Class discussion Assignments
(Presentation assignments may not correspond perfectly with day of syllabus assignments.)

Day #1
Student team #1: Atherton & Brudnicki
Why is the birth rate declining? What are the societal implications of the declining birth rate and what societal implications attach to it? What will be the effect of Dobbs on birthrate? How many fetuses have MO women aborted in a year? How do or should the domestic violence statistics influence demographics and policies? What are the birth rate and domestic violence implications for Missouri in particular (hint – check out domestic homicide protocols and Missouri’s ranking on domestic homicide)? What should Missourians do? How does/should laws and/or the constitution be crafted to affect the decision to become a parent?

Day # 1:
Student Team #2: Buck & Desens
How does Hobby Lobby’s exception for invalidation of the ACA’s mandate to provide contraception affect the individual right to contraception? Did the Hobby Lobby decision conform to scientific reality? Should laws conform to scientific truth? How have societal changes affected paternity? Maternity? Is the right to contraception in jeopardy (hint – Thomas dissent in Dobbs & Judge Kacsmaryk’s recent decision on contraception for teens in TX)? Should Missouri take the morning after pill off the market? Critique pronatalist policies around the globe. What should Congress consider? What should the Missouri legislature consider?

Day #2:
Student Team #3: Dwyer & Faurot
Is Buck v. Bell sterilization decision relevant today? If so, how? Is involuntary sterilization an issue today? How does the inability to prevent conception in impaired adults affect society? Critique the TN judge’s swap of vasectomies/LARCs for shorter criminal sentences? Do the child support statistics play a role in the analysis of sterilization and contraception? and if so, how? Should the U.S. craft laws to provide free prenatal genetic testing, and if so, to what end (consider Denmark)? And how could the U.S. execute free prenatal genetic testing and what political implications flow from it?

Day #2:
Student Team #4: Guissal & Germann
What is gender dysphoria? What are the implications of the DSM-5 302.85 (F64.9) categorization? Which and how many states outlaw treatment of gender dysphoria and how do they accomplish this? Discuss Brandt v. Rutledge, 551 F.Supp.3d 882 (E.D.Ark., 2021). What are the pros and cons of gender affirming care? Who is affected by such laws and how?

Day #3:
Student team #5: **Glidewell & Howell**
Is parenthood an enumerated right? Would Justice Thomas (concurrence Dobbs) rescind it? Many states have laws that affect nonmarital fathers’ rights ie the putative father registries, prenatal abandonment, and (in MO and IL) Two Strikes and You’re Out laws. Discuss Lehr and Adoptive Couple and Jamarqon. Do these cases offend you in a world where 41% of children are born outside wedlock? Do they violate men’s rights especially where the men had improper parenting themselves? Are they racially biased? How can they be justified? Is Prenatal Abandonment theory unfair where paternity can be but is not usually determined until after birth?

Day #3:
Student Team #6 & 7: **Jolley & Linneman & Mantel & Mediavilla**

How will the Dobbs decision overruling Roe v Wade and the concurrence written by Justice Thomas’ affect abortions, adoptions, and surrogacies? How do the majority opinion, the dissent and Thomas’ concurrence analyze the security of Griswold and its progeny? Does Kavanaugh’s concurrence allay concerns that states may criminalize interstate travel to access abortion? Discuss the effects of Dobbs on men’s and women’s health, on health care providers, and on states. What portions of Dobbs, if any, affect/impress law students’ lives and careers?

Do Texas and Idaho laws violate EMTALA? Discuss United States v. Idaho, 2022 WL 3692618 (D.Idaho, 2022) USA v Idaho and Texas v. Becerra, 2022 WL 3639525 (N.D.Tex., 2022). These cases are unassigned so you will have to synopsizes them and explain in order to elicit student opinions.

How will the GA tax deduction affect its state coffers? Is GA in the red or black in federal funding v taxes paid? How will federal funding of states be affected in the anti abortion states?
What are the statuses of the 50 states on abortion? (Lexis Nexis has the best summary which is updated regularly) Summarize the midterm elections and predict the future (yes, I realize this is absurd).

Day #4:
Student Team #8: Pape & Payne
Should a state be able to restrict ARTs? Should a state be able to outlaw gestational surrogacy for pay? What is the debate vis a vis gestational surrogacy and women’s integrity? Discuss the Mercycare 2010 case. How does Mercycare affect surrogacy? How does insurance affect couples considering assisted reproductive technology? Should Medicaid cover fertility treatment? Should, and if so how should, the U.S. regulate CRISPR? Discuss Calvert & CKG.

Day #4:
Student Team #9: Perry & Ray
Discuss Infants H. How should the state or the U.S. regulate gamete donor screening if at all? How do the CDC & the FDA currently regulate human tissue use? Are the regulations enough? Can gamete donation truly be anonymous? Should it be? How many states currently have fertility fraud laws? Should states impose liability on a donor who fails to disclose a significant medical/psychiatric history? How can states regulate Sperm Kings? Discuss Gatsby and Dopherty. Which case gives offense or comfort?

Day #5:
Student team #10: Rosencrants & Snider
What are the Professional Responsibility concerns for an attorney drafting a surrogacy contract? How should states treat cryopreserved embryos? What legal specialty attorneys need to incorporate frozen embryo issues into their practices? Should a state be able to legislate the Best Interest of the Embryo? Discuss A.R.S. §25-318.03. How should posthumously conceived children be treated for social security survivor benefit purposes? Discuss Pavan vis a vis the newly enacted Respect for Marriage Act and why/how it impacts parenthood.