

CIVICS
Guided Notes: Civil Liberties

Name _____ **Period** ____

1. What are **civil liberties** and how were they established?

2. What is meant by the **incorporation doctrine** and what amendment allowed the courts to implement it to the states?

3. Established in *Lemon v Kurtzman (1971)* what are the three standards of the “**Lemon test?**”
 - a.
 - b.
 - c.

4. What did the Supreme Court “say” in the *Engel v Vitale (1962)* decision?

5. Define the term **prior restraint**. When is it permissible?

6. According to the Supreme Court in *Schenk v. U. S.* why can free speech be limited during wartime?

7. While obscenity laws are localized, In *Miller v. California, 1973*, the Supreme Court created the “**Miller Test**” to help Americans determine if actions were obscene. Identify those standards.
 - a.
 - b.
 - c.

8. Define these terms regarding statements about other people:

libel -

slander -

9. What is **symbolic speech** and what did the court say about it in *Texas v. Johnson, 1989*?

10. What is commercial speech and what specific types of commercial speech do these two federal agencies regulate?

Federal Trade Commission (FTC) -

Federal Communications Commission (FCC) -

11. While the courts have ruled that the **Second Amendment** protects an individual right to possess a firearm unconnected with service in a militia, it has also permitted certain regulations of that right. Name four such permissible restrictions.

1.

2.

3.

4.

12. The **Fourth Amendment** forbids unreasonable searches and seizures. What makes a search “unreasonable” and what is the **exclusionary rule**?

12. What was important about the Supreme Court ruling on *Miranda v Arizona (1966)*?

13. The Eighth Amendment forbids cruel and unusual punishment, but it does not define the phrase. Under what circumstances is it permissible for states to use the death penalty?

14. Is the right to privacy included in the constitution? What did the Supreme Court say about this question in *Griswold v. Connecticut*?

15. Explain the trimester system regarding restrictions states may place on a woman's right to an abortion. (*Roe v Wade 1973*).

First trimester –

Second trimester –

Third trimester -