

# Neuroscience and the Law

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Fall 2009

## Session 1—An Introduction: Neuroimaging and Insanity

*Readings* (indexed to pagination of course readings):

1. Joshua Greene & Jonathan Cohen, For the Law, Neuroscience Changes Nothing and Everything, 359 *Phil. Transactions Royal Soc’y B: Bio. Sci.* 1775 (2004).....1
2. Dan M. Kahan & Martha C. Nussbaum, Two Conceptions of Emotion in Criminal Law, 96 *Colum. L. Rev.* 269, 341-46 (1996) .....12
3. Jessica R. Gurley & David K. Marcus, The Effects of Neuroimaging and Brain Injury on Insanity Defenses, 26 *Behav. Sci. & L.* 85 (2008).....18
4. Deena Skolnick Weisberg et al., The Seductive Allure of Neuroscience Explanations, 20 *J. Cognitive Neurosci.* 470 (2008) .....31
5. A Tale of 2x2 Insanity Defenses.....39

(Some) *Questions*:

Do you anticipate that the advent of neuroimaging (subject to it being further developed and perfected) is likely to change how the criminal law treats offenders who are mentally impaired? Will it change how the “insanity defense” is conceived of, or to whom it is applied? If not, why not? If so, will the changes make the law better or worse?