

QUESTIONS TO CONSIDER: FOR TLO

1. Read the Fourth Amendment to the U.S. Constitution. Using the words of the Amendment, try to make an argument that the search of T.L.O.'s purse was a violation of her Fourth Amendment rights.
2. Try to make an argument that the Fourth Amendment does not apply to students in public schools at all.
3. Under the circumstances outlined above, does the search of T.L.O.'s purse seem "reasonable" to you? Why or why not?
4. What procedures are in place in your school governing searches of students? Could a search like the one in this case happen in your school?
5. How should the Supreme Court of the United States rule in this case?
6. What amendments should be considered in this case?

QUESTIONS TO CONSIDER: FOR TINKER

1. Do you think that the school policy banning armbands was fair? Why or why not?
2. The students knew they would be suspended if they wore armbands to school and chose to do so anyway. Why do you think they ignored the rule?
3. The First Amendment says "Congress shall make no law . . . abridging the freedom of speech." Why do you think the Supreme Court of the United States has ruled that certain actions should have the same protection as verbal speech? Are these reasons valid?
4. In both *Schenck* and *Thornhill*, the Court seemed to make a rule that certain actions were guaranteed protection under the First Amendment's freedom of speech clause as long as those actions did not . . . What rule or test did the Court seem to make?
5. Pretend that students in your school wanted to protest the school-wide ban on smoking. Should they legally be allowed to protest by wearing T-shirts that read "Up with 'Butts!'"? Why or why not?
6. What amendments should be considered in this case?

