**Constitutional Amendments & The Death Penalty**

 **Assignment 2 Exercise**

After reviewing your study guide, answer the questions and forward them to my email address, rschwill@bartlettschools.org .

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1. The first 10 Amendments to the U.S. Constitution are referred to as:

2. Provide witnesses in defense is provided in what amendment?

3. In the case of \_\_\_\_\_\_\_a national moratorium on executions due to arbitrary, capricious, and discriminatory manner in which it was applied

4. Freedom of religion in prison, where inmates are allowed to practice any recognized religion and have meals that follow religious doctrine (Muslims and pork) is addressed in what amendment?

5. Issues of legal searches by law enforcement and correctional authorities are addressed in what amendment?

6. Issues of assembly in correctional facilities is addressed in what amendment?

7. Speedy and public trial is addressed in what amendment?

08. Issues of legal seizures for law enforcement are addressed in what amendment?

09. Right to confront witnesses is addressed in what amendment?

10. The most important issue for this amendment is access to the courts for prison inmates.

11. Miranda v. Arizona - police to read a summary of defendant’s rights to persons interrogated is addressed in what amendment?

12. Issues such as demonstrations and when law enforcement can contain a crowd or gathering is addressed in what amendment?

 13. No self-incrimination (see In re Gault) is addressed in what amendment?

14. Due process of law is addressed in what amendment?

15. These amendments were applicable ONLY in federal cases until the \_\_\_\_\_\_\_ Amendment was adopted

16. Impartial jury is addressed in what amendment?

17. No double jeopardy (see juvenile section, Breed v. Jones) is addressed in what amendment?

18. Notice of charges is addressed in what amendment?

19. Since the Baze and Bowling v. Rees decision, a number of states have experienced problems obtaining the lethal injection drugs from their European manufacturers. This has caused states to alter their lethal injection protocols. Many European countries are against the death penalty and have stated that they will not supply drugs to be used in executions.

a) True

 b) False

20. Right to an attorney (Miranda v. Arizona, In re Gault) is addressed in what amendment?

21. \_\_\_\_\_\_ Amendment claims are numerous in prison inmate lawsuits for cruel and unusual punishment

22. Warrant clause: based on probable cause, with particularity of persons and places to be searched is addressed in what amendment?

23. The \_\_\_\_\_\_Amendment does not guarantee the right to bail, only that bail not be excessive

24. The \_\_\_\_\_ Amendment rights are restricted in correctional facilities

25. Fines cannot be excessive

26. Applies the due process rights guaranteed in the Bill of Rights in *state* proceedings

27. Death penalty supported by:

28. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ perspective focuses on deterrence and retribution

29. Research, however, notes that the death penalty is a deterrent to murder

 a) True

 b) False

30. In the case of \_\_\_\_\_\_\_\_\_ capital punishment reinstated with the following: bifurcated trial, one automatic appeal to the state supreme court, at least one aggravating factor, and proportionality review

31. In the case of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ the death sentence for crime of rape is unconstitutional

32. In the case of\_\_\_\_\_\_\_\_\_\_\_\_\_\_ capital punishment unconstitutional for developmentally challenged defendants

33.In the case of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ juries, not judges, must provide sentence of death

34. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ no death sentences for youths under the age of 18 at the time of the crime

35. In the case of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ lethal injection as a method of execution is constitutional

36. The \_\_\_\_\_\_\_\_\_\_Amendment applies the due process rights found in the first 10 Amendments to state trials

37. In hanging, the fall is supposed to break the neck, improper procedures can cause bifurcation.

 a) True

 b) False

38. More people are executed by this method than any other:

39. A ­­­\_\_\_\_\_\_\_\_ person team, all shoot live rounds except for one person, who shoots a blank round.

40. Gary Gilmore, the first person executed after the Gregg v. Georgia decision, was executed by \_\_\_\_\_\_\_\_ in Utah in 1977.

41. The first 10 Amendments to the U.S. Constitution were applicable **ONLY** in federal cases until the 14th Amendment was adopted.

1. True
2. False

42. Many states are looking at alternatives to lethal injection as European pharmaceutical companies do not support capital punishment and refuse to sell lethal injection drugs to the U.S.

 a) True

 b) False

43. Currently, the most often used form of execution is:

44. When an execution by lethal injection occurs in Tennessee, the electric chair is unbolted from the floor and removed. When an electrocution occurs

45. Prisoner is sealed in the gas chamber, cyanide tablets dropped into acid, which produces gas.

 Prisoner breathes in the gas, which has been known to cause seizures and frothing of the mouth, ultimately choking to death.

 a) True

 b) False