



NYU

**ROBERT F. WAGNER GRADUATE
SCHOOL OF PUBLIC SERVICE**

PADM-GP.2411

Policy Formation and Policy Analysis

Spring 2020

Instructor Information

Instructor: Mona Vakilifathi

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- Office Hours: M 3-4pm [Puck Building 3094] and M 6:45-7:45pm [Outside of 45 West 4th Street, Room B02 classroom]

Grader: Coryn Grange

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- Office Hours: By appointment

Lecture: M 4:55-6:35pm [45 West 4th Street, Room B02]

Course Goals

Goal 1

The first goal is to provide students an overview of the political actors and institutions involved in the U.S. policymaking process, specifically within the context of lawmaking in Congress. We will reference political science research and congressional resources to introduce the pivotal actors in the lawmaking process, the actors' means to achieve individual and collective goals, the institutional rules to introduce and enact legislation, and the political determinants of lawmaking.

Goal 2

The second goal of this course is to train students how to research, write, and analyze legislation and statutes. We will reference political science research and congressional resources to identify constituents' preferences, formulate a member's legislative agenda, introduce and publicize legislation, and analyze legislation within the context of the U.S. Congress.

Learning Assessment Table

Course Learning Objective	Assignment (See Below)
Goal 1	Legislative Proposal Memorandum, Press Release, Interest Group Letter, Bill Analysis Memorandum
Goal 2	Legislative Proposal Memorandum, Press Release, Interest Group Letter, Bill Analysis Memorandum

Course Website

The course website is available on [NYU Classes](#) under the “[SEMESTER] [YEAR] – Policy Formation (Vakilifathi)” tab. The readings are available on the course website. The lecture slides will be uploaded one hour before each lecture. The assignments will be uploaded to the website two or four weeks in advance of its due date.

Required Readings

1. *Congress: The Electoral Connection* (2nd edition) – David Mayhew (2004)
2. Additional book chapters, government reports, journal articles, news articles, and videos
These materials are posted on the course website under the “Resources” tab and the “Readings” folder.

The Introduction to Public Policy course at NYU Wagner (or its equivalent) is a formal prerequisite for this course. As a result, you are expected to be familiar with American federal government at the graduate level. If you are unfamiliar with American federal government, please read the chapters regarding the executive, legislative, and judicial branches and federalism from *The Logic of American Politics* (current or earlier editions) by Sam Kernell, Gary Jacobson, Thad Kousser, and Lynn Vavreck before attending the first lecture or in the first two weeks of this course. This book is available at Bobst Library.

Case Studies

This course will extensively apply the course concepts to the governing strategies of Senator Charles Schumer (D, NY), Representative Jerrold Nadler (D, NY-10), Representative Max Rose (D, NY-11), Representative Tom Reed (R, NY-23), and Representative John Katko (R, NY-24). Students are expected to follow each member’s Twitter account, Facebook page, and YouTube page, constituent newsletter, and news articles. The following information provides the relevant links for each member. Using a NYU e-mail account, create a Google e-mail/RSS alert with the member’s title and name in the Google News search bar (e.g., [Senator Chuck Schumer](#)) to aggregate news articles for each member. In order to complete the assignments for this course, students are expected to skim members’ social media and news articles on a weekly basis.

Senator Charles Schumer (D, NY)

- [Website](https://www.schumer.senate.gov/) (https://www.schumer.senate.gov/)
- [Twitter](https://twitter.com/SenSchumer) (https://twitter.com/SenSchumer)
- [Facebook](https://www.facebook.com/senschumer/) (https://www.facebook.com/senschumer/)
- [Instagram](https://www.instagram.com/chuckschumer/) (https://www.instagram.com/chuckschumer/)
- [Youtube](https://www.youtube.com/user/SenatorSchumer) (https://www.youtube.com/user/SenatorSchumer)

Representative Jerrold Nadler (D, NY-10)

- [Website](https://nadler.house.gov/) (https://nadler.house.gov/)
- [Twitter](https://twitter.com/RepJerryNadler) (https://twitter.com/RepJerryNadler)
- [Instagram](https://www.instagram.com/repjerrynadler/) (https://www.instagram.com/repjerrynadler/)
- [Facebook](https://www.facebook.com/CongressmanNadler) (https://www.facebook.com/CongressmanNadler)
- [Youtube](https://www.youtube.com/user/CongressmanNadler) (https://www.youtube.com/user/CongressmanNadler)
- [Newsletter Sign Up](https://nadler.house.gov/forms/form/?ID=545) (https://nadler.house.gov/forms/form/?ID=545)

Representative Max Rose (D, NY-11)

- [Website](https://maxrose.house.gov/) (https://maxrose.house.gov/)
- [Twitter](https://twitter.com/RepMaxRose/) (https://twitter.com/RepMaxRose/)
- [Facebook](https://www.facebook.com/RepMaxRose/) (https://www.facebook.com/RepMaxRose/)
- [Youtube](https://www.youtube.com/channel/UCW0nSly4fRxysqrFFSkOcVw) (https://www.youtube.com/channel/UCW0nSly4fRxysqrFFSkOcVw)
- [Newsletter Sign Up](https://maxrose.house.gov/forms/emailsignup/) (https://maxrose.house.gov/forms/emailsignup/)

Representative Tom Reed (R, NY-23)

- [Website](https://reed.house.gov/) (https://reed.house.gov/)
- [Twitter](https://twitter.com/RepTomReed) (https://twitter.com/RepTomReed)
- [Facebook](https://www.facebook.com/RepTomReed) (https://www.facebook.com/RepTomReed)
- [Youtube](https://www.youtube.com/user/CongressmanTomReed) (https://www.youtube.com/user/CongressmanTomReed)
- [Newsletter Sign Up](https://reed.house.gov/) (https://reed.house.gov/)
 - Sign up on home page under the “Newsletter” section

Representative John Katko (R, NY-24)

- [Website](https://katko.house.gov/) (https://katko.house.gov/)
- [Twitter](https://twitter.com/RepJohnKatko) (https://twitter.com/RepJohnKatko)
- [Facebook](https://www.facebook.com/RepJohnKatko) (https://www.facebook.com/RepJohnKatko)
- [Instagram](https://www.instagram.com/repJohnkatko/) (https://www.instagram.com/repJohnkatko/)
- [Newsletters Sign Up](https://katko.house.gov/contact/newsletter) (https://katko.house.gov/contact/newsletter)
 - [Newsletters](https://katko.house.gov/media-center/newsletters) (https://katko.house.gov/media-center/newsletters)

In addition, in order to complete the assignments for this course, students are expected to watch Sunday’s episodes of [“Face the Nation”](#) every week.

Assignments

Students are required to submit the [1] Legislative Proposal Memorandum, [2] Press Release, [3] Interest Group Letter, and **either** [4A] Bill Analysis Memorandum (Committee Hearing Vote) **or** [4B] Bill Analysis Memorandum (Chamber Floor Vote).

Each assignment consists of: (1) a writing sample for potential employment as a legislative staff member or interest group lobbyist, and (2) a worksheet of two short answer questions regarding the application of relevant course readings to the content of the writing sample.

If a student completes assignments 1, 4A, and 4B, Professor Vakilifathi will drop the lowest assignment grade among these three assignments before calculating the student's final grade. If a student does not complete assignment 1, the student is not eligible to receive credit for both assignments 4A and 4B.

This section provides every assignment's prompt release date and due date. Each assignment, the prompt and worksheet, will be posted on the course website under the "Assignments" tab two or four weeks in advance of its due date. All assignments are due at the beginning of lecture. Assignments will be graded and returned to students within two weeks of a student's submission.

The Legislative Proposal Memorandum assignment is due two weeks after the assignment prompt release date, as opposed to four weeks, in order for the grader to return the first assignment before you submit the Press Release assignment, your second assignment. The grader will return the grades for the Legislative Proposal Memorandum assignment one week after a student's submission.

If you receive a "B" (85 percent or lower) on the first two assignments in this course, you are required to schedule an in-person appointment with Professor Vakilifathi and/or the grader to review your assignments' grade and feedback.

[1] Legislative Proposal Memorandum [30%]

Students are expected to write a two-page memorandum to provide an overview of their assigned member's constituency and a legislative proposal for the member to introduce in the 2019-2021 legislative session. In addition, students must complete a worksheet of two short answer questions regarding the application of relevant course readings to this assignment. The assignment is posted during Week 3 and the assignment is due Week 5 at the beginning of lecture.

[2] Press Release [20%]

Students are expected to submit a one-page press release to publicize the introduction of an actual bill introduced by their assigned member in the 2019-2021 legislative session. In addition, students must complete a worksheet of two short answer questions regarding the application of

relevant course readings to this assignment. The assignment is posted during Week 5 and the assignment is due Week 9 at the beginning of lecture.

[3] Interest Group Letter [20%]

Students are expected to submit a one-page letter to declare an existing interest group's position on an actual bill introduced by a random member of Congress in the 2019-2021 legislative session. In addition, students must complete a worksheet of two short answer questions regarding the application of relevant course readings to this assignment. The assignment is posted during Week 6 and the assignment is due Week 10 at the beginning of lecture.

[4A] Bill Analysis Memorandum (Committee Hearing Vote) [30%]

Students are expected to submit a two-page memorandum to provide a recommendation for their assigned member to vote for, against, or abstain on a bill introduced by a random member of Congress in one of their assigned House or Senate committee hearings. In addition, students must complete a worksheet of two short answer questions regarding the application of relevant course readings to this assignment. The assignment is posted during Week 10 and the assignment is due Week 14 at the beginning of lecture.

[4B] Bill Analysis Memorandum (Chamber Floor Vote) [30%]

Students are expected to submit a two-page memorandum to provide a recommendation for their assigned member to vote for, against, or abstain on a bill introduced by a random member of Congress on the House or Senate floor. In addition, students must complete a worksheet of two short answer questions regarding the application of relevant course readings to this assignment. The assignment is posted during Week 11 and the assignment is due Week 15 at the beginning of lecture.

Late Assignments

Assignments must be submitted by the beginning of lecture on its due date through NYU Classes. If an assignment is submitted five minutes after the beginning of lecture, the assignment will be considered one day late. Late assignments will be deducted five percent from the assignment grade per calendar day.

If a student would like to (1) resubmit an assignment before the due date, (2) resubmit an assignment after the due date with penalty (i.e., without a university-approved reason for late submission), or (3) submit a late assignment with penalty (i.e., without a university-approved reason for late submission), email the grader.

If a student would like to (1) resubmit an assignment after the due date without penalty (i.e., with a university-approved reason for late submission) or (2) submit a late assignment without penalty (i.e., with a university-approved reason for late submission), email Professor Vakilifathi

with the documentation to verify your absence. Do not notify or email the documentation before the submission of a late assignment. If Professor Vakilifathi approves your documentation, she will partially or completely waive the late penalty for the assignment.

Re-grading Assignments

If a student would like a re-grade of an assignment, the student must e-mail Professor Vakilifathi a one-page (maximum) response stating their reasons for a re-grade within one week of receiving their grade. Professor Vakilifathi will not accept requests for a re-grade of an assignment after one week of the student receiving their initial grade, excluding clerical errors. Professor Vakilifathi will re-grade the entire assignment, which may result in a lower or higher grade than the original grade within two weeks of receiving the student's re-grade letter. The re-graded assignment grade will be the final assignment grade.

The student can appeal her or his course grade to Professor Vakilifathi only if there is a clerical error. All other student requests to appeal a course grade, for whatever reasons, will not be considered.

Academic Integrity

Academic integrity is a vital component of Wagner and NYU. All students enrolled in this class are required to read and abide by [Wagner's Academic Code](#). All Wagner students have already read and signed the [Wagner Academic Oath](#). Plagiarism of any form will not be tolerated and students in this class are expected to report violations to Professor Vakilifathi. If any student in this class is unsure about what is expected of you and how to abide by the academic code, you should consult with Professor Vakilifathi.

Wagner Writing Center

Students are strongly encouraged to email the grader or Professor Vakilifathi (after emailing the grader) for additional feedback on their assignments throughout the semester. If you would like additional feedback or training on policy writing, please visit the [Wagner Writing Center](#) or the [NYU Writing Center](#).

Henry and Lucy Moses Center for Students with Disabilities at NYU

Academic accommodations are available for students with disabilities. Please visit the [Moses Center for Students with Disabilities \(CSD\) website](#) and click on the Reasonable Accommodations and How to Register tab or call or email CSD at (212-998-4980 or mosescsd@nyu.edu) for information. Students who are requesting academic accommodations are strongly advised to reach out to the Moses Center as early as possible in the semester for assistance.

Attendance

Attendance in lecture is mandatory. Although attendance is not a part of a student's final grade, Professor Vakilifathi may increase a student's final letter grade if (1) the student's final grade is less than one percentage point from the next letter grade percentage range, (2) the student has attended 13 of the 14 lectures, and (4) the student regularly participates in lecture activities and discussion. If Professor Vakilifathi applies a class curve to all students' grades, Professor Vakilifathi will not further increase a student's grade based on attendance or class participation.

Lecture Absence

If you are not able to attend lecture and your absence is not a university-approved absence (e.g. illness without a doctor's note, work), you are responsible for completing the assigned reading, reviewing the lecture slides, accessing the lectures notes on your own. If you have specific questions about lecture, you can sign up for office hours with Professor Vakilifathi. (See "Office Hours" section below.)

If you are not able to attend lecture and your absence is a university-approved absence (e.g., illness with a doctor's note, illness or death of a friend or family member, religious commitment), please email Professor Vakilifathi only the documentation to verify your absence and whether you would like to review the lecture materials in a 30-minute meeting (instead of a 15-minute meeting) during office hours.

NYU's Calendar Policy on Religious Holidays

[NYU's Calendar Policy on Religious Holidays](#) states that members of any religious group may, without penalty, absent themselves from classes when required in compliance with their religious obligations.

As stated in the previous sections:

- If you are not able to attend lecture, please email Professor Vakilifathi only the documentation to verify your absence and whether you would like to review the lecture materials in a 30-minute meeting (instead of a 15-minute meeting) during office hours.
- If a student would like to (1) resubmit an assignment after the due date without penalty or (2) submit a late assignment without penalty, email Professor Vakilifathi with the documentation to verify your absence. Do not notify or email the documentation before the submission of a late assignment. If Professor Vakilifathi approves your documentation, she will completely waive the late penalty for the assignment.

Cell Phone Use

Cell phone use is prohibited during lecture because it not only distracts you during class but it disrupts other students (especially during group activities.) If you need to make a phone call or

send a text message during lecture, please leave the classroom and return after you completed your call or text. If you need to make multiple phone calls or text messages during lecture, please pack up your belongings, leave the classroom, and return to the classroom the following week. If you repeatedly use your phone during lecture throughout the semester, Professor Vakilifathi and NYU Wagner Student Services will schedule a meeting with you to discuss your personal circumstances.

General vs. Individual Student Questions

It is very common for students to email the instructor and the grader the same questions about the course. In order for Professor Vakilifathi and the grader to maximize time spent on individual questions and minimize time spent on repeating general questions, please post general questions regarding the course lecture and assignments on the discussion board under the "Discussion Board" tab on the NYU Classes class website.

For individual questions about the course lectures or university-approved absences, please email Professor Vakilifathi.

For individual questions about the assignments, please email the grader. (If you skip this first step, Professor Vakilifathi will forward your initial email to the grader.) If the grader does not provide a sufficient response, email Professor Vakilifathi and Cc the grader.

Professor Vakilifathi and the grader are not responsible for brainstorming, editing, or writing your assignments.

Do not email Professor Vakilifathi or the grader regarding attendance or late assignments unless your absence is a university-approved absence.

Professor Vakilifathi and the grader will respond to emails within twenty-four hours after an email is received, excluding weekends.

If a student does not follow these email guidelines (i.e., emailing the instructor or grader about general questions, unexcused absences, etc.) two or more times throughout the class, Professor Vakilifathi reserves the right to reduce the student's final letter grade by one letter grade category (e.g., A- to B+).

Office Hours

NYU Wagner faculty provide one or two hours for office hours per week. Professor Vakilifathi provides two hours for office hours per week. You can attend office hours to ask specific, individual questions about the course or career planning in public policy. You can sign up for a 15-minute meeting during office hours through the "Office Hours Sign-Up" tab on the NYU Classes class website.

In order to be fair and consistent with students, Professor Vakilifathi will only meet with students outside of office hours with a NYU class conflict. If you have a class conflict, please email Professor Vakilifathi only your NYU class schedule during Week 3 and email Professor Vakilifathi to schedule individual appointments when necessary during the semester.

The grader is expected to manage the discussion board on NYU Classes, address individual questions about the assignments, grade assignments, and provide feedback on graded assignments. As a result, the grader provides office hours by appointment to discuss specific, individual questions about the assignment prompt and assignment grade that cannot be addressed via email. In order to request an appointment, email the grader your specific question(s). The grader will provide you an answer to your question via email or will initiate an in-person appointment. If the grader provides you an answer to your question via email and you would like more detail or feedback, you may request an in-person appointment or email Professor Vakilifathi and Cc the grader. The grader will schedule an appointment with one week of the request or suggest you to sign up for office hours with Professor Vakilifathi.

Course Schedule

Please complete the assigned readings **before** the assigned lecture.

Week 1: Course Overview; The Lawmaking Process [1/27/2020]

- “Introduction to the Legislative Process in the U.S. Congress” – Congressional Research Service (2017)
- “Theoretical Foundations” from *Revolving Gridlock: Politics and Policy From Jimmy Carter to George W. Bush* – Brady and Volden (2006)
- “Change We Can Believe In? Using Political Science to Predict Policy Change in the Obama Presidency” – Woon (2009)
- “Pivotal Politics and the Ideological Content of Landmark Laws” – Gray and Jenkins (2017)

Week 2: How to Read, Write, and Research Legislation and Statutes [2/3/2020]

- “Legislative Research for Congressional Staff: How to Find Documents and Other Resources” – Congressional Research Service (2015) [skim]
- “Legal Rules” and “Reading Statutes” from *Synthesis: Legal Reading, Reasoning, and Writing* (4th edition) – Schmedemann and Kunz (2014)
- “Introduction to Legislative Drafting” - U.S. House Office of the Legislative Counsel (2015)
- Example introduced legislation from Senator Schumer, Representative Nadler, Representative Rose, Representative Reed, and Representative Katko

Week 3: Legislators and Lawmaking (Part 1) [2/10/2020]

- *Congress: The Electoral Connection* – Mayhew (1974)
- “U.S. House Members in Their Constituencies: An Exploration” – Fenno (1977)
- “Which Buck Stops Here? Accountability for Policy Positions and Policy Outcomes in Congress” – Jones (2011)

Week 4: No Class [2/17/2020]

Week 5: Legislators and Lawmaking (Part 2) [2/24/2020]

- “Congressional Voters” and “National Politics and Congressional Elections” from *The Politics of Congressional Elections* (9th edition) – Jacobson and Carson (2016)
- “Candidate Positioning in U.S. House Elections” – Ansolabehere et al. (2001)

- Example press releases from Senator Schumer, Representative Nadler, Representative Rose, Representative Reed, and Representative Katko

Week 6: Interest Groups and Lawmaking [3/2/2020]

- “Representing the Preferences of Donors, Partisans, and Voters in the U.S. Senate” – Barber (2016)
- “Buying Time: Moneyed Interests and the Mobilization of Bias in Congressional Committees” – Hall and Wayman (1990)
- “Contributions, Lobbying, and Committee Voting in the U.S. House of Representatives” – Wright (1990)
- Example interest group letters from the American Medical Association, National Education Association, and U.S. Chamber of Commerce

Week 7: The President and Lawmaking [3/9/2020]

- “The Power to Persuade” from *Presidential Power and the Modern Presidents: The Politics of Leadership from Roosevelt to Reagan* (Revised Edition) – Neustadt (1991)
- “How Washington Has Changed” from *Going Public: New Strategies of Presidential Leadership* (4th edition) – Kernell (2006)
- “Unilateral Action and Presidential Power: A Theory” – Moe and Howell (1999)
- “The President’s Playbook: White House Strategies for Lobbying Congress” – Beckmann (2008)

Week 8: No Class [3/16/2020]

Week 9: Introducing Legislation [3/23/2020]

- “Preliminary Legislative Action” from *Congressional Procedures and the Policy Process* (10th edition) – Oleszek et al. (2016)
- Read materials for class exercise: (1) list of self-driving or automated legislation in the 115th Congress, (2) H.R. 3404 [Introduced – 7/26/2017], (3) H.R. 3388 [Introduced – 7/25/2017], (4) “All Actions” tab for H.R. 3388 (link), (5) Representative Latta’s opening statement at subcommittee hearing (2/14/2017), (6) Representative Latta’s constituent newsletter (2/21/2017), (7) Representative Latta’s op-ed (3/28/2017), and (8) Representative Latta’s press release (4/19/2017)

Week 10: Committee Hearing, Markup, and Report [3/30/2020]

- “The Committee System in the U.S. Congress” – Congressional Research Service (2009)
- Read materials for class exercise: (1) H.R. 3388 [Introduced – 7/25/2017] (review), (2) Representative Latta’s opening statement at subcommittee hearing (6/27/2017), (3) Representative Latta’s press release (6/27/2017), (4) Representative Latta’s opening statement at committee hearing (7/27/2017), (5) committee hearing on H.R. 3388 (watch at least first 30 minutes of testimony), (6) Representative Latta’s press release (7/27/2017), (7) H. Rept. 115-294 [Committee Report on H.R. 3388], and (8) H.R. 3388 [Amended – 9/5/2017] (skim)

Week 11: Floor Debate, Amendment, and Vote [4/6/2020]

- “Roll-Call Votes” from *The Oxford Handbook of the American Congress* – Theriault et al. (2013)
- Read materials for class exercise: (1) H.R. 3388 [Introduced – 7/25/2017] (review), (2) H. Rept. 115-294 [Committee Report on H.R. 3388] (review), (3) H.R. 3388 [Amended – 9/5/2017], (4) statutes affected by H.R. 3388 (review), (5) Representative Latta’s press release (8/15/2017), (6) Representative Latta’s floor speech (9/6/2017), (7) Congressional Record H6677 (9/6/2017), (8) Representative Latta’s press release (9/6/2017), (9) Representative Latta’s press release (9/15/2017), and (10) H.R. 3388 [Engrossed in House – 9/6/2017]

Week 12: How Should You Vote on the Affordable Care Act? [4/13/2020]

- “Obama’s Deal” – Frontline (2010)
- “Making Nonincremental Policy Change through Hyperunorthodox Procedures: Healthcare Reform in 2009-2010” from *Unorthodox Lawmaking: New Legislative Processes in the U.S. Congress* (5th edition) – Sinclair (2017)
- Man on a Wire: Bart Stupak Walks a Tight Line Between Obamacare and Abortion (Case Study)

Week 13: Determinants of Legislative Productivity [4/20/2020]

- “Conclusion” from *Divided We Govern: Party Control, Lawmaking, and Investigations, 1946-2002* (2nd edition) – Mayhew (2005)
- “The Dynamics of Legislative Gridlock, 1947-96” – Binder (1999)
- “Causes and Consequences of Polarization” from *Negotiating Agreement in Politics* – Barber and McCarty (2013)
- “The Logic of Confrontation” from *Insecure Majorities: Congress and the Perpetual Campaign* – Lee (2016)

Week 14: Legislative Oversight of the Bureaucracy [4/27/2020]

- “Caught in the Middle: The President, Congress, and the Political-Bureaucratic System” from *The Executive Branch* – Weingast (2005)
- “Choosing Strategies to Control the Bureaucracy: Statutory Constraints, Oversight, and the Committee System” – Bawn (1997)
- “Congressional Oversight Overlooked: Police Patrols versus Fire Alarms” – McCubbins and Schwartz (1984)

Week 15: Determinants of Statutory Discretion [5/4/2020]

- “Administrative Procedures as Instruments of Political Control” – McCubbins et al. (1987)
- “Delegation and Congressional-Executive Relations” from *Delegating Powers: A Transaction Cost Politics Approach to Policy Making under Separate Powers* – Epstein and O’Halloran (1999)
- “The Politics of Bureaucratic Structure” from *Can the Government Govern?* – Moe (1989)

Week 16 (Finals Week): Careers in Policy Formation Panel [5/11/2020]