

EXAMINABLE ARTICLES AND AMENDMENTS

Article/Amendment	Area of law (for purpose of bar exam)	Applies to	Right/restriction on government
Article I § 8	Constitutional law	Federal government	<ul style="list-style-type: none"> • General welfare clause • Commerce clause
Article I § 9, 10	Constitutional law	Federal government (§ 9) and states (§ 10)	<ul style="list-style-type: none"> • Bill of attainder • Ex post facto clause • Contracts clause (§ 10, applicable to states only)
Article IV § 2	Constitutional law	States	<ul style="list-style-type: none"> • Privileges and Immunities Clause – privileges of state citizenship
Article IV § 3	Constitutional law	Federal government	<ul style="list-style-type: none"> • Property clause
First Amendment	Constitutional law	Federal government (and states through 14 th Amendment)	<ul style="list-style-type: none"> • Freedom of speech • Freedom of assembly • Freedom of association and belief • Freedom of religion – free exercise clause and establishment clause
Fourth Amendment	Criminal procedure	Federal government (and states through 14 th Amendment)	<ul style="list-style-type: none"> • Searches and seizures
Fifth Amendment	Criminal procedure (and potentially property law)	Federal government (and states through 14 th Amendment)	<ul style="list-style-type: none"> • Privilege against self-incrimination • Taking clause (could be used in a cross-over question with property and constitutional law)
Sixth Amendment	Criminal procedure	Federal government (and states through 14 th Amendment)	<ul style="list-style-type: none"> • Right to counsel • Right to a speedy trial • Right to public trial

			<ul style="list-style-type: none"> • Right to trial by jury • Right to confront witnesses • Right to compulsory process for obtaining witness
Seventh Amendment	Civil procedure	Federal government (and states through 14 th Amendment)	<ul style="list-style-type: none"> • Right to trial by jury
Eighth Amendment	Criminal procedure	Federal government (and states through 14 th Amendment)	<ul style="list-style-type: none"> • Prohibition against cruel and unusual punishment
Tenth Amendment	Constitutional law	Federal government	<ul style="list-style-type: none"> • Invalidates federal legislation that dictates to the States how they must regulate a given problem
Eleventh Amendment	Constitutional law	Federal government	<ul style="list-style-type: none"> • Limits the availability of federal causes of action for money damages against state governments
Thirteenth Amendment	Constitutional law	States & private actors	<ul style="list-style-type: none"> • Prohibits slavery and involuntary servitude
Fourteenth Amendment	Constitutional law and criminal law	States	<ul style="list-style-type: none"> • Procedural due process • Substantive due process • Equal protection • Privileges and Immunities Clause – privileges of national citizenship • Voluntary confessions – Harmless error test
Fifteenth Amendment	Constitutional law	States & Federal government	<ul style="list-style-type: none"> • Prohibits denial of the right to vote on account of race or color • Allows Congress to adopt legislation protecting the right to vote from discrimination

