

TEXT LECTURE QUESTIONS (REPORTING CONCERNS)

1. FOIA's (Freedom of Information Acts)
 - a. What were the two principle federal acts governing access to information collected by the government and what did each address?
 - i. 1946 Administrative Procedures Act
 - ii. 1967/86 Freedom of Information Act
 - (1) What were specific provisions in this act for government response to requests (including the extension to this in 1996 below) and relative costs for that information?
 - (2) What is the general assumption behind exemptions to this act?
 - iii. 1996 Electronic Records amendment to the Freedom of Information Act
 - b. What seekers of information does the federal FOIA apply to?
 - c. What is redacting?
 - i. Who gets to determine what can be redacted?
 - ii. What are your avenues should you disagree with what's been redacted?
2. Sunshine Laws
 - a. What is the general presumption being such laws? (Remember the nature of republicanism.)
 - b. What is the specific federal statute providing sunshine?
 - i. What types of federal entities are subject to this law?
 - ii. How do you announce that a covered meeting is taking place?
 - iii. What are some typical exemptions to the federal sunshine law?
 - c. What is the Florida statute governing sunshine?
 - i. What are the typical exemptions to Florida's law?
 - ii. What are the law's specific rules governing notice?
 - iii. What punishments are in place for violations of Florida's sunshine law?
3. Courts and the Press
 - a. What is the central conflict between fair trial and press coverage?
 - i. What specific Constitutional amendments conflict with press coverage of court proceedings?
 - ii. What particular bodies have some kind of say over how and to what degree the press may cover court proceedings?
 - iii. What about coverage of court proceedings in the federal judicial system?
 - iv. Know the background and outcome of each of the following with respect to press coverage:
 - (1) Canon 35
 - (2) *Estes v. Texas* (1967)
 - (3) *Chandler v. Florida* (1981)
 - v. In cases where a defendant claims press contamination of his/her fair trial,

- who has the burden of proof?
- vi. What is the concern with pre-trial publicity?
 - (1) What are some judicial remedies for this?
 - vii. What are the concerns with publicity during the trial?
 - (1) What are some judicial remedies for this?
 - viii. Be able to identify the recommendations I offered in class regarding proper procedure for press in the courtroom.