

## **Agricultural Law**

**Fall 2018**

Credits: 3

Lecturer: Amy Cornell, [cornell3@purdue.edu](mailto:cornell3@purdue.edu), 317-416-7465 (cell)

Textbook/Resources:

- J.W. Looney, *Agricultural Law Principles and Cases* Second Edition (1994) McGraw-Hill
- Supplemental materials: Includes handouts and cases posted by lecturer and Food Evolution documentary.

Office Hours: By appointment

### **Course Overview:**

Students will learn how to apply basic concepts and terminology used in agricultural law and the legal system. The course will introduce students to fundamentals of federal farm policy, contract law, torts law, property law, farm financing, and environmental law. They will learn how agricultural policy, laws, and regulations may affect farms and agribusinesses. This course surveys federal and Indiana state policies and laws that govern agricultural land use and farming methods and guide farming behaviors both on and off the farm and in relations with neighbors and consumers.

At the end of this course, students should be able to:

- Identify a variety of laws and regulations important to agriculture
- Describe the constitutional basis for governmental regulation of commercial agriculture
- Identify the major federal and state agencies regulating agriculture and describe how they operate
- Identify key roles for lawyers in identifying the trends and innovations that will shape farming methods and the surrounding communities
- Discuss the policy arguments on multiple sides of key issues

## Basis for Course Grade:

### Attendance/Participation – 15%

- Be on time, pay attention, stay for the entire class and participate in class discussions
- This really should be self-explanatory
- Each student is **allowed 3 absences without penalty** to your grade regardless of the reason for the absence. Students are responsible for working with other students to get class notes and assignments they missed in class. After 3 absences, the lecturer reserves the right to deduct points from the attendance and participation portion of the final grade.

### Draft federal comment (500-750 words) - 10%

- Each student is responsible for drafting an original comment on a proposed federal environmental regulation that impacts the agricultural sector and submitting the comment on [www.regulations.gov](http://www.regulations.gov).
- Each student must email the text of the comment and tracking number from [www.regulations.gov](http://www.regulations.gov) to the instructor.
- Emails with text of comment and tracking number are **due on October 25 at 4:00 PM EST**.
- No late federal comments will be accepted.

### Group presentation – 25%

- Each group will be assigned an agency. The group will give a presentation of the assigned agency's regulatory oversight of Indiana agriculture.
- Presentations will be graded on performance and content.
  - For example, can the audience understand the information? Are you presenting as a group?
  - Content factors include the quality of research and comprehensiveness of the project.
- Groups will have the opportunity to review each other. Those reviews will be taken into consideration when assigning grades for this assignment.

### Midterm– 25%

- Multiple choice and short answer

### Final exam – 25%

- Multiple choice and short answer

## Course Reading

**NOTE: Reading assignments are subject to change.**

Class	Date	Topic	Reading
1	August 21	Syllabus  Class Expectations	
2	August 23	Introduction to Agricultural Policy  - What is agriculture? - Goals of policy - Constitutional basis for broad regulation	An Overview of Agricultural Policy - <a href="http://citeseerx.ist.psu.edu/viewdoc/download?doi=10.1.1.1007.2867&amp;rep=rep1&amp;type=pdf">http://citeseerx.ist.psu.edu/viewdoc/download?doi=10.1.1.1007.2867&amp;rep=rep1&amp;type=pdf</a>  Wickard v. Filburn, 317 U.S. 111, <a href="https://supreme.justia.com/cases/federal/us/317/111/">https://supreme.justia.com/cases/federal/us/317/111/</a>
3	August 28	Group Presentation Work Session	Please use this time to meet as a group and begin working on your presentations
4	August 30	Watch Food Evolution	Available for viewing on YouTube and other online streaming services
5	September 4	Introduction to Law and Agricultural Law	Text, pages 3-13
6	September 6	Torts	Text, pages 14-28
7	September 11	Contracts	Text, pages 29-45
8	September 13	Contracts	Text, pages 45-50
9	September 18	Property Law  Guest Lecturer: Adam Kline	Text, pages 51-71

Class	Date	Topic	Reading
10	September 20	Property Law  Guest Lecturer: Janzen Ag Law	Web-Based Supplemental materials  Right to Farm IC 32-30-6  TDM Farms, Inc. v. Wilhoite Family Farm, LLC, 969 N.E.2d 97  Lindsey v. DeGroot, 898 N.E.2d 1251
11	Septemember 25	Property Law  Guest Lecturer: TBD	Text, pages 113-144
12	September 27	Farm Tenancy	Text, pages 436-446
13	October 2	Farm Tenancy	Text, pages 446-468
14	October 4	Group Presentation Work Session	
15	October 11	<b>Review Session</b>	
16	October 16	<b>Midterm Exam</b>	
17	October 18	Labor Law	Text, pages 403-433
18	October 23	Animal Law	Text, pages 193-213
19	October 25	Animal Law  Guest Lecturer: Sarah Simpson with Board of Animal Health  <b>Federal Comments Due by 4:00 pm EST</b>	Supplemental Materials
20	October 30	Environmental Law	Text, 216-236
21	November 1	Environmental Law	Text, 237-251
22	November 6	Water Law	Text, 255-279

<b>Class</b>	<b>Date</b>	<b>Topic</b>	<b>Reading</b>
23	November 8	Water Law	Text, 279-294
24	November 13	Sales, Warranties and Products Liabilities	Text, 298-309
25	November 15	Sales, Warranties and Products Liabilities	Text, 312-327
26	November 20	<b>Group Presentations</b>	
27	November 27	<b>Group Presentations</b>	
28	November 29	Agriculture Credit and Finance	Text, 364-401
29	December 4	Marketing of Ag Products	Text, 338-361
30	December 6	<b>Review Session</b>	