

Name: _____ Date: _____ Period: _____ #: _____

Chapter 4 Outline Packet: The Bill of Rights & Amendments (SS.C.2.4, 2.5, 3.7, 3.12)

I. The Bill of Rights

- The Bill of Rights is the first 10 amendments to the Constitution.
- The purpose of the Bill of Rights is to limit the power of the federal government.
- The Bill of Rights guarantees certain Civil Liberties to all Americans, which are the freedoms to act without government interference or fear of unfair treatment.
- The Amendments place strict limits on how the federal government can use its power over the people.

II. Amendments

1st Amendment : RASPP

- Protects five basic freedoms that are essential to the American way of life.
 1. Freedom of Religion which prohibits Congress from establishing a "State" Religion and guarantees Americans the right to worship or practice any religion (*Americans place special value on the freedom of religion because many people moved here to escape religious persecution .*)
 2. Freedom of Assembly which protects our right to assemble in groups as long as they are peaceful
 3. Freedom of Speech which allows us to say what is on our mind, in public and private, without fear of punishment by the government.
 - It does NOT allow for speech that is harmful to people or threatens our government.
 - Slander = Spoken Lies that harmful or threatening
 - Libel = maliciously printing lies
 - Supreme Court Cases:
 - i. Tinker v. Des Moines: Students wore black armbands to silently protest the war and were expelled.
 - ii. Hazelwood v. Kuhlmeier: Principal deleted the articles from the school newspaper
 4. Freedom of Press which protects our rights to express ourselves in published information and to protect our right to read what others have published (censorship)
 5. Freedom to Petition which guarantees all Americans the right to petition the government. This means to express their ideas to the government in writing or in speech.

2nd Amendment

- Guarantees Americans the right to keep and bear arms.
- It was added because of the importance in serving in a state militia when winning independence from Great Britain.

3rd Amendment

- Limits the power of the national government to force Americans to quarter or house soldiers.
- This Amendment was added because one of the major reasons for the independence movement was when the American Colonists were forced to house and feed British Soldiers.

4th Amendment

- The Fourth Amendment protects Americans against unreasonable Searches and Seizures by the government.
- Law enforcement officials can search a suspect's home if they obtain a search warrant if there is reason to believe evidence will be found. A search warrant is a legal document, signed by a judge, allowing law enforcement to search a home or business to gather certain evidence.

5th Amendment

- Protects the rights of people accused of a crime
 1. No one can be denied the right to life, liberty or property without "DUE PROCESS" of law (following established procedures).
 2. Types of cases:
 - Criminal Case: Defendant has committed an act against someone that is against the law (felony; misdemeanor)
 - Civil Case: Disputes or disagreements between two parties (divorce, child support, landlord/rent payment, injury)
 3. People accused of a crime and are found not guilty may not be put on trial for the same crime – this is called double jeopardy.
 4. The government cannot take private property for public use without paying just compensation to the owner is called **Eminent Domain. (Property Rights)**
 5. An accused person has the right to remain silent- this is called pleading the 5th. (you don't have to testify against yourself)
 - *Miranda v. Arizona* (1966): Today law enforcement uses the "Miranda Rights" – you have the right to remain silent.

6th Amendment

- Guarantees additional rights to people accused of crimes.
 1. You have the right to an attorney also known as legal counsel.
 2. You have the right to a fair and speedy jury trial in criminal cases. If an accused person asks for a trial by jury, the trial must be speedy, public, and decided by an impartial jury.
 3. You have the right to hear all of the crimes you are accused of.

7th Amendment

- Guarantees the right to trial by jury in civil cases (lawsuits that involve disagreements between people, not crimes) if the amount of money involved is more than \$20.

8th Amendment

- Forbids excessive bail for the accused and forbids cruel and unusual punishment.

9th Amendment

- Makes clear that the rights listed in the Constitution are not the only rights of the American Citizens. We have Unenumerated Rights (non-numbered or not listed in the Constitution)!!!!

10th Amendment

- Any power that the Constitution does not specifically give to the national government are reserved for the states.

RASSDAT EPS Notes (Bill of Rights)

#	Letter	Letter stands for	Explain
1 st	R	RASPP - Religion, Assembly, Speech, Press, Petition	
2 nd	A	Right to bear ARMS	
3 rd	S	Protection from forced SOLDIER QUARTERING	
4 th	S	Protection from unlawful SEARCHES & SEIZURES	
5 th	D	4 D's – Due Process, Double Jeopardy, Eminent Domain and you Don't Have to Testify Against Yourself.	
6 th	A	Right to Attorney and a Fair and Speedy Jury Trial (Criminal Cases)	
7 th	T	Trial by Jury in a Civil Case over \$20	
8 th	E	No Excessive Bail and Cruel and Unusual Punishment	
9 th	P	People's Rights (Unenumerated)	
10 th	S	States' Rights (Reserved)	

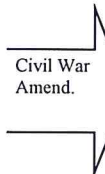
11th Amendment

- Places limits on civil lawsuits against the states, a lawsuit against a state must be tried in state court.

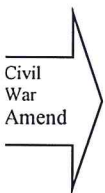
12th Amendment

- Changes the procedure for electing the President and Vice President.
- Electing the President is done by the Electoral College.
- The Presidential candidate chooses their Vice President.

13th Amendment

- 
- A Civil War amendment.
 - Ended slavery in the US and freed thousands of African Americans.

14th Amendment

- 
- A Civil War amendment.
 - Defined a U.S. Citizen as “anyone born or naturalized in the US,” which included most African-Americans.
 - In order to ensure the rights of African American citizens, it required every state to grant its citizens “equal protect of the laws”.
 - This was the first time that each state was required to give their citizens due process, or equal protection under the law. This is the Due Process Clause of the 14th Amendment.

15th Amendment

- 
- A Civil War amendment.
 - Granted African Americans suffrage (the right to vote).

16th Amendment

- Gives Congress the right to pass an income tax.

17th Amendment

- Allowed voters to elect their U.S. Senators, instead of state legislatures choosing the senators.

18th Amendment

- Prohibition Amendment.
- It is illegal to make, drink or sell alcohol.

19th Amendment

- Extended suffrage to include women in all states and national elections. Nicknamed universal Suffrage.

20th Amendment

- Changes the presidential inauguration to January 20th.
- Known as the Lame Duck amendment. Why? The time period between when a new president is elected and the inauguration date the outgoing president that was in power and will no longer be in power is unable to do anything. Much like a lame duck is unable to fly.

21st Amendment

- Repeals Prohibition.
- Makes Alcohol legal again.
- Repeals the 18th amendment.

22nd Amendment

- Limits the U.S. President to only 2 terms in office. (2 x 4 = 8.....but a total of 10 years)

23rd Amendment

- Granted residents of the "District of Columbia" (Washington, DC) the right to vote for President and Vice President.

24th Amendment

- Made poll taxes (a sum of money paid in exchange for the right to cast a ballot) illegal. "Poll taxes" were common Jim Crow Laws that discriminated against African Americans in the South.

25th Amendment

- Establishes the procedures for the succession to the President
- The order is Vice President, then Speaker of the House, then President Pro Tempore of the Senate then members of the Cabinet.

26th Amendment

- Lowered the minimum voting age to 18 for all national, state, and local elections.

27th Amendment

- States that Congressional pay raises begin the following term.