

Unit 5 Lesson 30: How Does the 1st Amendment Protect Freedom of Expression?

(Lecture/Reading Notes)	
<p>Founders believed that freedom to express personal opinions is essential to a free government</p>	<ul style="list-style-type: none"> •Freedom of _____ promotes individual growth & human _____ •Freedom of expression is important for the advancement of _____ (John Stuart _____) •Freedom of expression is a necessary part of our _____ government •Freedom of expression is vital to bringing about _____ change •Freedom of expression is essential for the protection of all individual _____
<p>How was freedom of expression protected in early America?</p>	<p>_____ libel- To publish anything that might be injurious to the reputation of the _____.</p> <p>Sedition Act of 1798 (Federalists)- Led to the downfall of the _____ Party!</p>
<p>How did the trial of John Peter Zenger help establish freedom of the press?</p>	<p>John Peter Zenger (1735)- Charged with _____ libel, however, the jury found him innocent because what he wrote was _____!</p>
<p>When has freedom of expression been Suppressed?</p>	<p>Usually during war or when the government feels threatened:</p> <p>Civil War- <u>Ex parte Milligan 1866</u></p> <p>WWI- <u>Schenck v. United States 1919</u></p> <p>Cold War (Red Scare)- <u>Barenblatt v U.S. 1959</u></p>
<p>Commonly accepted limitations on freedom of expression:</p>	<p>1. Time, place, & _____ - they govern when, where, and how you may speak, not _____ you may say. Must be _____, or the same for all groups.</p> <p>2. Content- public safety or national _____</p>
<p>What considerations has the Supreme Court used to limit expression?</p>	<p>Neutrality:</p> <p>Content:</p>
<p>Does the 1st Amendment protect all forms of expression?</p>	<ul style="list-style-type: none"> • <u>Schenck v. United States 1919</u> established “_____ and present danger” • <u>Brandenburg v. Ohio 1966</u> established the measuring stick of advocating violence vs. inciting imminent lawless action (violence).

Other limited
speech:

What kinds of
expression do these
cases limit on public
school campuses?

Page 163-164 Critical
Thinking re:
Expression on
university campuses.

Obscenity, Commercial, Free press vs. Right to a Fair Trial

- Bethel School District v. Fraser 1986
- Hazelwood School District v. Kuhlmeier 1988

Read through the exercise and be prepared to discuss
questions 1-6 as an in-class exercise.

1. ___

2. ___

3. ___

4. ___

5. ___

6. ___