

INTERPRETING THE BILL OF RIGHTS

Directions: The situations listed below are *not* allowed by the bill of rights. Read each situation and write down the number of the amendment that prohibits the action.

1. 5 Luke was found innocent of armed robbery, but the state decided to trial again anyway. *double jeopardy*
2. 8 After being found guilty of driving while intoxicated, the court ordered that Carolyn spend the next 30 years in solitary confinement.
3. 1 The citizens of Upper Creek voted to double the taxes of all Catholics.
4. 7 IN a civil trial where the dispute was more than \$20, both sides were denied a jury trial.
5. 4 For no apparent reason, the police stopped Rita while she was driving and began to search through her car trunk and personal luggage.
6. 2 The United States attorney general ordered all American citizens to turn in their rifles and pistols by noon on Saturday.
7. 8 Judge M.T. Nasty ordered a doctor to cut off the right hand of Marty, a convicted pickpocket.
8. 10 The federal government decided that state governments were no longer necessary.
9. 9 The president declared that the only rights Americans have are those listed in the first eight amendments.
10. 1 A United States representative prohibited a local newspaper from printing an editorial that was critical of her record.
11. 3 During peacetime the army ordered the residents of Seaville to house its soldiers.
12. 1 A group of labor leaders was told that it could not conduct a peaceful rally in the Town Square. *protest assemble*
13. 6 Henry was arrested for shoplifting but was not brought to trial for five years.
14. ~~7~~ 6 The judge insisted that the defendant take the stand and explain his actions on the night of the alleged crime. *rights of the accused*
15. 4 The police decided to place a "bug" in Kevin's home telephone in the hope that they would uncover some kind of crime.
16. 1 Congress passed a law banning the practice of Buddhism in the United States.
17. 10 Congress told the state of Montana that it would no longer be able to issue marriage licenses.
18. 6 Melissa was arrested and placed in jail without being informed of the nature or cause or the accusation.
19. 6 After being charged with arson, Nathaniel was denied the right or counsel for his defense.
20. 8 Judge Stone placed Kyle's bail for cheating on a high school exam at \$500,000. *excessive punishment*

Thanks
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Name: _____ Date: _____ Core: _____

Directions: Read the following examples and decide which Constitutional amendment(s) (the 1st, 2nd, 3rd and so on) are being denied or infringed upon. You need to also tell me what right(s) are being infringed or denied (using complete sentences). Then in your own words write three scenarios of your own for three of the first ten amendments.

1. Mrs. Iona Gun has a trailer full of automatic and semi-automatic weapons. The police pull her over and confiscate all the weapons and arrest her. Mrs. Gun says she is protected under the Bill of Rights. What amendment protects Mrs. Gun's right to own guns? Can Mrs. Gun legally own automatic weapons (yes or no)? Why?

2nd - right to bear arms

2. Mr. I. Speak Freely is being held in jail for speaking against the government and the war in Iraq. He says that he is protected under the Bill of Rights. What amendment is Mr. Freely protected under? Is it against the law for Mr. Freely to speak against the government and their policies?

1st - freedom of speech + peaceful protest

3. Mrs. I. M. Rude is arrested for her possible involvement in a hit and run accident. Her car fits the description of the vehicle involved, and the police are using water torture to get her confession. What amendment right is being violated in this case? Could the police use other tactics to get her to confess?

8th - no cruel or unusual punishment

4. Mrs. Needa Job is arrested with a bag full of Twinkies®. The police then go to her home and search there as well. At her home they find more Twinkies®. Mrs. Job claims that the police had no right to search her home. What amendment protects Mrs. Job from illegal search and seizure? Why might the police find it suspicious that Mrs. Job had so many Twinkies®?

4th - no search or seizure w/out a warrant

5. Mr. Sock Stealer is arrested for stealing from Sacks of Bozeman. He is brought to trial but he is not allowed to have a lawyer or confront the witnesses in his trial. What right(s) of Mr. Stealer's is being infringed? Does Mr. Stealer have the right to not say anything at his own trial (yes or no)? Why?

6th - the rights of the accused: speedy trial, fair jury, an attorney, be informed of accusations, and to access the witnesses

- Yes, 5th protection against self incrimination.