



OH WELL



I WASN'T USING  
MY CIVIL LIBERTIES  
ANYWAY.

**CIVIL LIBERTIES**  
**Don't Leave Home**  
**Without Them**

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**PATRIOTISM**  
**MEANS**  
**NO QUESTIONS**

A MESSAGE FROM  
THE MINISTRY OF  
HOMELAND SECURITY

# Chapter 5 Civil Liberties

**75 slides**

# Learning Objectives & Summary

- Constitutional Bill of Rights guarantees:
  - Freedom of religion/ separation of church/state
    - History of separation of church/state
    - Religious attitudes to women: Muslims; FLDS
  - Freedom of Assembly / Protest
  - Freedom of speech
    - Libel
    - Slander
    - Obscenity and in digital age
  - Right to bear firearms / gun control, 2<sup>nd</sup> amendment
  - Unlawful search and seizure, 4<sup>th</sup> Amendment
  - Due Process / Right to Trial
    - Miranda rights, 5<sup>th</sup> Amendment
  - Right to legal counsel, 6<sup>th</sup> Amendment
  - Right to Privacy, 14<sup>th</sup> Amendment
    - Abortion
    - Planned Parenthood services and funding
    - Repeal of homosexual sex practices
- Right to die

# The First Constitutional Amendments: **The Bill of Rights**

- 1787 – Most state constitutions explicitly protected a variety of personal liberties.
  - Speech, religion, freedom from unreasonable search and seizure, trial by jury
  
- New Constitution shifted power to the national government
  - 2006 Homeland Securities again was questioned about unrealistic search and seizure.
  - 2011 Airport security search tactics were questioned by the public regarding the physical searches.



# First Amendment Guarantees: Freedom of Religion

- Framers did not support a national church or religion.
  - Article VI
    - Provides that “no religious Test shall ever be required as a Qualification to any Office or Public Trust under the United States.”

## First Amendment

**Part of the Bill of Rights that imposes a number of** restrictions on the federal government with respect to **FIVE civil liberties of the people including:**

**freedom of religion, speech, press, assembly, and petition.**



# First Amendment Guarantees: Freedom of Religion

## ☐ Establishment Clause



- Prohibits the national government from establishing a national religion

☐ Prohibits the U.S. government from interfering with a citizen's right to practice his or her religion *or none at all.*



If you were born in Israel you'd probably be Jewish.  
If you were born in Saudi Arabia you'd probably be Muslim.  
If you were born in India you'd probably be Hindu.  
But because you were born in North America you're Christian...

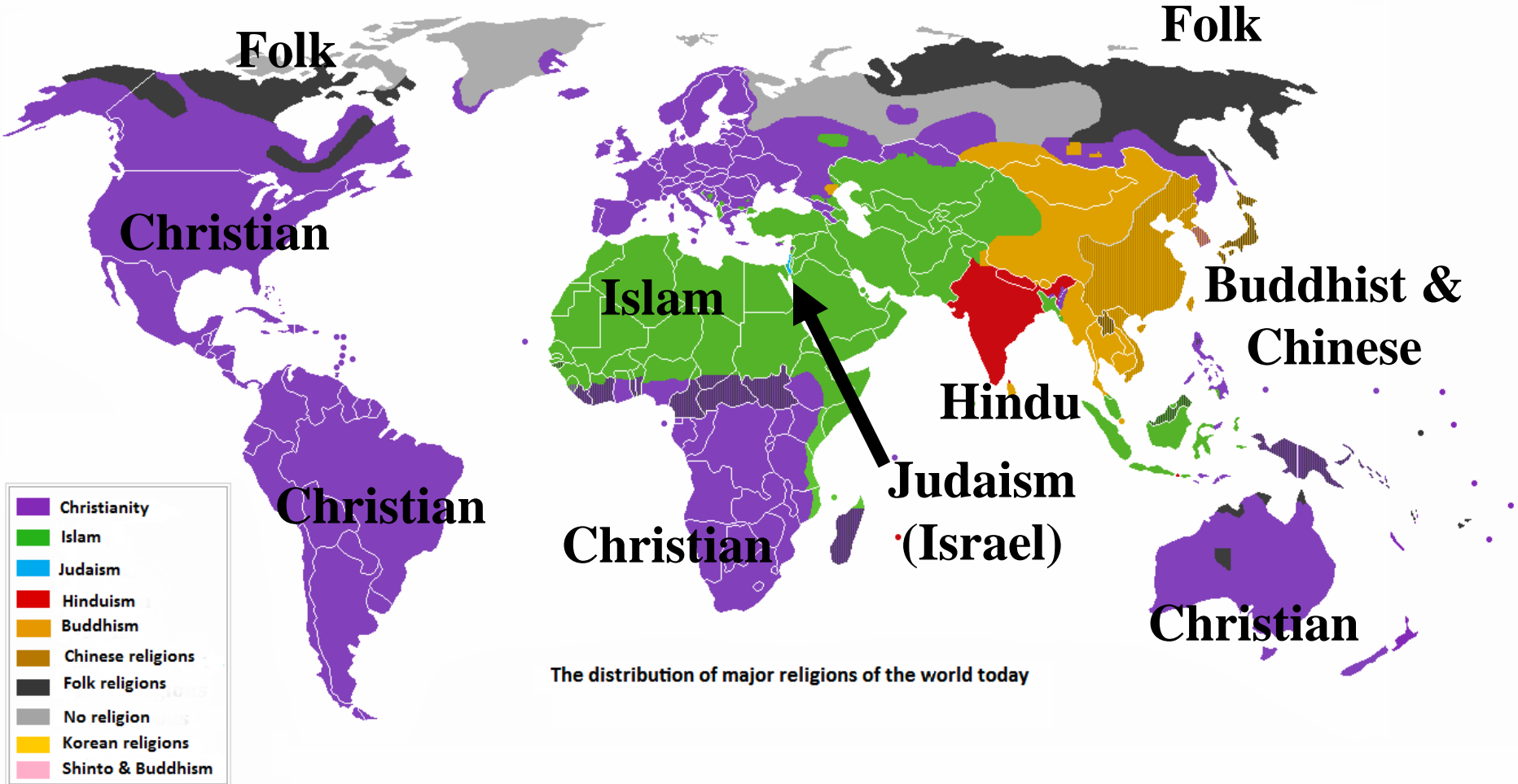


Your faith is not inspired by some divine, constant truth; it's simply geography.

**Our religious beliefs are based on what we are taught by parents and society, NOT usually on any divine truth!!**

# Major Religions of the World

The Religions of the World

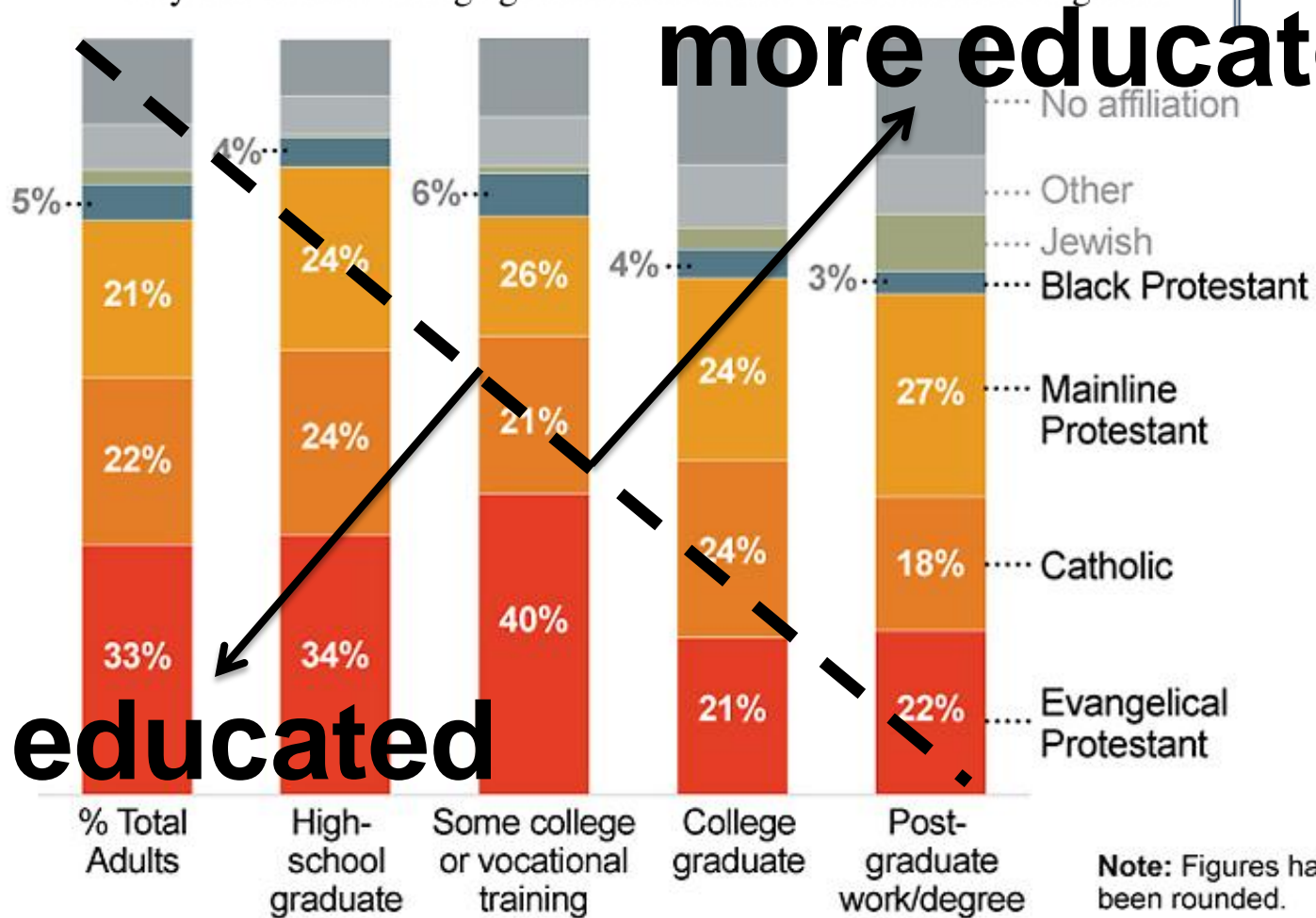


The distribution of major religions of the world today

# FACT:

## Religious traditions differ in their level of educational attainment

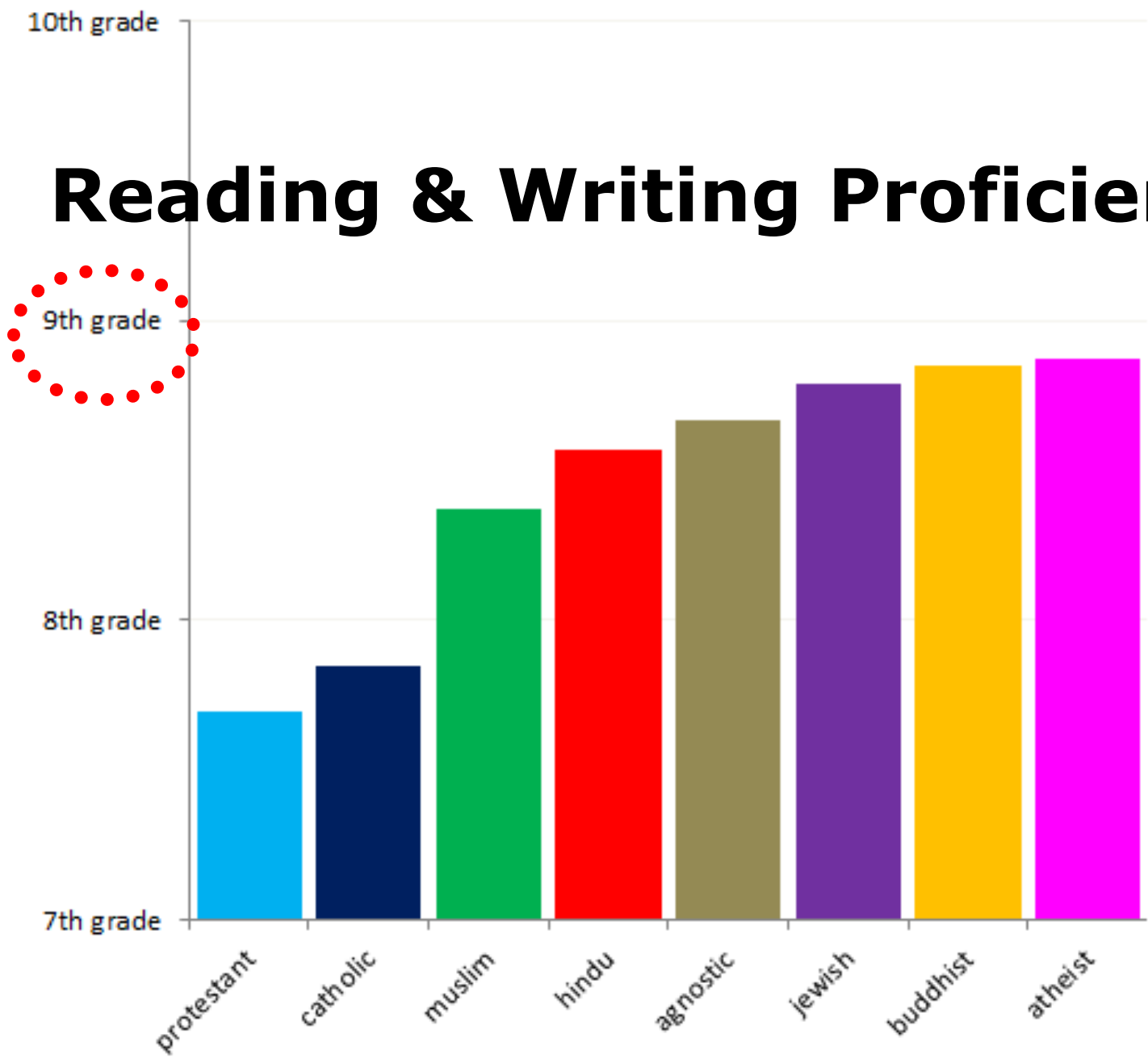
Evangelical Protestants represent one-third of high-school graduates and two-fifths of those with some college or vocational training, but only one-fifth of college graduates and those with advanced degrees.



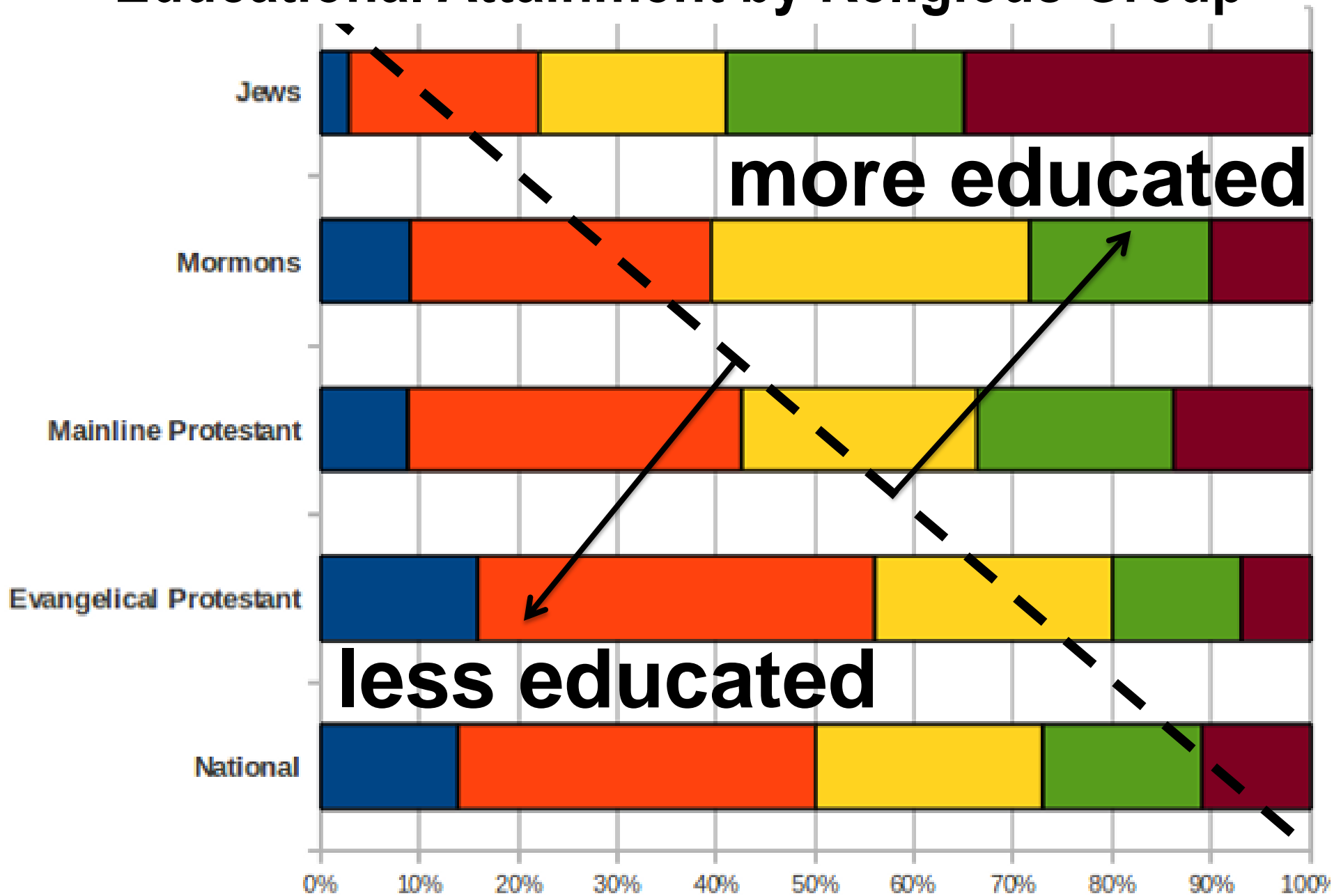


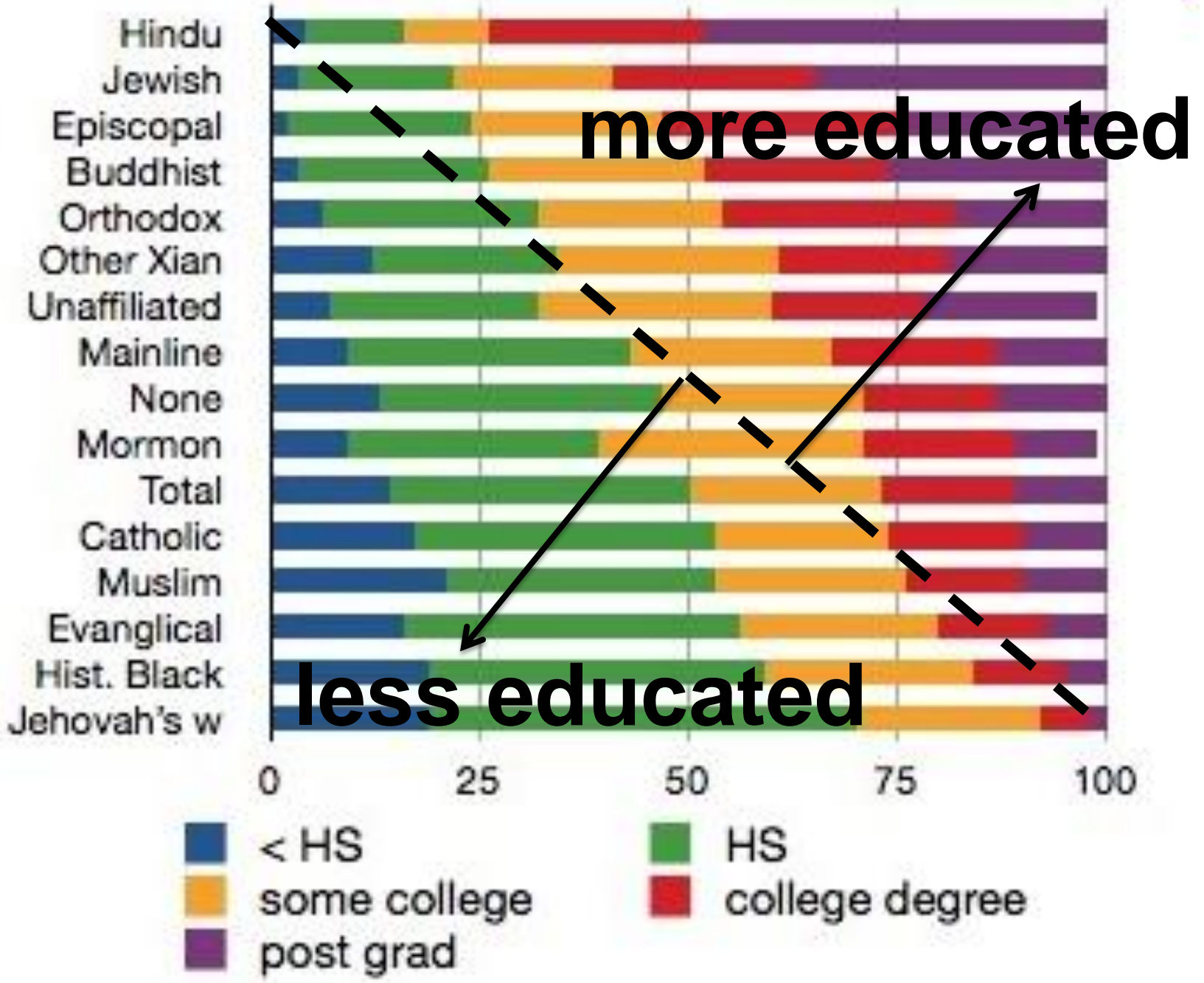
more educated

# Reading & Writing Proficiency



# Educational Attainment by Religious Group

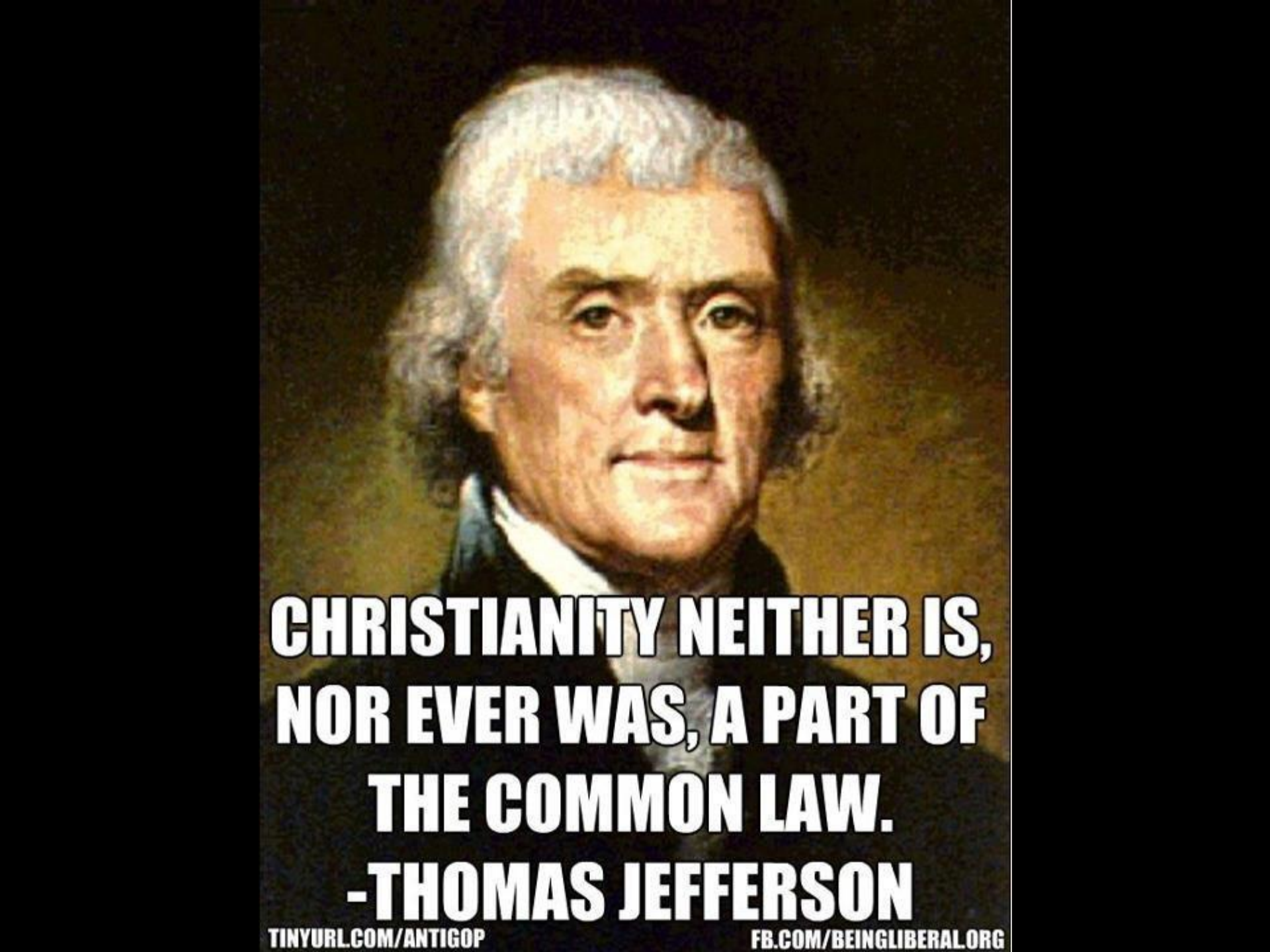






## **First Amendment: Freedom of Religion & Separation of Church and State**

**Many Americans fail to fully understand that all religions are protected, but none should receive preferential treatment.**

A portrait of Thomas Jefferson, an older man with white hair, wearing a dark coat and a white cravat. The background is dark and textured.

**CHRISTIANITY NEITHER IS,  
NOR EVER WAS, A PART OF  
THE COMMON LAW.  
-THOMAS JEFFERSON**

www.defalthed.com



"Christianity neither is, nor ever was, a part of the common law."

Thomas Jefferson, 1814



"The National Socialist State professes its allegiance to positive Christianity."

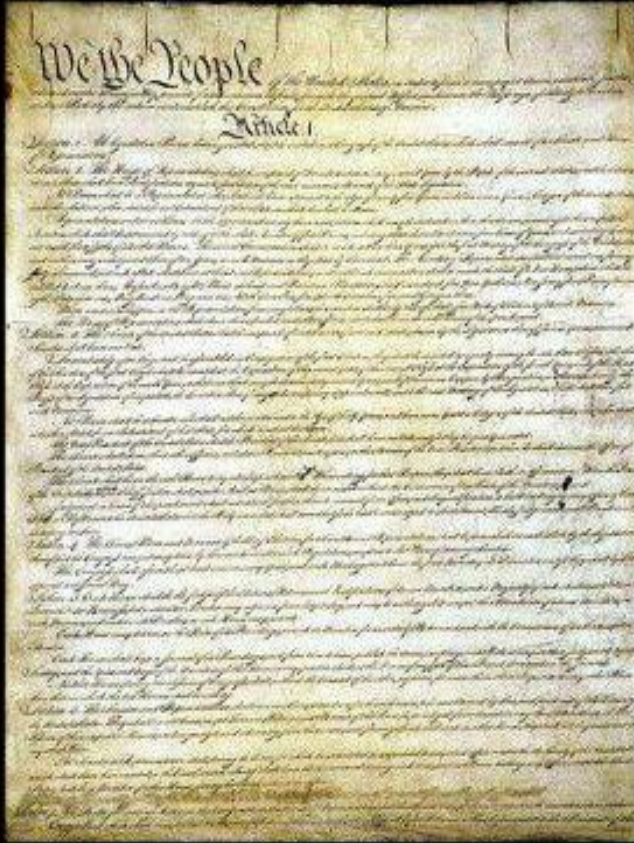
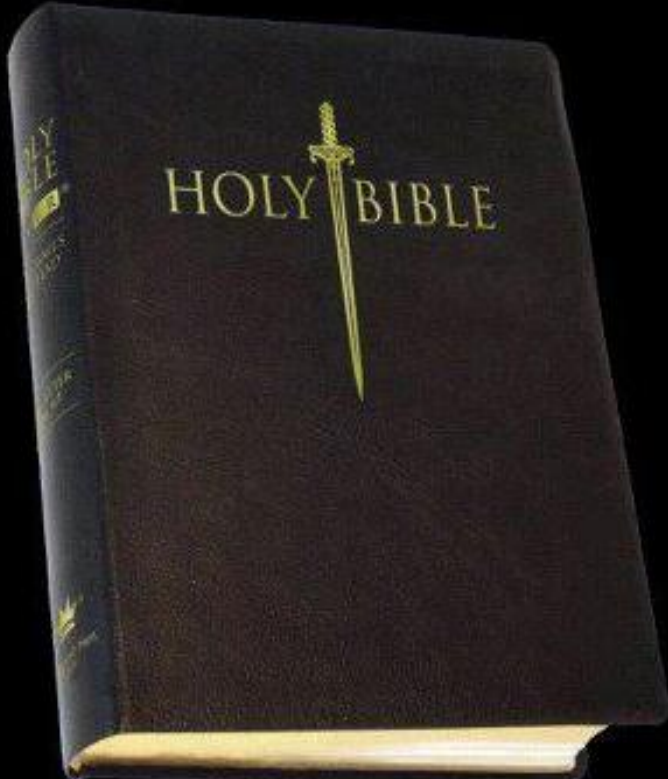
Adolf Hitler, 1934

# SEPARATION OF CHURCH AND STATE

Pro and con.

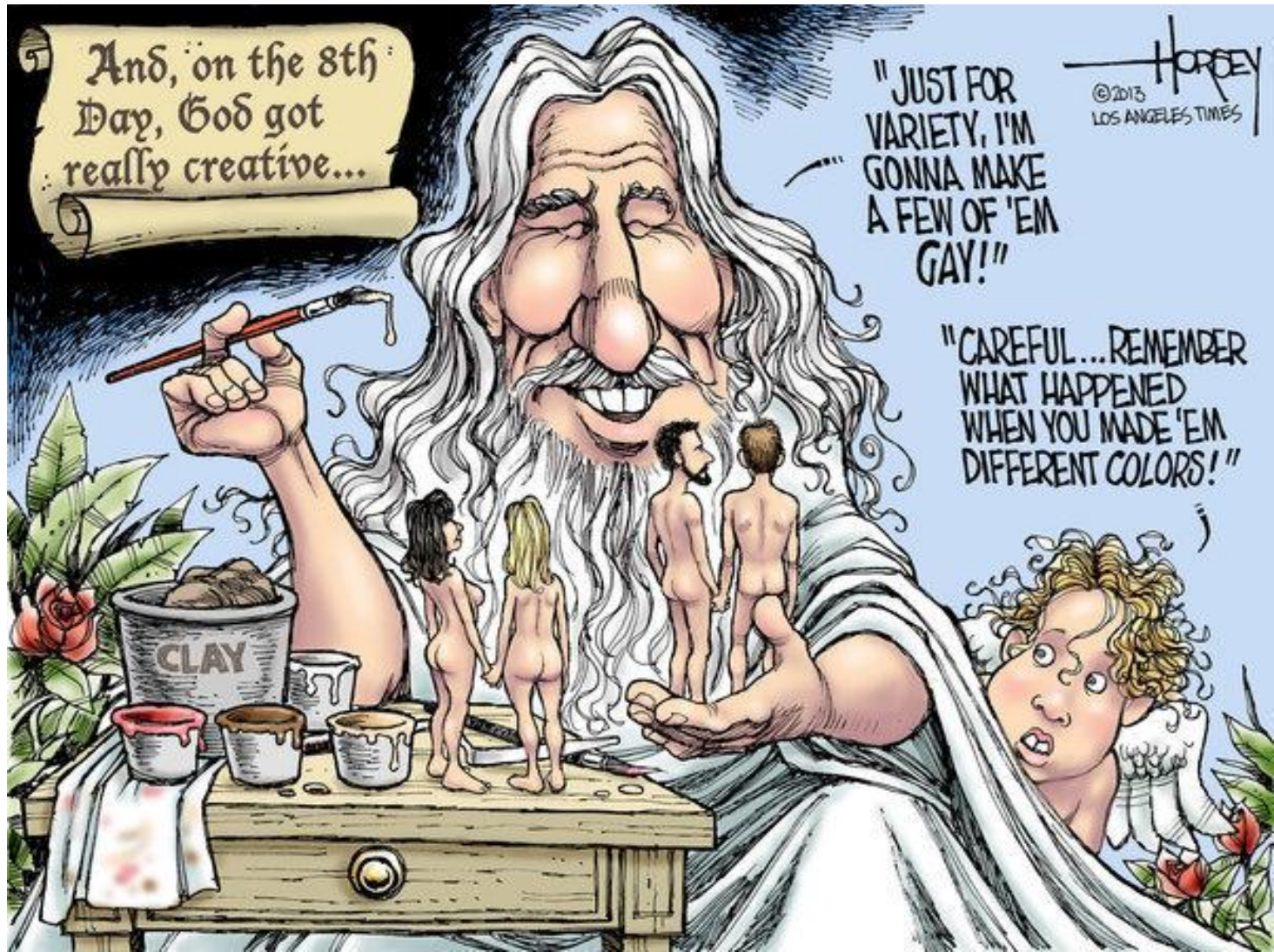
Founding fathers were adamant about establishing a **SECULAR** government with a clear division between church and state.

**THIS BOOK HAS ABSOLUTELY NOTHING TO DO WITH THIS DOCUMENT...**



**KEEP THE BIBLE IN YOUR CHURCH AND OUT OF MY GOVERNMENT...**

**Most opposition to gay rights is based on learned prejudice founded on religious teachings. Attitudes are quickly changing, such that polarized resentment is greatest between different age groups.**

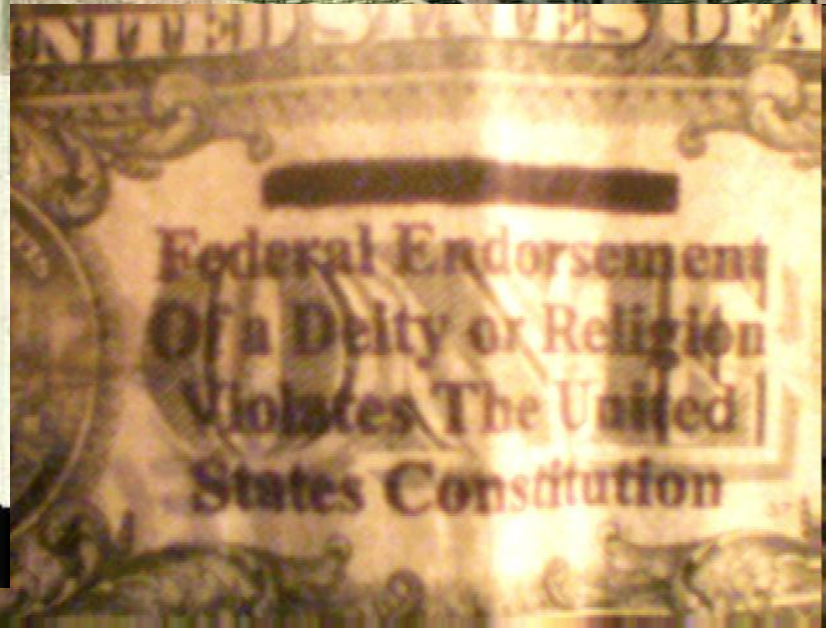




Although God is now referenced on government architecture and US money, it never appeared on money until 1957 (175 years after the American Revolution and Constitution which guarantees religious freedom) when an ultra-conservative movement made it an issue.



No, it wasn't always on our money!



**2012 Passover coincides with Easter and the opening for baseball. But since the Holiday begins at sunset, Jewish worshipers do not stray from the Sabbath to participate in other activities.**



**Local Jewish leader Lisa Klein, a devoted Astros fan, will miss the season opener because of Passover. She plans to make up for missing the season opener by being in attendance for Tuesday's game against Atlanta. Photo: Brett Coomer / © 2012 Houston Chronicle**

I DON'T UNDERSTAND  
WHAT THE BIG DEAL IS...  
IF YOU ARE JEWISH, TELL ME:  
"HAPPY HANUKKAH"

IF YOU ARE CHRISTIAN, TELL ME:  
"MERRY CHRISTMAS"

IF YOU ARE AFRICAN AMERICAN, TELL ME:  
"JOYOUS KWANZAA"

IF YOU DON'T PREFER THOSE, TELL ME:  
"HAPPY HOLIDAYS"

I WILL NOT BE OFFENDED.  
I WILL BE THANKFUL THAT  
YOU TOOK THE TIME TO  
SAY SOMETHING NICE TO ME.

A **Houston Jewish school** was willing to forfeit its chance to play in state finals because the game was scheduled on the evening of their Sabbath. **Public outrage forced officials to re-schedule to an afternoon time.**



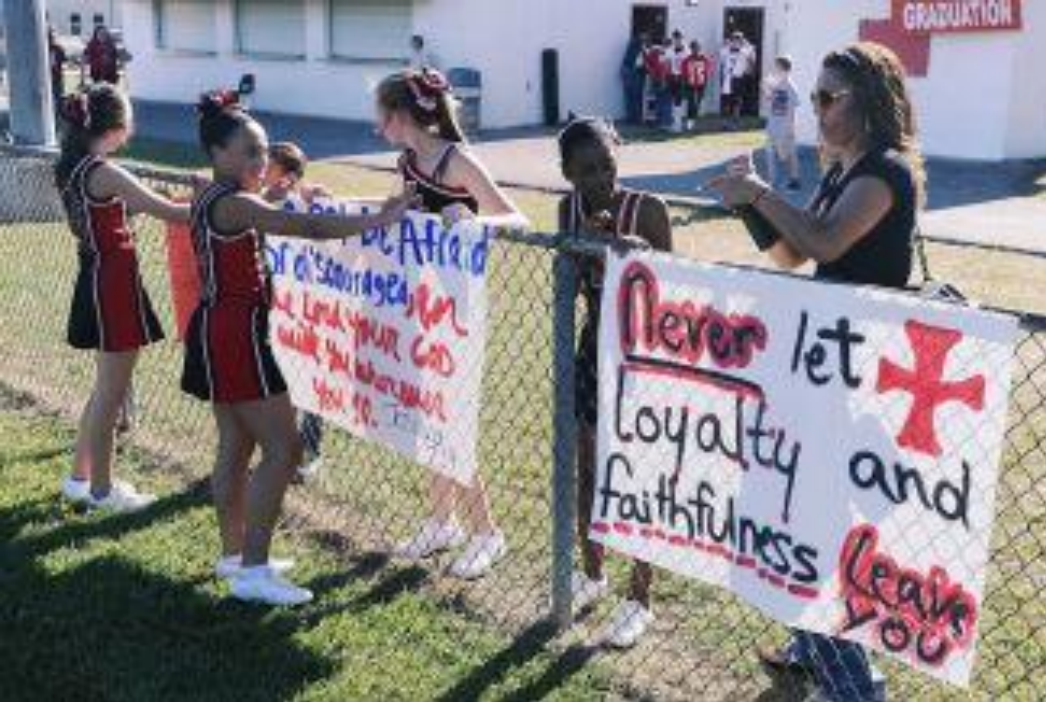
**March 2012**

**Yiddish is the language of Judaism or of Orthodox Jewish people.**

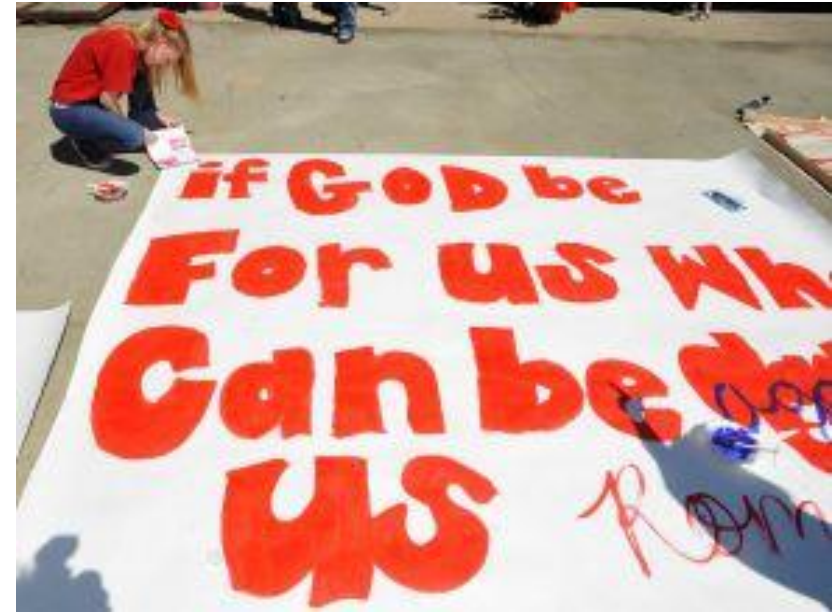


**Religions other than Christianity are rarely observed equally.**

Senior Isaac Mirwis, 18, practices three pointers during basketball practice. Robert M. Beren Academy (Houston) is a Jewish school that won a chance at 2012 state playoffs, although the final game was scheduled on a Jewish holiday. As a result, **the school chose to forfeit the game and NOT to play on a Sabbath.** After public outrage, a ruling came to re-schedule the game, thus allowing Beren Academy to play in the state semifinals. Photo: Mayra Beltran/©2012 Houston Chronicle



Historically federal courts have not allowed Christian religious themes in public schools because of the diversity that usually exists.



**Kountze High cheerleaders, friends and supportive parents were making large signs and painting car windows that will be seen around town in support of the cheerleaders' scriptural banners. The small Hardin County community of 2100 is rallying behind the high school's cheerleaders after the squad members were told they could not use scripture verses on their signs at the football games. (AP Photo/The Beaumont Enterprise, Dave Ryan 9/22/12)**

**Freedom of religion also includes the rights of extremist churches like [Westboro Baptist](#) led by Fred Phelps to protest gay rights at funerals and sports games.**



**The Rockets and Thunder matchup in Game 5 could have some added controversy, but it has nothing to do with the two teams.**

**In light of NBA veteran Jason Collins becoming the first active professional athlete who is openly homosexual, Westboro Baptist Church's Twitter account @WBCSays said Tuesday it will picket outside Chesapeake Energy Arena for the Rockets and Thunder Game 5 first-round playoff matchup.**

**Westboro Baptist Church is known for its inflammatory beliefs and protests.** (Carolyn Kaster/Associated Press)

**Westboro supporters have sent out threatening messages to Collins, Thunder forward Kevin Durant and others associated with the NBA.**

**The independent church, led by pastor Fred Phelps and his daughter Margie, is known for protesting military funerals and believes that President Barack Obama is the Antichrist.**

# FLDS Compounds

Fundamentalist Latter Day Saints

The core group of Mormons no longer supports concepts of polygamy; however, the Texas sect does.

Romney is Mormon, but does not observe these practices, but some Americans are skeptical of him any way. His win in Nevada is attributable to the large Mormon spill over population from Utah.



**Texas law recognizes the practice of polygamy as an expression of freedom of religion. However, an anonymous tip in 2007 triggered a raid by authorities to investigate the practice of marriage to under aged girls, some who were 14 y/o.**



# Eldorado, Texas

Houston

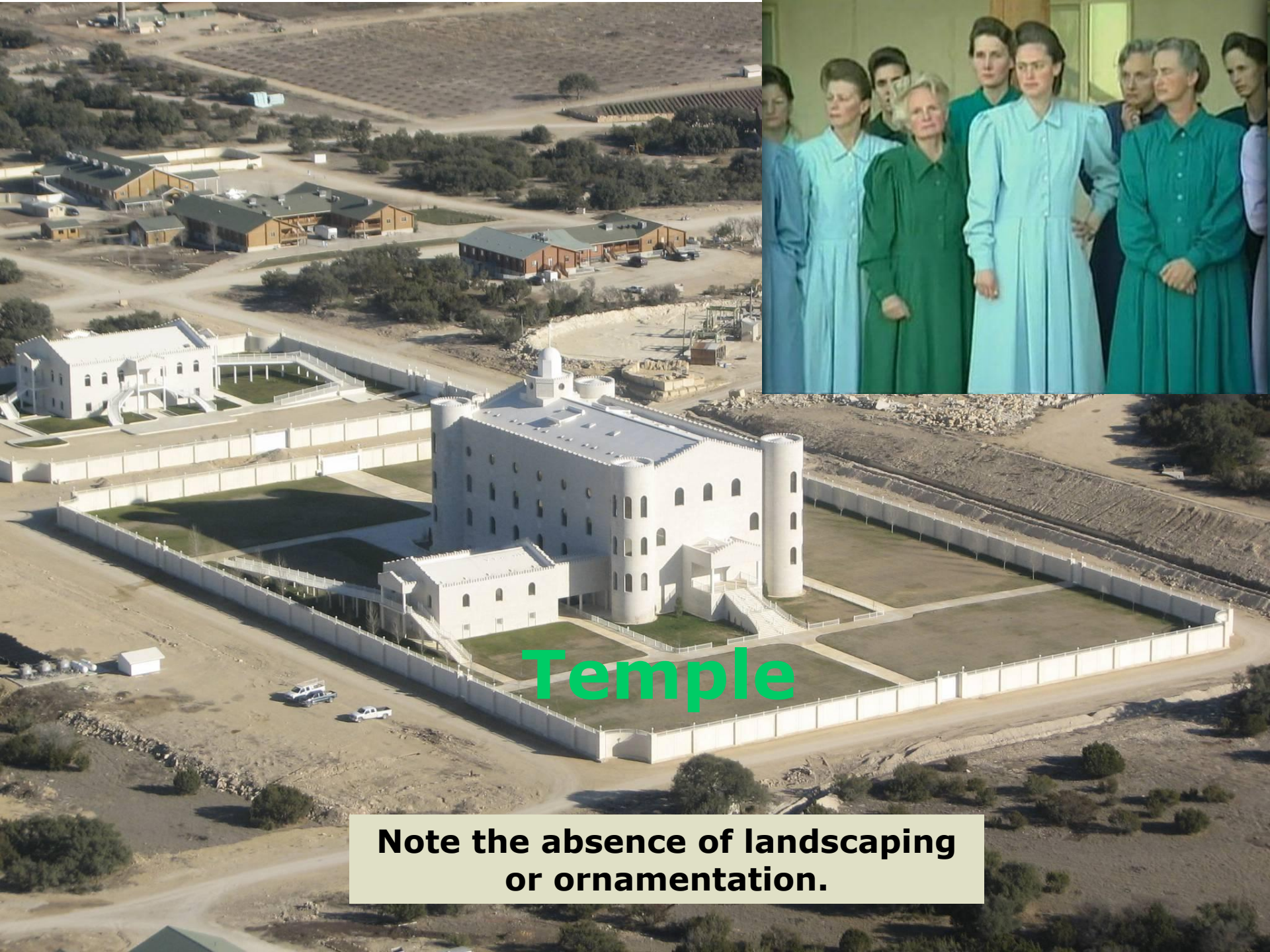
**The compound is restricted to only members; and children are home-schooled. They have no TV or contact with the outside world. Amish people spend a year outside their compounds before making a final commitment to the church, but these children are not given that choice. Thus, the children are essentially brainwashed into complying with the doctrine of the Prophet.**



**Aerial view of the Fundamentalist Church of Jesus Christ of Latter Day Saints compound under construction near Eldorado, Texas, in this March 2005, photo.**

**Families are isolated in a secure compound away from society, without TV, and children are home-schooled.**





# Temple

**Note the absence of landscaping or ornamentation.**



**Compound**

**Children were confiscated and relocated to centers across the state while the investigation of child abuse was undertaken. Men were arrested on charges of sexual abuse of minors.**



**Men typically have multiple wives of all ages and they live together in communes, but Texas law forbids sexual abuse of a minor (under 16).**



**The first polygamist sect member to face criminal trial after the raid at the Yearning For Zion Ranch in West Texas in 2008 was Raymond Jessop, 38 and appearing in the *Oprah Special* on FLDS, convicted of sexually assaulting a teen with whom he had a so-called "spiritual marriage." He was convicted and sentenced to 75 years in prison.**



Eleven other FLDS men were charged with crimes including sexual assault and bigamy. All seven of those who have been prosecuted were convicted, receiving prison sentences of between six and 75 years.

**Jury selection for the trials was required by law to include members of the community who fully understood the values and beliefs of the accused. He was ultimately found guilty beyond a *"reasonable shadow of doubt."***

Supreme Court case *Hernandez v. Texas, 1954* mandates that a jury be composed of "peers", i.e. people from the local community who replicate the local demographics. *The jury must be balanced in gender, race, religion, education, etc.*

*Since the accused is an FLDS member, so the jury should must also have FLDS members in its mix, including women.*

Thus, the racial/ ethnic, religious, and gender composition of a jury is always important as the jury is chosen from the general population.



**PROSPECTIVE JURORS, INCLUDING WOMEN FROM THE YEARNING FOR ZION RANCH (YSL), ARRIVE FOR THE FIRST DAY OF JURY SELECTION IN THE TRIAL OF RAYMOND JESSOP, IN ELDORADO, TEXAS. PROSPECTIVE JURORS LINED UP IN A COLD RAIN OUTSIDE A MUNICIPAL BUILDING THAT WILL SERVE AS A MAKESHIFT COURTHOUSE FOR THE FIRST OF A DOZEN POLYGAMIST SECT MEMBERS CHARGED WITH ABUSE OF UNDERAGE GIRLS.**



***Tony Gutierrez / AP Warren Jeffs is accused of sexually assaulting two girls he took as brides during so-called "spiritual marriages."***

In summer 2011, **Warren Jeffs, FLDS Prophet**, was extradited **from Utah to Texas** where he stood trial and was convicted of sexually assaulting two girls he had taken as "spiritual wives." The self-proclaimed "prophet" and leader of the Fundamentalist Church of Jesus Christ of Latter Day Saints, a banned offshoot of the Mormons that says men have to have three wives to be admitted into heaven, faces 119 years in prison if convicted on both charges.

During the trial, prosecutors used DNA evidence to show Jeffs fathered a child with a 15-year-old girl and played an audio recording of what they said was him sexually assaulting a 12-year-old girl. They also played audio recordings in which Jeffs was heard instructing young women on how to please him sexually.

Lead prosecutor Eric Nichols told jurors that the so-called religious persecution and freedom issues Jeffs raised are not a legitimate defense for the alleged crimes.

Jeffs has repeatedly said that his freedom of religion protects his right to practice polygamy, which has been condemned by the Mormon church. Jeffs had argued that his religious freedoms were being trampled. The FLDS, which has at least 10,000 members nationwide, is a radical offshoot of mainstream Mormonism. The church believes polygamy is the key to heaven and that Jeffs is God's spokesman on earth.



# FREE SPEECH: Unprotected Speech and Publications are illegal.

## Libel

- False written statements or written statements tending to call someone's reputation into disrepute

Grocery store tabloids are often sued by celebrities for their outrageous written claims, solely to sell the magazines.

## Slander

Untrue spoken statements that defame the character of a person.



CYBERBULLYING

**Libel suits**

**are new way  
to fight back**

**BULLYING** has become a major problem in schools, and is finally being addressed by most administrators.

ATLANTA (AP) April 27, 2012

— When a Georgia middle school student reported to police and school officials that she had been **bullied on Facebook**, they told her there was not much they could do because the harassment occurred off campus.

So the 14-year-old girl, Alex Boston, is using a somewhat novel strategy to fight back: **She's slapping her two classmates with a libel lawsuit.**



# Unprotected Speech and Publications

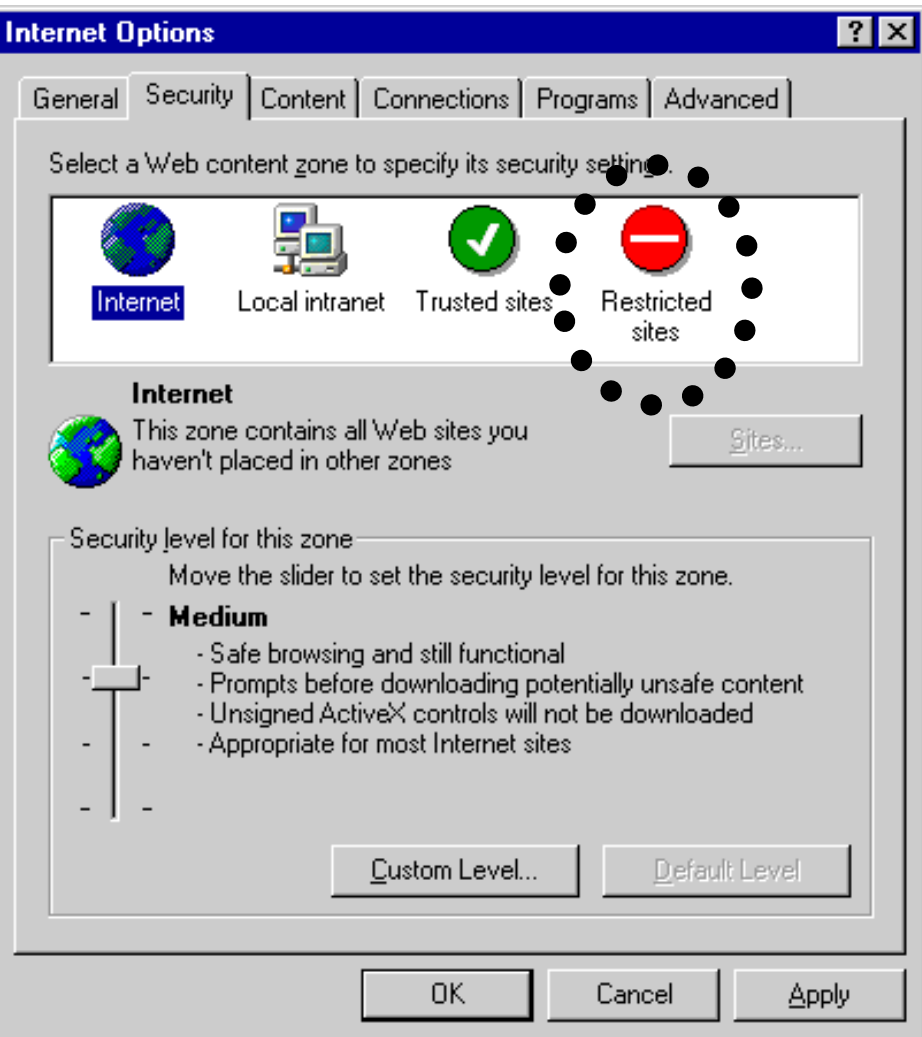


## □ Obscenity

- Congress concerned with obscenity on the Internet
  - Communications Decency Act (1996)
    - Prohibited transmission of obscene materials over the Internet to anyone under age 18
    - **Janet Jackson was fined \$450K by the FCC (Federal Communications Commission) that regulates broadcast media for her "wardrobe malfunction" at the Super Bowl.**
- Court has continued to strike down as unconstitutional Congress's latest efforts to limit cyberporn and has blocked enforcement of COPA



# Internet computer security settings and TV Parental Control insure control over the level of obscene material available to a family through a Browser or TV broadcast.



# **Freedoms of Assembly, Petition, and Demonstrations**

- Among the most controversial, especially in times of war
- **Requires parade permits or other permission from local government to insure public safety and orderly control during the event.**
- **Demonstrations after the Iran election in 2009 were not legal and Iranian leaders threatened mass arrests. Protests in support occurred throughout the US.**

**Right to assemble is a delicate one and includes the rights of the KKK and other groups professing intolerance for minorities and preachers for homosexuals.**



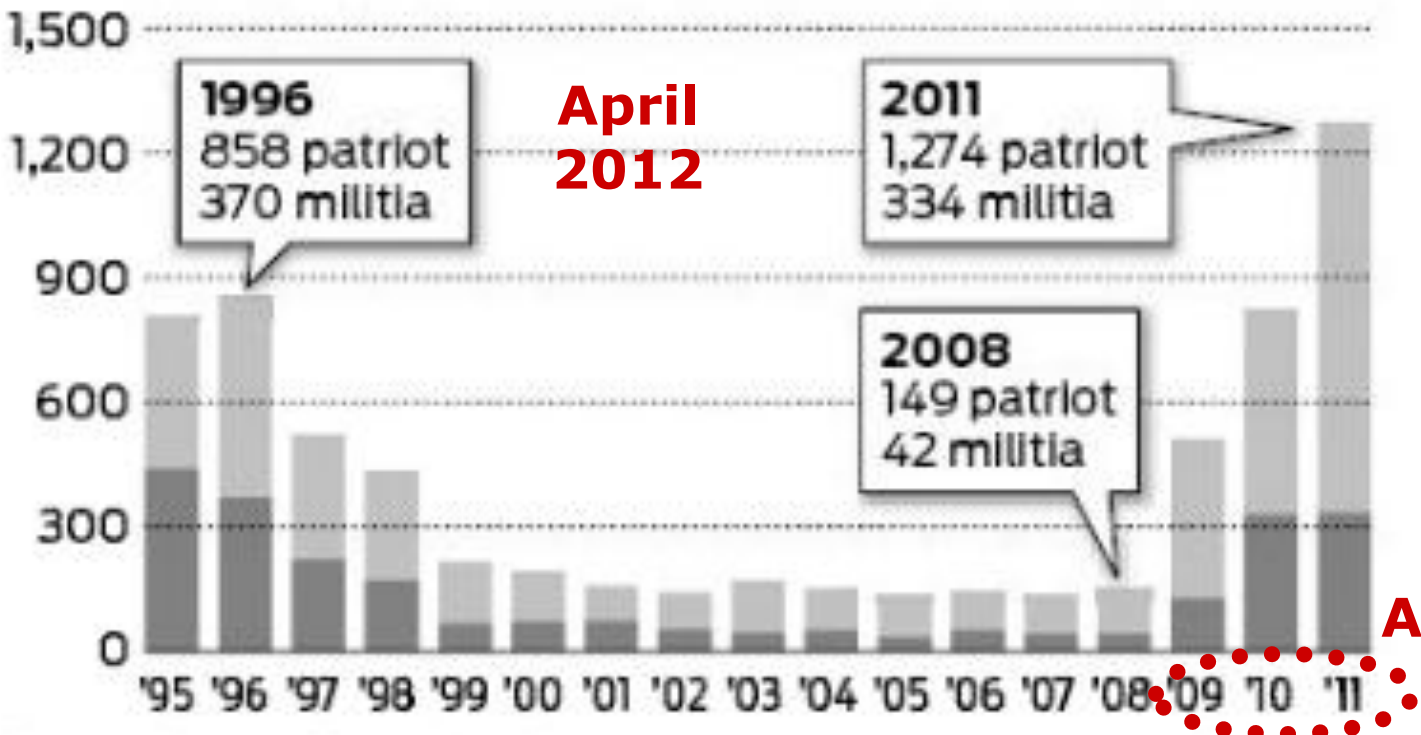
**White supremacist groups are on the rise and increasingly visible throughout America.**

Militia groups are citizen activists who are distrustful of the federal government and accumulate weapons in their own defense. The number of groups has skyrocketed since the election of Obama and many of them are shrouded in white supremacy and survivor mentality.

### On the rise

The Southern Poverty Law Center identified 1,274 anti-government "patriot" groups that were active in 2011. Of these, 334 were identified as militias.

■ Patriot and ■ militia groups, 1995-2011:



April 2012

Obama Administration

Source: Southern Poverty Law Center

Houston Chronicle

# Second Amendment:

protects the right of the people and a militia to keep and bear arms.

## Actual language:

*"A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed."*



- **1934 – Congress passed the National Firearms Act**
  - Response to organized crime during Prohibition
  - **This was the last time the Supreme Court directly addressed the Second Amendment until 2009** when it overturned a 30+ year ban on hand guns in Washington DC and Chicago, thus reaffirming the 2<sup>nd</sup> Amendment for individuals.



# The Rights of Criminal Defendants

- **Due process** rights or a **logical timeline for a hearing.**
  - Procedural guarantees provided by the Fourth, Fifth, Sixth and Eighth Amendments for those accused of crimes
  - Insures and involves a fair and thorough process during the arrest, investigation, trial, and sentencing.

# Fourth Amendment

- “The right of the people to be secure in their persons, houses, papers, and effects, **against unreasonable searches and seizures**, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.”
- Example: Ann Richards video and invasion of MD mayor’s house by drug squad.
- Airport security pat-downs intensified in 2010.





# **Ex-Miss USA upset over TSA (Transportation Security Administration) pat-down at DFW**

© 2011 The Associated Press **April 29, 2011**

**JEWEL SAMAD AFP/Getty Images**

Former Miss USA Susie Castillo in 2008.

**DALLAS — A former Miss USA says a security pat down at Dallas-Fort Worth International Airport left her feeling molested and violated. Susie Castillo, who was crowned in 2003, representing Massachusetts, was in tears following the April 21 experience. She did a video minutes later and posted it online.**

**Castillo was searched while preparing to fly home to Los Angeles. The beauty queen turned actress says she decided against doing the body scanner over concerns about exposure to radiation. Castillo says a female Transportation Security Administration worker who checked her touched her crotch area several times.**

**Castillo later complained and was given a TSA comment card. TSA spokesman Luis Casanova says the screener was questioned and did the pat down correctly. Casanova apologized for any discomfort to Castillo.**

**This woman claimed a violation of unlawful search and seizure at the airport when Transportation Security Admin (TSA) wanted to search her hair for explosives.**

**TSA is regularly criticized and accused by the public for invasive and excessive search procedures.**



# Elderly woman asked to remove adult diaper during TSA search **June 25, 2011**



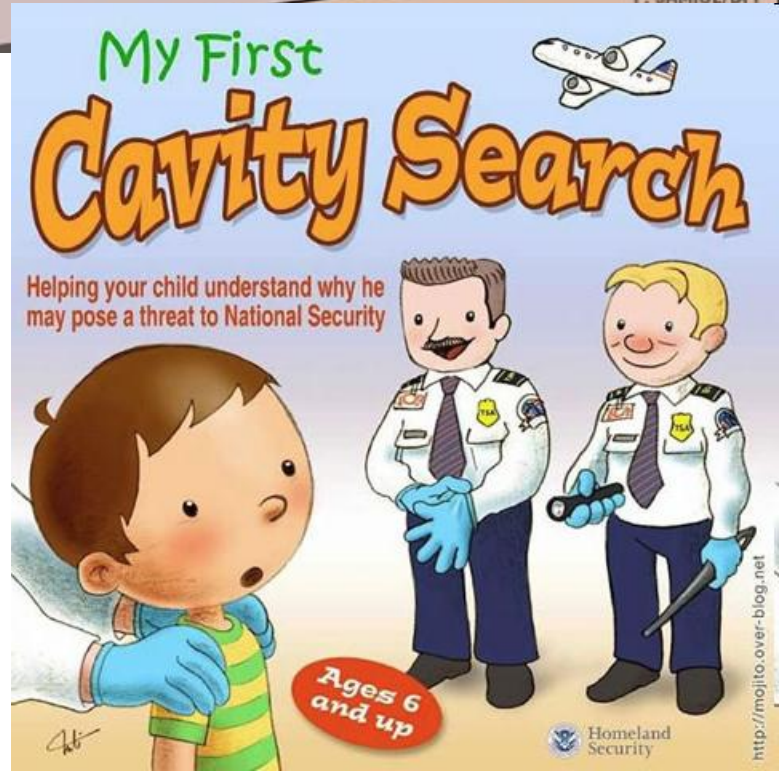
Jean Weber says TSA officials forced her 95-year-old mother, pictured here, to remove her adult diaper before boarding the plane.

[Lauren Sage Reinlie](#) Daily News

- A woman has filed a complaint with federal authorities over how her elderly mother was treated at Northwest Florida Regional Airport last weekend.
- Jean Weber of Destin filed a complaint with the **Department of Homeland Security** after her 95-year-old mother was detained and extensively searched because of her adult diaper last Saturday while trying to board a plane to fly to Michigan to be with family members during the final stages of her battle with leukemia.

The phrase "don't touch my junk" was made famous at Christmas 2010 in response to invasive TSA airport inspections. **Children and elderly are subject to the same scrutiny as all others.**





# NY Senator Schumer accuses OnStar of invading privacy 9/26/

By **MICHAEL GORMLEY** *Associated Press*

- ALBANY, N.Y. (AP) — The OnStar automobile communication service used by 6 million Americans maintains its two-way connection with a customer even after the service is discontinued, while reserving the right to sell data from that connection.
- U.S. Sen. Charles Schumer of New York says that's a blatant invasion of privacy and is calling on the **Federal Trade Commission** to investigate. But OnStar says former customers can stop the two-way transmission, and no driving data of customers has been shared or sold.





# Fourth Amendment



- Over the years, the Court has interpreted the Fourth Amendment to allow the police to search:
  - **The person arrested**
  - **Things in plain view of the accused person**
  - **Places or things that the arrested person could also touch or reach or are otherwise in the arrestee's immediate control.**
- Court has ruled that police must knock and announce their presence before entering a home or apartment to execute a search
- 2001 ruling on thermal imaging drug evidence (without a warrant) was violation of Fourth Amendment – binoculars or helicopters okay – why? Just plain eyesight used – not a new technology
- 2006, the Court ruled that the police could not conduct a warrantless search of a home if one of the occupants objected
- Drug testing difficult search and seizure issue
  - Public employees enjoy more protection in the area of drug testing than do employees of private enterprises
  - But what about drug testing of pregnant women?
    - 2001, the Supreme Court said NO. This is unconstitutional.



**No-knock warrants and the element of surprise were initiated to assist in the war on drugs.**

**These procedures remain practice, but have resulted in violation of many civil liberties of many innocent people, including the mayor of a MD town during a drug raid by the local sheriff.**

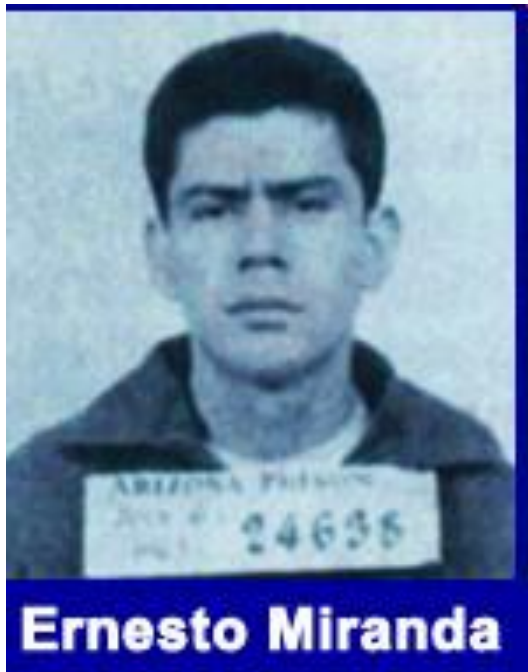


# **Fifth Amendment: Self-incrimination (“Plead the 5<sup>th</sup>”) and Double Jeopardy**

- Imposes a number of restrictions on the federal government with respect to the rights of persons suspected of committing a crime.
  - **“No person shall be...compelled in any criminal case to be a witness against himself.”**
  - ***Miranda v. Arizona* (1966) “Miranda rights”**
    - **“Anything you say, can; and will be used against you...right to a court appointed attorney”**
- Provides for indictment by a grand jury and protection against self-incrimination
- Prevents the national government from denying a person life, liberty, or property without the due process of law
- It also prevents the national government from taking property without fair compensation
- Double jeopardy clause
  - **Protects individuals from being tried twice for the same offense**

**Miranda warning is one of the most famous laws in the US, made so by a Supreme Court involving a suspect and Arizona.**

## **Miranda v. Arizona (1966)**



Yes, you're in my "legal custody".  
No, that doesn't entitle you to a Miranda warning before I question you about your report card.

### **MIRANDA WARNING**

1. YOU HAVE THE RIGHT TO REMAIN SILENT.
2. ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.
3. YOU HAVE THE RIGHT TO TALK TO A LAWYER AND HAVE HIM PRESENT WITH YOU WHILE YOU ARE BEING QUESTIONED.
4. IF YOU CANNOT AFFORD TO HIRE A LAWYER, ONE WILL BE APPOINTED TO REPRESENT YOU BEFORE ANY QUESTIONING IF YOU WISH.
5. YOU CAN DECIDE AT ANY TIME TO EXERCISE THESE RIGHTS AND NOT ANSWER ANY QUESTIONS OR MAKE ANY STATEMENTS.

### **WAIVER**

DO YOU UNDERSTAND EACH OF THESE RIGHTS I HAVE EXPLAINED TO YOU?  
HAVING THESE RIGHTS IN MIND, DO YOU WISH TO TALK TO US NOW?

# Fourth and Fifth Amendments and the Exclusionary Rule

- Judicially created rule that **prohibits policy from using illegally seized evidence at trial.**
- *Weeks v. U.S.* (1914)
  - The Court reasoned that allowing police and prosecutors to use a tainted search would only encourage that activity.
  - Warren Court ruled that “all evidence obtained by searches and seizures in violation of the Constitution, is **inadmissible in a state court.**”
- The Court, despite its conservative reputation, has continued to uphold the exclusionary rule.



# Sixth Amendment and the Right to Counsel

- Sets out the basic requirements of procedural due process for federal courts to follow in criminal trials
  - These include speedy and public trials, impartial juries, trials in the state where the crime was committed, notice of the charges, the right to confront and obtain favorable witnesses, and the right to counsel



# The Sixth Amendment and Jury Trials

- Provides that a person accused of a crime shall enjoy the right to a speedy and public trial by an impartial jury.
- Later clarified under Hernandez v. Texas to mean "jury of peers" and again in 1976 to include both genders.
- Thus, the legal process is ongoing and cumulative, which means it changes as situations change.
- It also provides defendants the right to confront witnesses against them.
- Supreme Court has held that jury trials must be available if a prison sentence of six or more months is possible
- Impartiality of jury
  - *Batson v. Kentucky* (1986)
- Right to confront witnesses
  - *Maryland v. Craig* (1990)







# The **Eighth Amendment:** Prohibits Cruel and Unusual Punishment

- Part of the Bill of Rights that states:  
“**Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.”**
- **Some people interpret this to mean no capital punishment (death penalty)**
- Aka, **PUNISHMENT MUST FIT THE CRIME**  
(example: Jena 6 boy imprisoned for 10 months for a school fight)

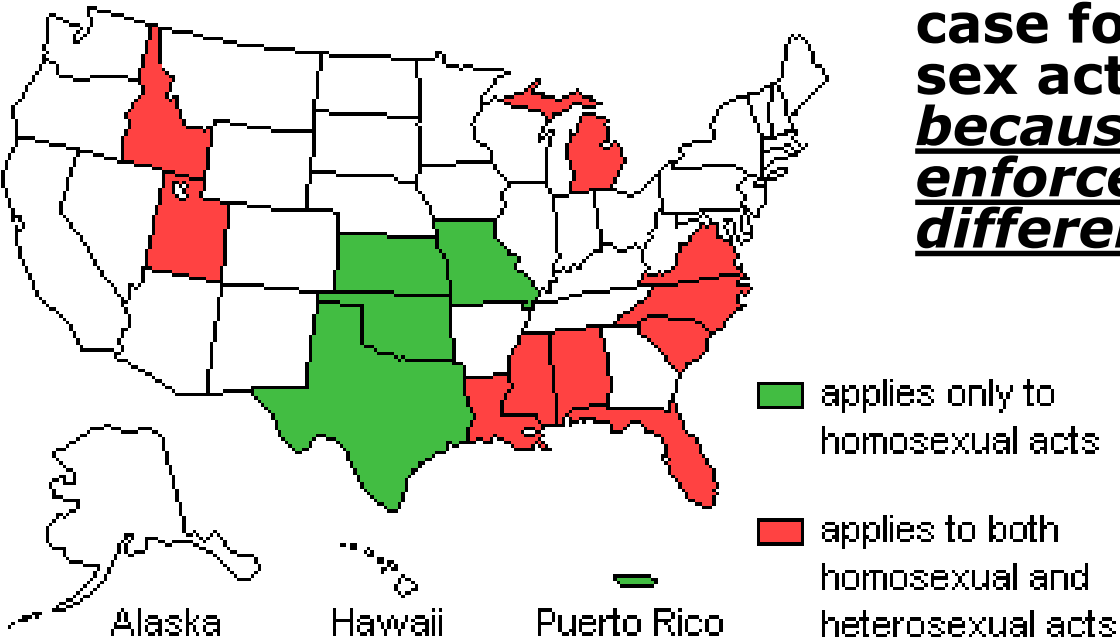
# RIGHT TO PRIVACY:

Keep the government out of the bedroom!

## Homosexuality cases before the Supreme Court:

Lawrence v. Texas (2003), Pasadena, Texas

State sodomy laws (anal) were enforced differently because they only applied to GLBT (gay, lesbian, bisexual, transgendered) people, not to heterosexuals, who may also participate in the same practice. Prior to 2003, some states had repealed them, but Texas and other southern states had not.



**This landmark Supreme Court case found Texas homosexual sex acts unconstitutional because the same law was enforced differently to two different groups of society.**

**As a result, sodomy laws were overturned and declared illegal nationwide because SCOTUS becomes the "law of the land."**

# Right to Privacy: 14<sup>th</sup> Amendment

- The right to be left alone.
- A judicially created doctrine encompassing **an individual's decision to use birth control or to secure an abortion.**
  - **Use of Birth Control** (evolves as new products are developed).
  - **Abortion – not** available “on demand”, but limited to strict definitions and **includes the first trimester only**
    - ***Roe v. Wade (1973, Austin Texas)***
    - Court found **a woman's right to an abortion was protected by the right to privacy that could be implied from specific guarantees found in the Bill of Rights applied to the states through the Fourteenth Amendment**

**No one wants an abortion, but federal funding for these clinics provides a full range of women's health services; including counseling, birth control, nutrition, **adoption options**, and finally as a last result, a legally defined abortion within the 1<sup>st</sup> trimester.**

- Conversely, millions of \$\$ appropriated under the Bush Administration for "**Abstinence Only**" education provided information that abstinence is the only acceptable behavioral choice.
- Soon after, youngsters like Bristol Palin began to speak out against it as unrealistic.

Though she says she doesn't regret being a mom at 18, Sarah Palin's daughter Bristol said she would campaign to prevent teen pregnancies. "I don't regret it at all," Bristol Palin told Fox News' Greta Van Susteren Monday night in her first interview since giving birth to her son, Tripp, on Dec. 28. "I just wish it had happened in 10 years, not now."

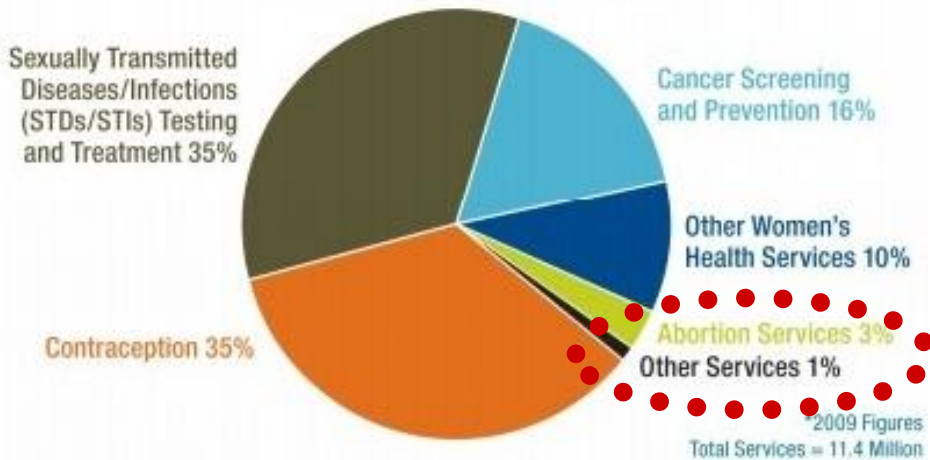
As governor of Alaska, Sarah Palin has been an advocate of abstinence-only sex education in public schools. But her daughter said that expecting teens to eschew the pleasures of the flesh is "unrealistic."

**She and the father, Levi, no longer plan to wed as originally announced.**





**PATIENT CARE PROVIDED BY PLANNED PARENTHOOD  
AFFILIATE HEALTH CENTERS\***



**Only 3% of the PP budget is used for abortion services** and the remaining is used for birth control, preventative, and counseling services.

**2011 Texas Legislature canceled funding for women's health programs because of their limited provision of abortion services as did the Komen Foundation, largest breast cancer charity.**

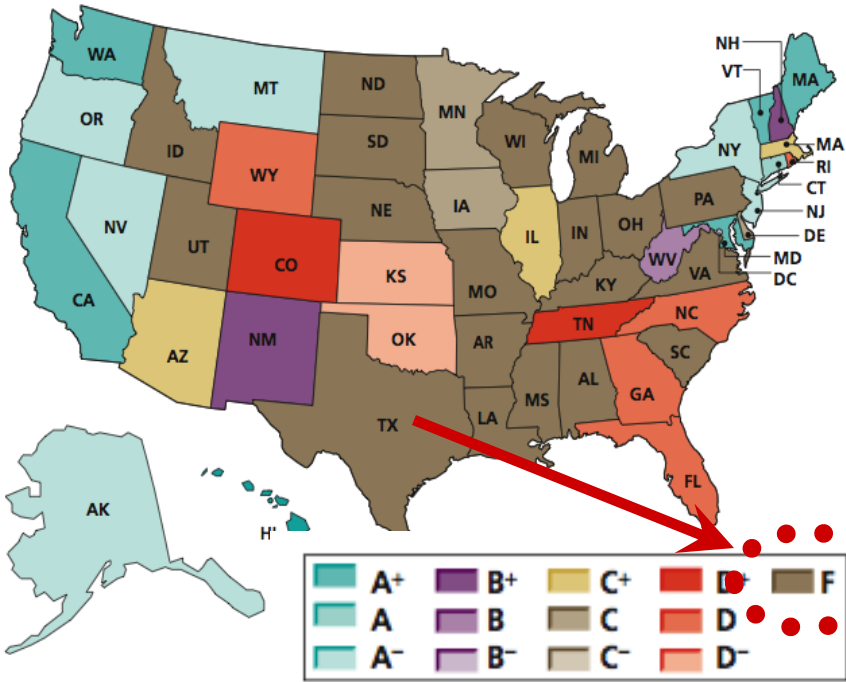
**Both actions were met with outrage through social media and public protest by women. Komen rescinded their decision almost immediately, thereby demonstrating the power of networking via Facebook.**





# Access to Abortion: determined by states rights

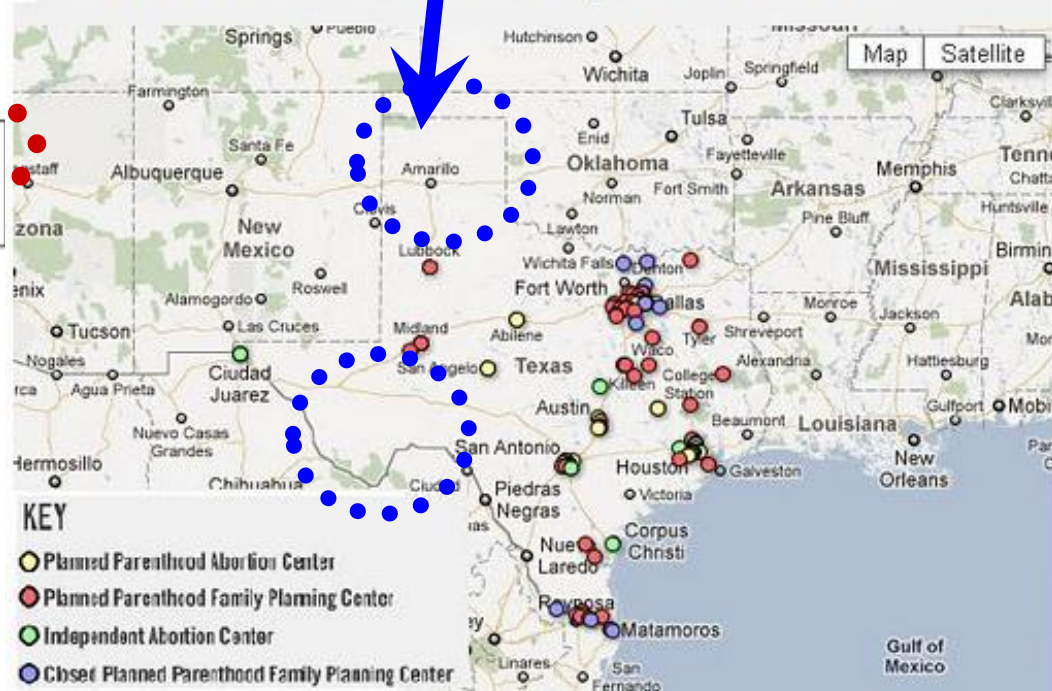
**Attitudes on abortion closely align with the Democratic or Republican Party beliefs within the states.**



**Rural West Texas and small towns have virtually NO access to women's health services.**

**Texas has very limited access to women's health services and abortion; and funding for Planned Parenthood has been withdrawn by the State.**

## Abortion Industry in Texas





# BARRIERS TO ABORTION ACCESS

SOME WOMEN MUST TRAVEL 50 MILES OR MORE TO OBTAIN AN ABORTION...

87% OF COUNTIES LACK AN ABORTION PROVIDER



35% OF WOMEN LIVE IN THOSE COUNTIES



...AND MANY MUST OVERCOME A RANGE OF POLICY BARRIERS

IN 2012 ALONE, 43 ABORTION RESTRICTIONS WERE ENACTED IN 19 STATES



Major restrictions currently in effect



BY AGE 45  
ABOUT  
**HALF**  OF AMERICAN WOMEN  
WILL HAVE AN UNINTENDED  
**PREGNANCY**

AND NEARLY  
**1 IN 3**  WILL HAVE AN  
ABORTION



# U.S. WOMEN

## *Who Have Abortions*



**69%**   
ARE ECONOMICALLY  
DISADVANTAGED

6 IN 10 ALREADY HAVE A CHILD



**88%**  HAVE THEIR  
ABORTION  
IN THE FIRST  
12 WEEKS  
OF PREGNANCY

**73%**   
ARE RELIGIOUSLY  
AFFILIATED

**58%**  
ARE IN THEIR  
**20s**

**Limited access was further compounded by the 2011 Texas Legislative mandate for a sonogram prior to a procedure.**

**Mandatory sonograms** (at the patient's expense) are required prior to all first term abortions, even in cases of rape or incest; and a mandatory 24 hour wait period is required afterwards before the procedure can be performed. Such a major invasion of governmental activities into private lives is a surprising contradiction of conservative principles. Currently a woman is guaranteed her 'right to choose' and 'right to privacy'.

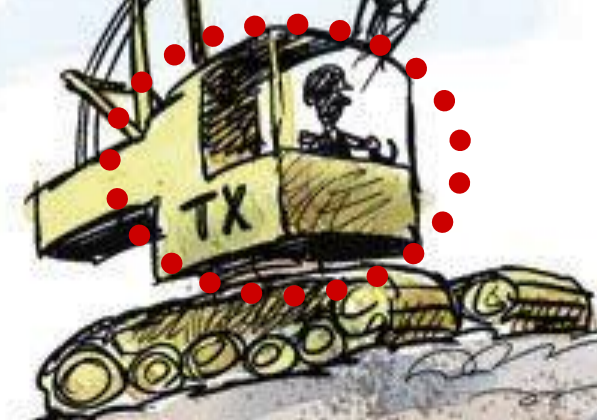
**State Legislature placed harsh restrictions on women's health, family planning, and mental health.**



Targeting  
Planned  
Parenthood...

WOMEN'S HEALTH  
PROGRAM

PLANNED  
PARENTHOOD



NICK ANDERSON 1.6.12  
HOUSTON CHRONICLE  
@NICK-ANDERSON-

# Number of Americans identifying as 'pro-choice' falls record low

*U.S. Adults' Position on Abortion*

**May 23, 2012**

With respect to the abortion issue, would you consider yourself to be pro-choice or pro-life?



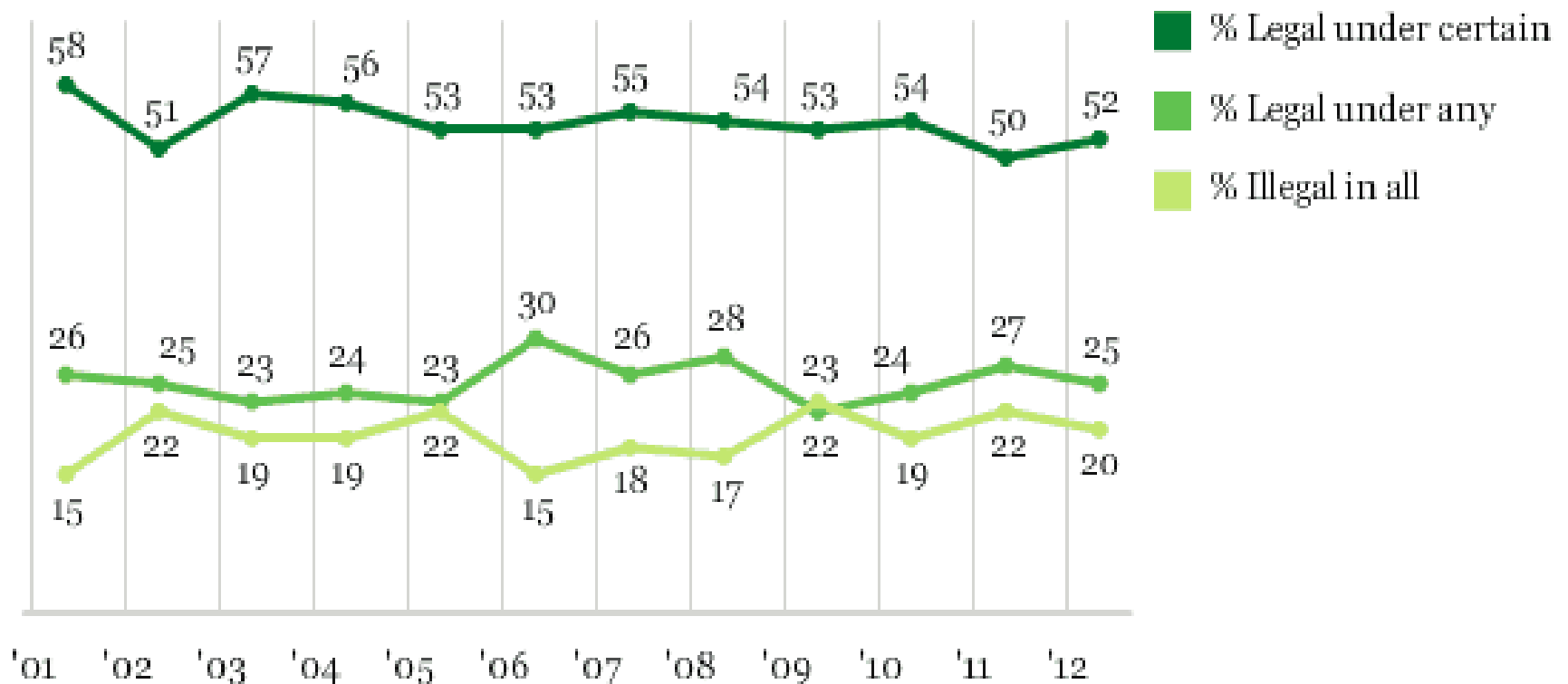
GALLUP®

<http://www.gallup.com/poll/154838/Pro-Choice-Americans-Record-Low.aspx>

# Views About Morality and Legality of Abortion Hold Steady

## *Circumstances Under Which Abortion Should Be Legal*

Do you think abortions should be legal under any circumstances, legal only under certain circumstances, or illegal in all circumstances?



# Nonprofit sues over abortions exclusion

Planned Parenthood says  
barring it from Medicaid  
program unconstitutional

By Todd Ackerman 4/12/12

Texas Planned Parenthood affiliates filed a federal lawsuit Wednesday to block a rule excluding their health centers from a key program for low-income women, the latest round in a protracted skirmish between the state and federal governments.

The suit, filed in Austin, says Texas' exclusion of Planned Parenthood from the Medicaid Women's Health Program violates the organization's constitutional rights to freedom of speech and association. It asks the court to stop the rule from taking effect May 1.

"The government cannot condition your

*Suit continues on A12*

**Planned Parenthood responded to Tx state exclusion of funding with a law suit in federal court, which may prove to be to be discriminatory.**

# THE ANNUAL COST OF OWNING A VAGINA

**\$175**

PELVIC EXAM & PAP SMEAR

**\$50**

EMERGENCY CONTRACEPTION

**\$16**

YEAST INFECTION MONISTAT

**\$1689**

BIRTH CONTROL

**\$90**

YEAST INFECTION SCREENING

**\$21**

PMS PAIN RELIEF

**\$143**

TOILET PAPER

**\$191**

SHAVING PRODUCTS

**\$15**

PREGNANCY TEST

**\$40**

UTI ANTIBIOTICS

**\$61**

TAMPONS

**\$36**

CONDOMS

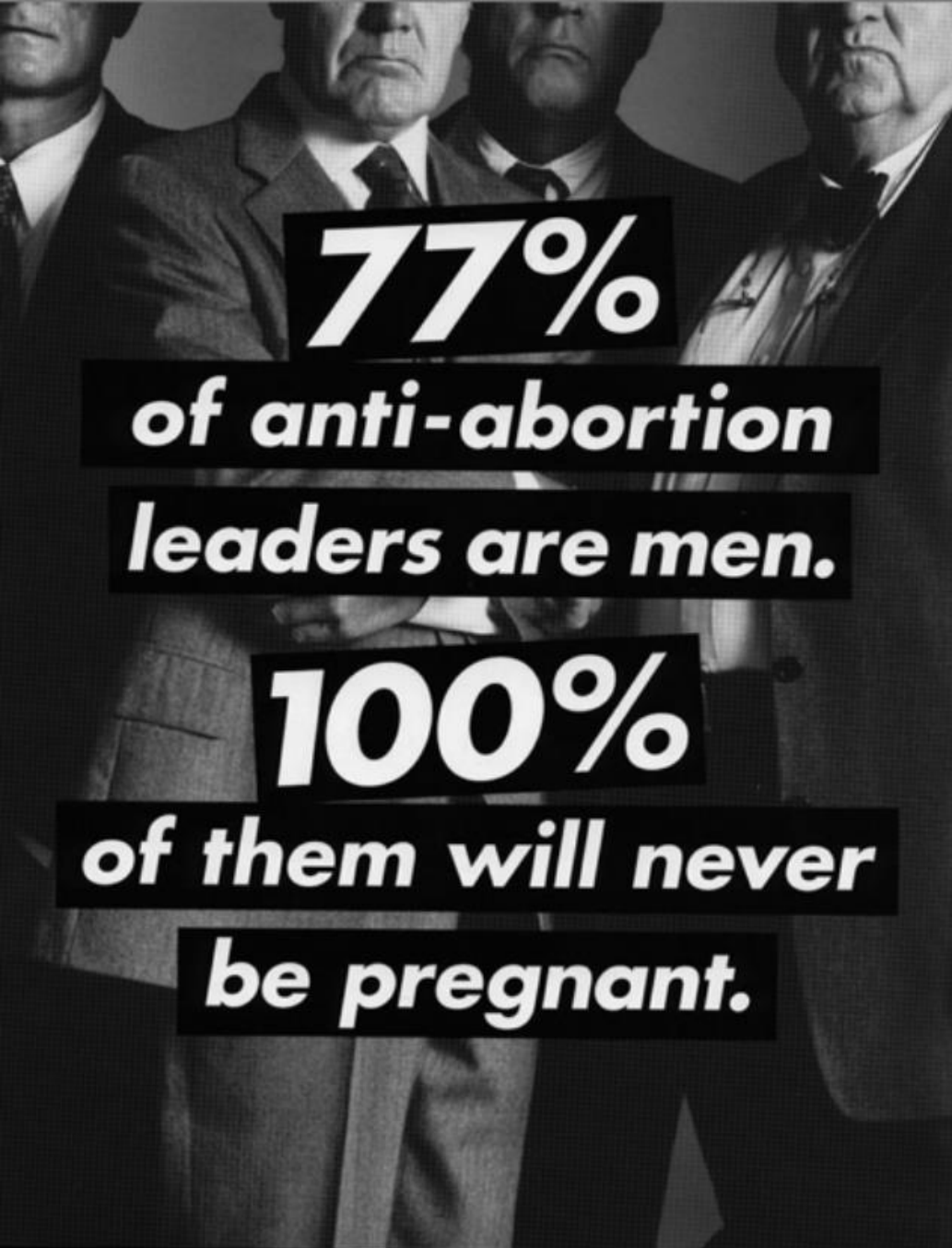


**TOTAL: \$2,329 A YEAR**



**“War on Women” began prior to the 2012 Republican Nat’l Convention and continued to escalate into 2013 as red state legislatures passed laws to restrict birth control and access to abortion.**

1. Careless remarks by insensitive male elected officials about women, demonstrating a complete misunderstanding and ignorance of rape.
2. Rebuttal at the Democratic Nat’l convention by women.
3. Defeat of the Republican candidates because women voted against them.
4. 2013 Follow-up in red state legislatures to further restrict birth control access.



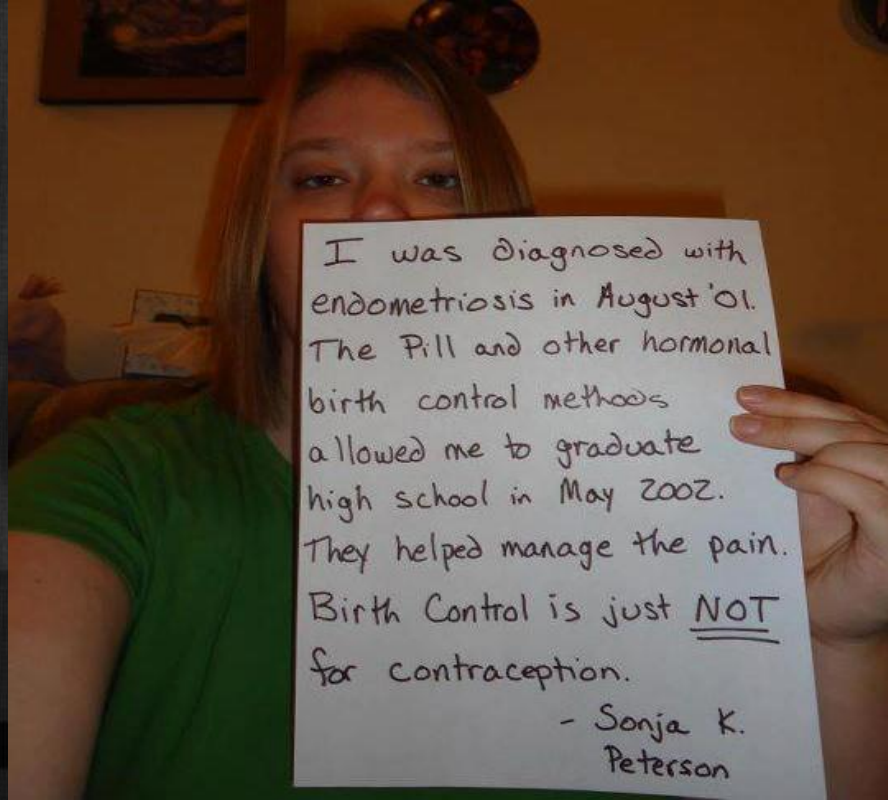
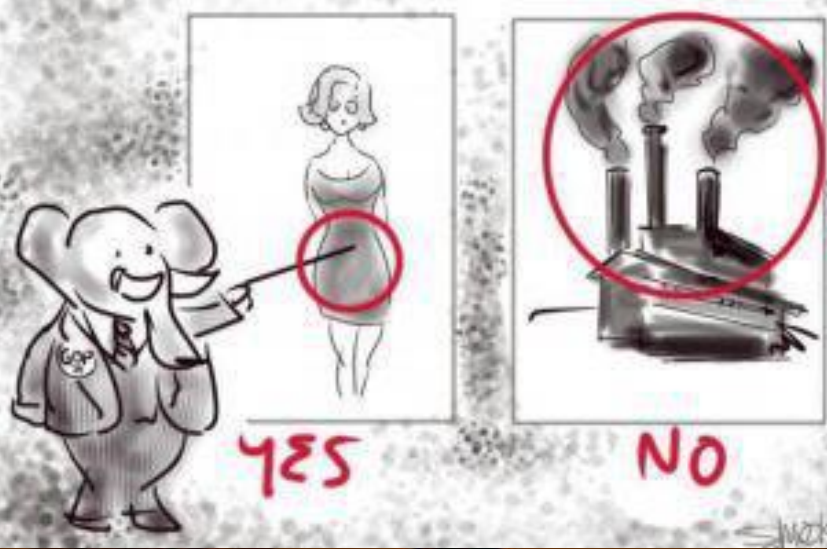
**77%**

**of anti-abortion  
leaders are men.**

**100%**

**of them will never  
be pregnant.**

**THINGS TO REGULATE**



I was diagnosed with endometriosis in August '01. The Pill and other hormonal birth control methods allowed me to graduate high school in May 2002. They helped manage the pain. Birth Control is just NOT for contraception.

- Sonja K. Peterson

**Akin could have had an easy win against Democratic Senator Claire McKaskill (MO), but after this comment, he was overwhelmingly defeated in Nov. 2012**



“From what I understand from doctors, [pregnancy from rape] is really rare. If it's a legitimate rape, the female body has ways to try to shut that whole thing down.

-- Rep. Todd Akin (R-MO)

GOP

You are betting women won't  
remember your attack on their  
bodies come election day.

Women NEVER forget--just  
ask their husbands.

We may speak softly, but we  
carry a big...united...VOTE.





**AS WOMEN'S RIGHTS  
KEEP BEING DICTATED  
BY MEN, LET'S AGREE  
THAT A WOMAN'S PLACE  
IS IN THE HOUSE...  
...AND THE SENATE**

[bewareofimages.com](http://bewareofimages.com)



**“Women’s Issues”** became a major factor of 2012 that positioned the GOP as insensitive towards many health issues that came to be known as the ‘war on women.’



# Birth control & abortion



www.jproper.com

## IT'S NOT RAPE

If she really didn't want to, she'd have said something.



3 charged in spring break rape

During Spring Break 2013, several rape incidents occurred and college men were put on trial.

"You can't trust anyone, no matter how nice they are. I am usually not very trusting, but you think everybody's nice, and I give everybody the benefit of the doubt," said the victim.





**Plan B is a “morning after” pill made available in 2011 to 17y/o women without prescription or parental consent. It is now available to all ages.**

This ruling comes from a federal judge after Health and Human Services Secretary Kathleen Sebelius overruled the FDA when it recommended that emergency contraception be sold over the counter in December 2011. The FDA spent 10 months reviewing scientific data before making its decision, but Sebelius said there wasn't enough data to declare the product safe.

"Indeed, it is hardly clear that the secretary had the power to issue the order, and if she did have that authority, her decision was arbitrary, capricious and unreasonable," Korman, who presides over the District Court of Eastern New York, wrote ***in his ruling that now extends access to girls of any age.***

<http://abcnews.go.com/Health/morning-pill-sold-counter/story?id=18889946#.UWH4XkoWeyM>

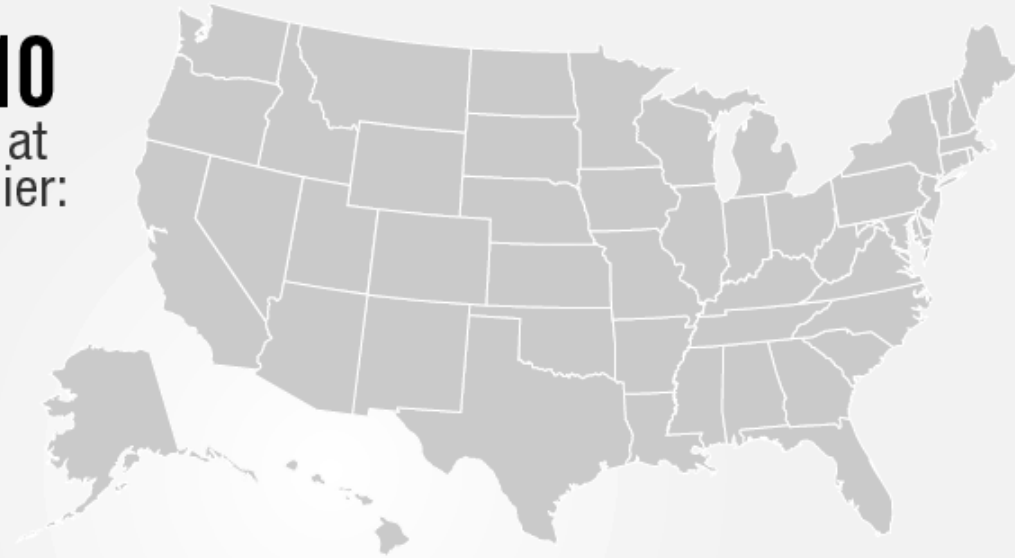


# PROTECT ACCESS TO ABORTION

## BEFORE 2010

Abortion banned at  
20 weeks or earlier:

**0**  
**STATES**

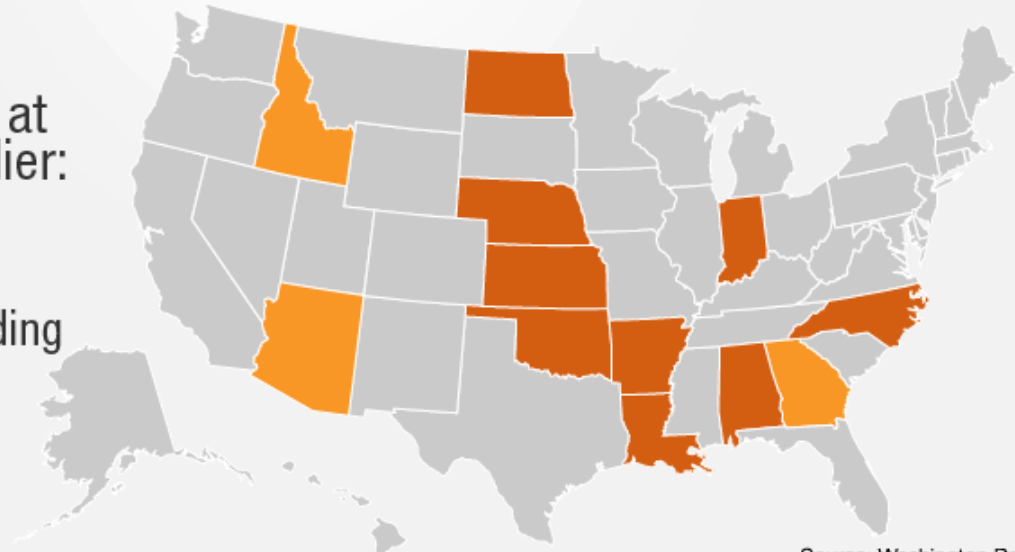


## TODAY

Abortion banned at  
20 weeks or earlier:

**12 STATES**

with **3 states** pending  
legal challenge



**'Fetal pain' measure** that would outlaw abortions after 20 weeks sent to North Dakota governor

Article by: JAMES MACPHERSON , Associated Press **April 12, 2013**

BISMARCK, N.D. - A measure that would outlaw abortions after 20 weeks of pregnancy based on the disputed premise that a fetus can by then feel pain was sent to the North Dakota governor Friday.

The North Dakota Legislature is taking a multi-pronged approach this session in trying to make North Dakota the most restrictive state in the nation in which to get the procedure, with Gov. Jack Dalrymple **already signing three measures into law, including one that bans abortions when a heartbeat can be detected — as early as six weeks into a pregnancy and before some women even know they're pregnant.**

Lawmakers' intent is to challenge the 1973 U.S. Supreme Court's Roe v. Wade ruling that legalized abortion up until viability, usually at 22 to 24 weeks. Federal law makes viability of the fetus the threshold for when an abortion can occur.

# How North Dakota Reached Its Extreme Abortion Tipping Point

by Winston Ross | Mar 30, 2013 4:45 PM EDT

A ban after six weeks—and personhood? How did state legislators pass four of the nation's most restrictive abortion bills? In Fargo, Winston Ross talks to the moderate conservative who might have blocked them.

 Share <80  Like <261  Tweet <78  +1    277 

As they do each year on Good Friday, a crowd of 150 people clutching prayer booklets huddled tightly together in a line along First Street in downtown Fargo. A young man in dark clothing and dark sunglasses wielded a statue of Jesus on the cross. Their collective message for the state's only abortion provider, the Red River Women's Clinic: stop killing babies.

**Roe v. Wade defines life as a fetus that can be viable outside the womb, but 6 weeks is not viable, so the law will be declared unconstitutional. Yet they passed it anyway and will spend \$400,000 to defined it and lose in court that could be used in better ways to help people.**

# Kansas 'Personhood' Bill Is Latest In Slew Of Strict, New Abortion Bans

**04/08/2013**

- The ruling affirms that "life begins at fertilization." Abortion is banned when the fetus can feel pain; at 20 weeks.
- Arkansas banned abortion after 12 weeks.
- North Dakota after 6 weeks, when heart beat is detected. Illegal even if birth defects are determined.
- Mississippi & Alabama have strict abortion laws (and virtually no clinics operating within the state) and **Texas requires a sonogram (costing another \$1000.) and a 27 hr. wait period.**

Roe v. Wade defines the term for abortion as within the first trimester (28 weeks). Roe establishes the legal precedent, but the new laws in other states require a law suit to challenge the constitutionality of the state law and appeals process to get the new state law overturned.

<http://www.nowthisnews.com/news/kansas-abortion-bill/>

Roe vs. Wade was NOT  
the beginning of women  
having abortions.



Roe vs. Wade was the  
**END** of women **DYING**  
from abortions.

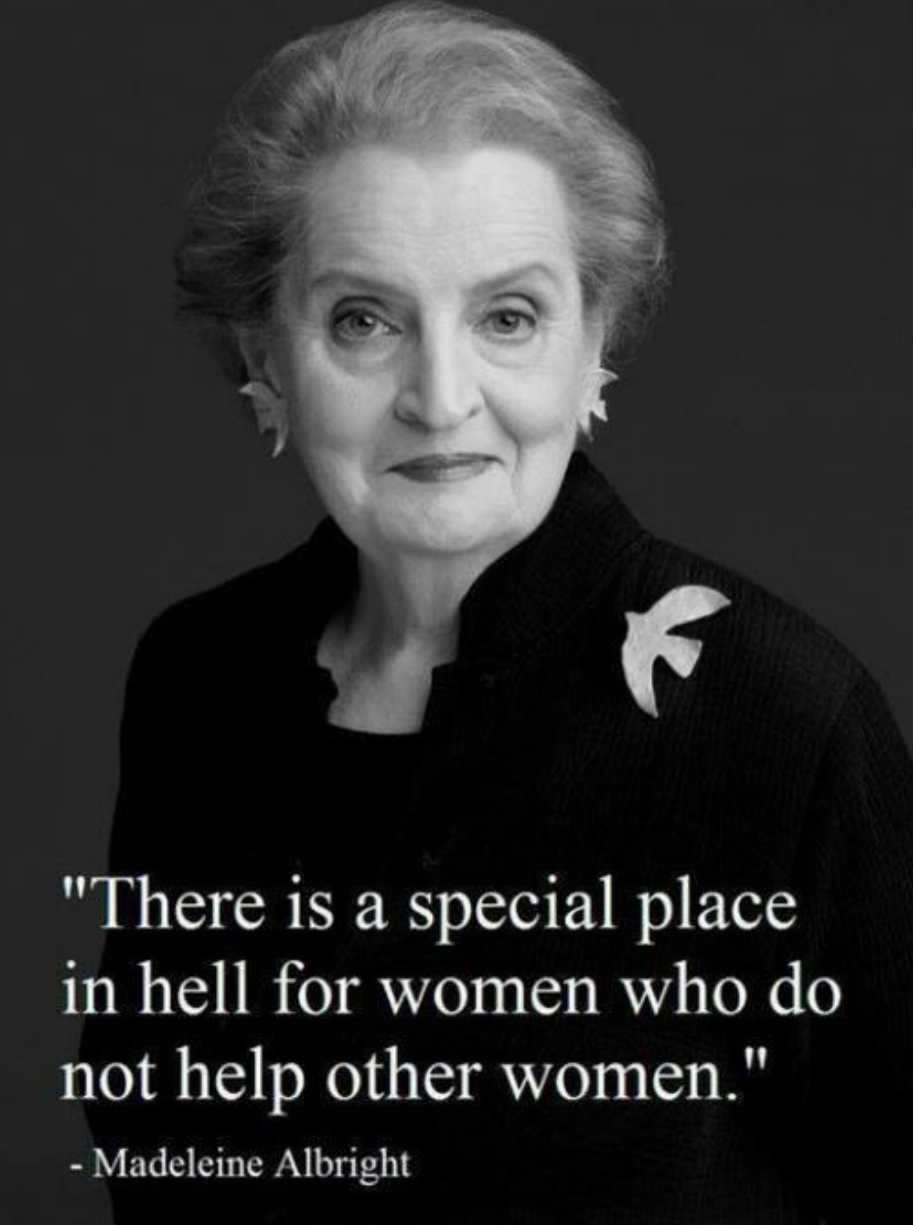
# Quarterback for the San Francisco Giants in the Super Bowl brought attention to the importance of adoption as an option over abortion.

6'4, 230#, 25y/o, biracial. Given up for adoption by a 19y/o mother. Birth parents were both 6'2".

The solution to abortion is adoption, but it is grossly underutilized.



CHOOSE WISELY



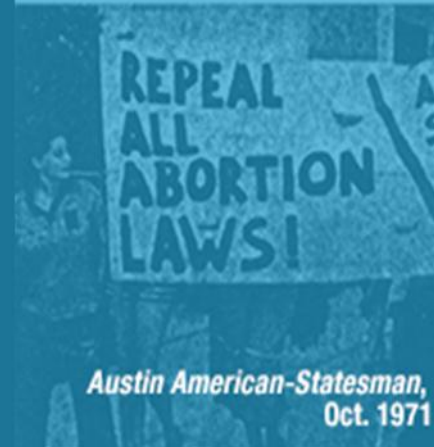
"There is a special place  
in hell for women who do  
not help other women."

- Madeleine Albright

**Secretary of State,  
under Bill Clinton**

## CELEBRATING WOMEN'S LIVES AND CHOICES: THE 40TH ANNIVERSARY OF ROE V. WADE

TUESDAY, JAN. 22,  
FROM 11:30 – 12:30  
AT THE SOUTH STEPS  
OF THE CAPITOL.



This is a crucial time in the history of *Roe v. Wade* and women's reproductive rights. Now more than ever, we must celebrate women's lives and choices.

Join the coalition of women's advocacy organizations, faith-based organizations and medical providers as we gather to celebrate the last 40 years and rally in a new era to protect the next 40 years.

**Supporting Groups:** National Women's Political Caucus Texas; NARAL Pro-Choice Texas; Planned Parenthood of Greater Texas; Faith Action for Women in Need; Austin NOW; Austin Women's Health Center; Catholics for Choice; First Unitarian Universalist's Action for Justice Committee; GetEQUAL Texas; Jane's Due Process; The Lilith Fund; Medical Students for Choice; People's Community Clinic; Texas Freedom Network; Texas NOW; Texas Women's Coalition; Unite-Women.org—Austin Community College Campus; UT Law Students for Reproductive Justice; What Happens in Texas; Whole Woman's Health



MASTERS OF HORROR

MARTIN  
DONOVAN

COREIN  
BERRISEN

FROM FROB SCHMIDT

# RIGHT TO DIE

DIRECTOR OF WRONG TURN

WRITTEN BY JOHN ESPOSITO

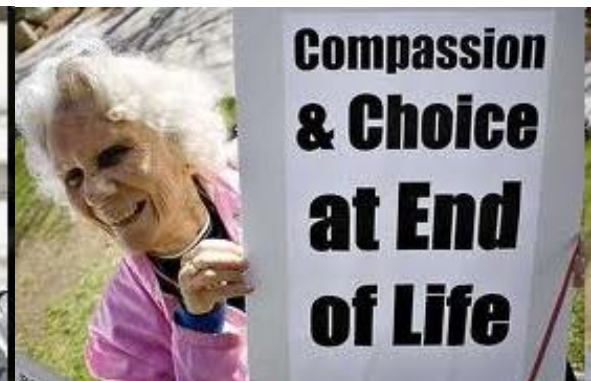
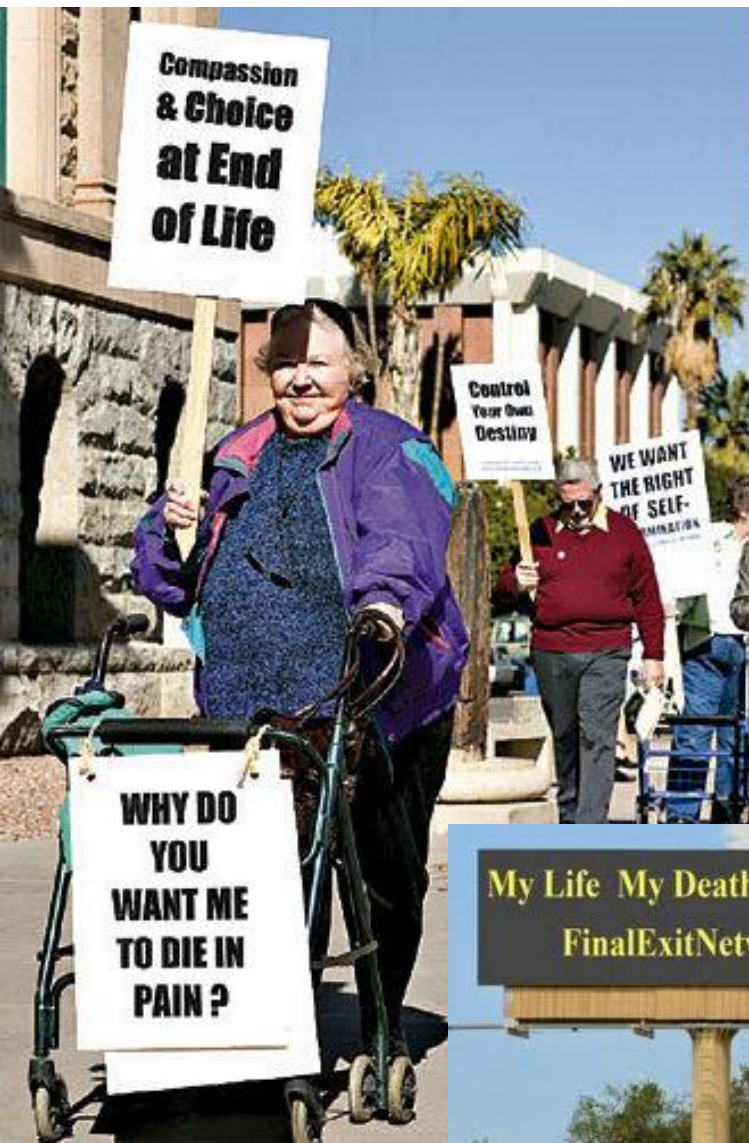
## RIGHT TO DIE:

**3 States have passed laws to provide critically ill patients the choice of "*Death with Dignity*" by allowing them the option of assisted suicide.**

**Patients always have the right to refuse treatment.**



**Assisted death will get increasing attention as aging “baby boomers” require additional medical care and are posed with life threatening choices.**



# Oregon Death with Dignity Act, 1994

- **Measure 16** of 1994 established the U.S. state of **Oregon's Death with Dignity Act** which legalizes physician-assisted dying with certain restrictions. Passage of this initiative made Oregon the first U.S. state and one of the first jurisdictions in the world to permit some terminally ill patients to determine the time of their own death.
- **Approved (51.3%)** in the November 1994 general election. 627,980 votes were cast in favor, 596,018 votes (48.7%) against.
- In 1997, a different law sought to **repeal the Death with Dignity act, but was rejected by 60% of voters.**
- The act was challenged by the George W. Bush administration, but was **upheld by the Supreme Court** of the United States in **Gonzales v. Oregon** in 2006.

# The Right to Die?

**Terri Schiavo** was kept alive despite family wishes after years of being in a *persistent vegetative state*; brought the attention and intervention of Congress and President Bush in 2005, leading to a dramatic drop in Bush approval ratings.

A *persistent vegetative state* is a disorder of consciousness in which patients with severe brain damage are in a state of partial arousal rather than true awareness. It is a diagnosis of some uncertainty in that it deals with a syndrome. After four weeks in a vegetative state (VS), the patient is classified as in a persistent vegetative state. This diagnosis is classified as a *permanent vegetative state* (PVS) after approximately 1 year of being in a vegetative state.



# The Right to Die: Legal in 3 States

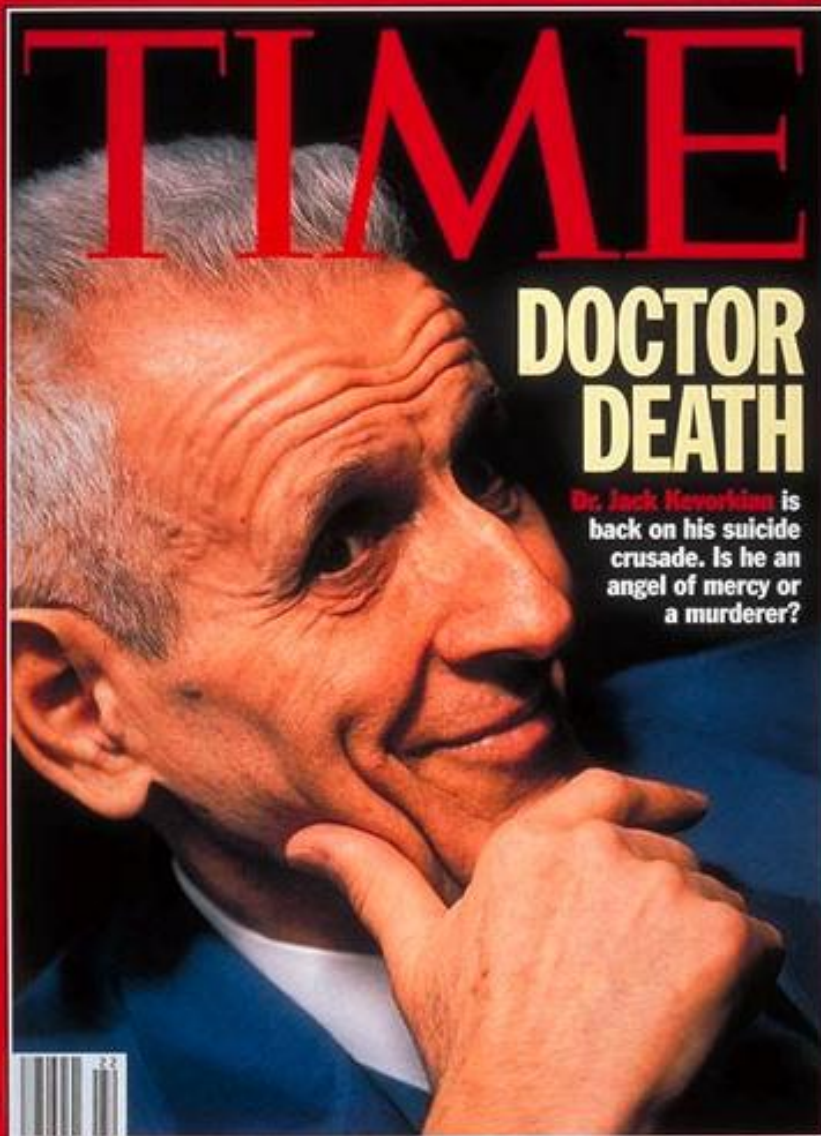
- Issue was clarified by defining the role of the doctor such that lethal medication had to be taken by the patient, NOT the doctor.
  - **Oregon** voters approved a limited “death with dignity” in 1994, 51% to 48%. Court once again disagreed and upheld Oregon’s right-to-die law by a 6-3 vote in **Gonzales v. Oregon (2006)**
  - **Washington, 2008** (I-1000, passed 58% to 42%)
  - **Montana, 2010** overwhelming support
- **Euthanasia**, where a physician or another third party administers a lethal medication, is illegal in every state.
- **Assisted suicide** is where the physician or **third party gives the patient the means to end his/her own life.** It is required in these states that the patient be of sound mind when requesting assisted suicide, as confirmed by a doctor and other witnesses, and that the patient be diagnosed with a terminal illness.

# DNR order

□ Court did note that individuals can terminate medical treatment if they were able to express, or had done so in writing via a living will or **DNR (do not resuscitate)**, their desire to have medical treatment terminated in the event they became incompetent.



Defibrillators are electro-shock devices used to revive people from heart attacks. They are now commonly available in public areas such as schools and sports events to resuscitate people from a death experience.



Dr Kevorkian is best known for publicly championing a terminal patient's right to die via *physician-assisted suicide*; he claims to have assisted at least 130 patients to that end. He famously said that "dying is not a crime."

Beginning in 1999 Kevorkian served eight years of a 10-to-25-year prison sentence for second-degree murder for giving patients lethal injections. He was later released on condition that he would not offer suicide advice to any other person. Such procedures are more common in Europe. He died in 2011.