thus, when completing this assignment you are required to research the literature and complete a traditional term paper. For this course, the overall theme of the term paper will be your assessment of the history, present status, and future of some aspect of emergency and disaster management law that is significant to today's world and that interests you. You can choose some policy, law, or regulation that promotes or hinders sound emergency and disaster management. You can choose to present a case study like the ones in the textbook, presenting the program with your analysis and predictions. You may support the law, policy, or regulation you choose, or disapprove of it, but you must give your logic and evidence to support your conclusion.

This project is due by the end of the course. By Week 2, you must submit your topic and proposed approach to it through the link on the Assignments page, and you must get my approval before proceeding. **I will not accept any topics that are significantly similar to concepts we have covered in the course in the Forums and in other assignments.**

There is no required length for this paper, but I expect the paper to be complete. Typically, a term paper in this course will have 18-20 double-spaced pages in the body of its text not counting the title page and References page(s). You must include at least 10 sources in addition to sources in the assigned reading. The term paper will be graded by the provided rubric located in the assignment section of your assignments section (See: term paper assignment for details).

Your term paper must be formatted in conformance to APA Style (Sixth Edition). You can find the APA Style guide in the APUS Online Library. No other formatting and citation style will be accepted.

Your assignment will automatically be submitted to Turnitin.com for an originality report when you submit the assignment – nothing further is required from you.

### Grading:

Name	Grade %
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## Materials

**Book Title:** Law in Times of Crisis : Emergency Powers in Theory and Practice (E-book available through the APUS Online Library)

**Author:** Gross, Oren

**Publication Info:** Cambridge University Press

**ISBN:** 9780521833516

**Book Title:** Emergencies and the Limits of Legality (E-book available through the APUS Online Library)

**Author:** Ramraj, V. and Ramraj, V.

**Publication Info:** Cambridge University Press

**ISBN:** 9780521895996

**Book Title:** Various resources from the APUS Library & the Open Web are used. Links provided inside the classroom in the Lessons section.

**Author:**

**Publication Info:**

**ISBN:** N/A

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## Supplemental Readings

Supplemental readings are located in the course Resources folder and will be used throughout the course.

### Web Sites

In addition to the required course texts, the following public domain web sites are useful. Please abide by the university's academic honesty policy when using Internet sources as well. Note web site addresses are subject to change.

Site Name Web Site URL/Address

Federal Emergency Management Agency

<http://www.fema.gov/>

Natural Hazards Center

<http://www.colorado.edu/hazards>

Emergency Management Forum

<http://emforum.org>

International Associations of Emergency Managers

## Course Guidelines

This course requires a time management plan and the self-discipline to follow it. You are responsible for managing your time, completing assignments on time, completing the readings, and making inquiries as needed to complete the course effectively. This is an 8-week course, which means the material must be learned in a short period of time. This requires dedication and diligence on the part of each student.

Students will follow the American Psychological Association Style Guide (APA 6th Edition) as the sole citation and reference style used in written work submitted as part of this course. Specifically, the parenthetical citations-reference list style method, which includes in-text citations with an adjoining reference list, will be utilized. Additional information concerning this writing style can be found within the APUS Library.

Students are expected to submit classroom assignments by the posted due date and to complete the course according to the published class schedule. As adults, students, and working professionals, I understand you must manage competing demands on your time. If you find that you need additional time to complete an assignment, please contact me before the due date so we can discuss the situation and determine an acceptable resolution. Routine submission of late assignments is unacceptable and may result in points deducted from your final course grade.

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## University Policies

### [Student Handbook](#)

- [Drop/Withdrawal policy](#)
- [Extension Requests](#)
- [Academic Probation](#)
- [Appeals](#)
- [Disability Accommodations](#)

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