

ESSAY ANALYSIS QUESTIONS

TO BE ANSWERED INDIVIDUALLY:

1. According to the essay, why is it important to protect speech, even if that speech is unpopular? Provide evidence.

Laws that restrict speech are “thought to be especially problematic because”...

2. According to the essay, what kinds of actions are included in the term “speech” as it is found in the First Amendment? Provide evidence.

“The Supreme Court has interpreted “speech” and “press” broadly as covering”...

3. How has the understanding of what is protected speech changed as technology has changed? Provide evidence.

4. According to the essay, when is it acceptable under the First Amendment to limit or punish speech? Provide evidence.

“There are generally three situations in which the government can constitutionally restrict speech:

★ 1.

★ 2.

★ 3.



5. According to the essay, how has the Supreme Court addressed free speech during the 100 years since the end of World War I, and what is the status of free speech protections today? Provide evidence.

- ★ In 1925, the Supreme Court held that...

- ★ “Starting in the 1920s”...

- ★ “Today, the legal protections offered”...

TO BE ANSWERED IN SMALL GROUPS:

6. Why is it difficult for scholars, judges, and lawmakers to balance robust speech protections with the necessity of maintaining a peaceful society? Provide evidence.

