

A decorative vertical bar on the left side of the slide, consisting of several vertical lines of varying shades of gray. To the right of these lines are several dark gray circles of different sizes, arranged in a roughly vertical line that tapers towards the bottom.

DUE PROCESS OF LAW

Part 7

DUE PROCESS

- 5th Amendment
 - “Federal Government cannot deprive any person of Life, Liberty or property, without due process of the Law”
- 14th Amendment
 - Same for the states and local government
- Supreme Court rules on due process on a case by case basis



OK SO WHAT DOES THAT MEAN???

- The government has to follow rules and established procedures in everything it does
 - Cannot skip parts of a trial
 - Cannot deny basic rights
- So the gov can put someone in jail even though it takes away their “life” and “Property”
 - BUT The government HAS to follow specific procedures in order to do this



I PLEAD THE 5TH...

- The Fifth Amendment protects criminal defendants from having to testify if they may incriminate
 - A witness may "plead the Fifth" and not answer if the witness believes answering the question may be self-incriminatory.
- Miranda vs Arizona
- You can't plead the fifth just because you don't want to answer a question

