

ST: National Security Law, CRJU 340-502

NATIONAL SECURITY LAW

The course will emphasize the legal aspects of national security. It will focus on the structure of the national security organizations, and the functioning of the three branches of government as they attempt to balance the pervasive issues of security and self-defense with liberty and justice.

Topics to be considered, time permitting, include a consideration of the original understanding of "providing for the common defense"; the President's national security powers; Congressional authorization for war, the substantive and procedural limits on Congressional power; and the Supreme Court's national security role. The course will also examine the domestic effect of international law; the concept of war and the war powers; unilateral self-defense; the Hostage Act; collective self-defense; preemptive war; and self-defense under the United Nations Charter.