Catch the Wave Alliance for Community Media West Region Conference March 17, 2016

CAMPAIGN AND ELECTION COVERAGE: Policies You Need to Know – Legal Issues

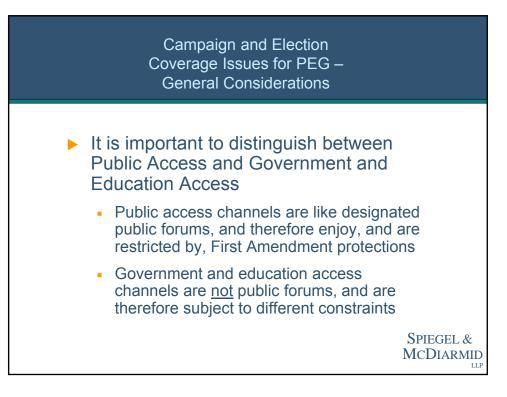
James N. Horwood 202-879-4000 james.horwood@spiegelmcd.com

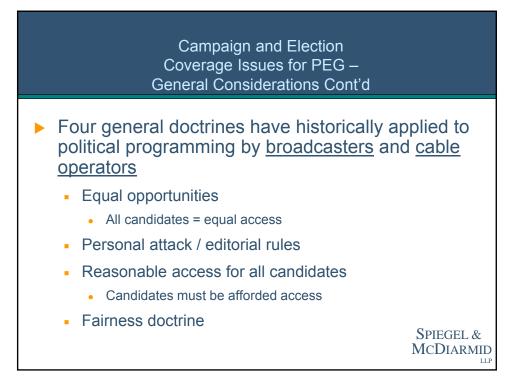
These slides are accompanied by an oral presentation and are not to be relied upon for legal advice.

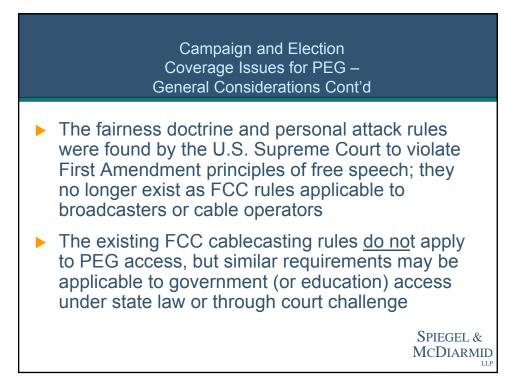
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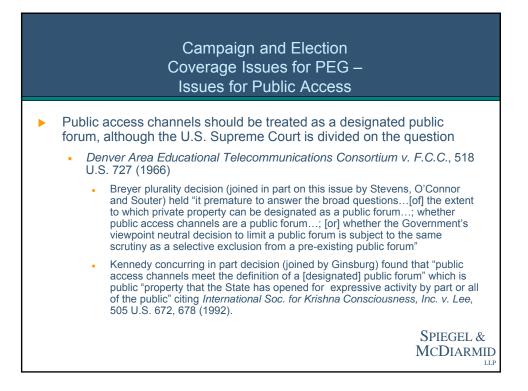
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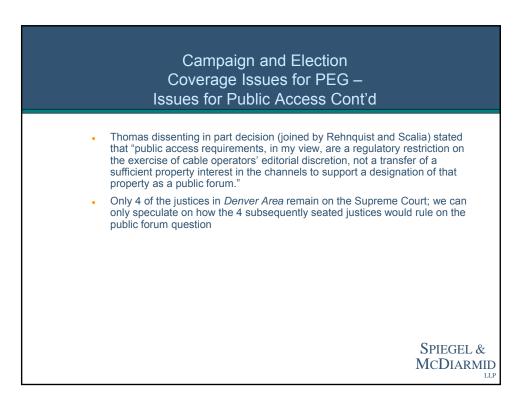
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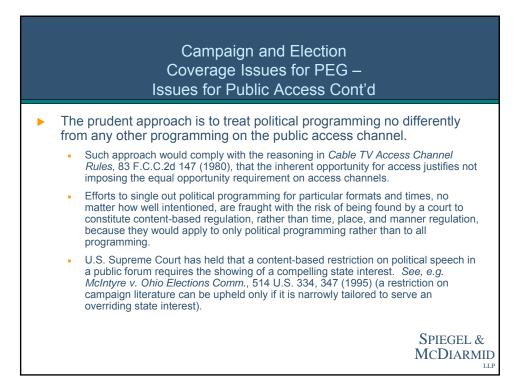


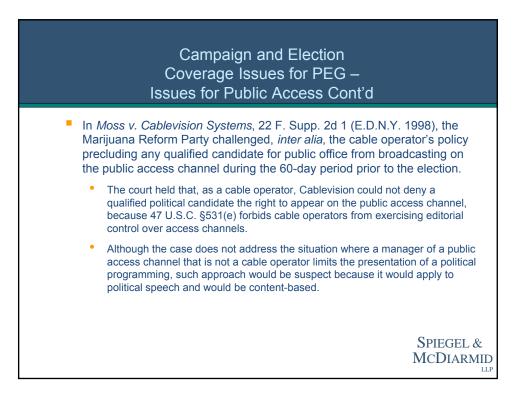


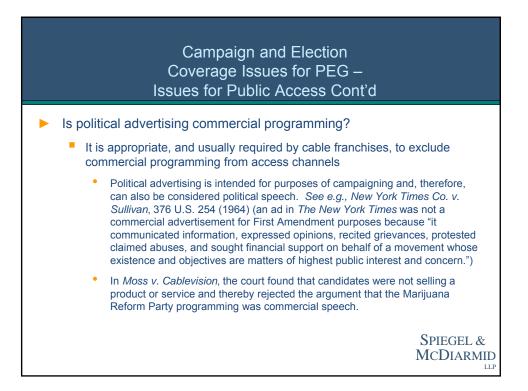


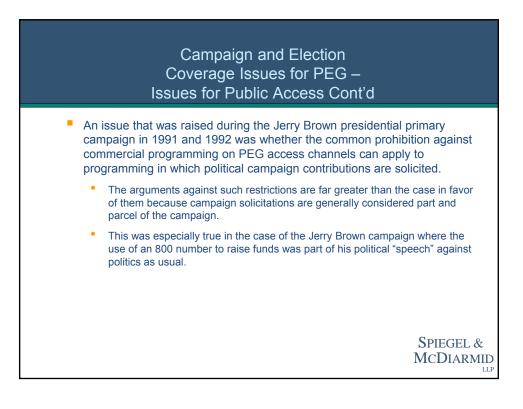


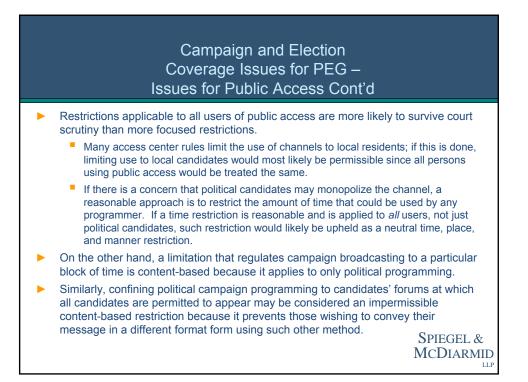




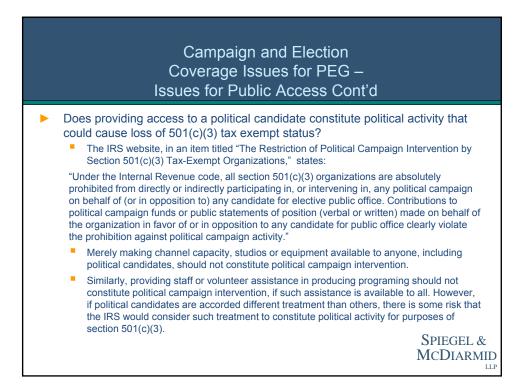


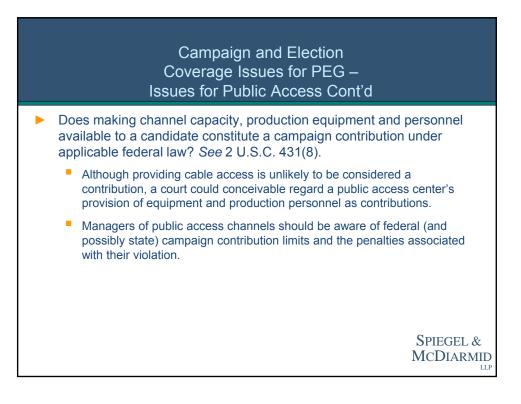


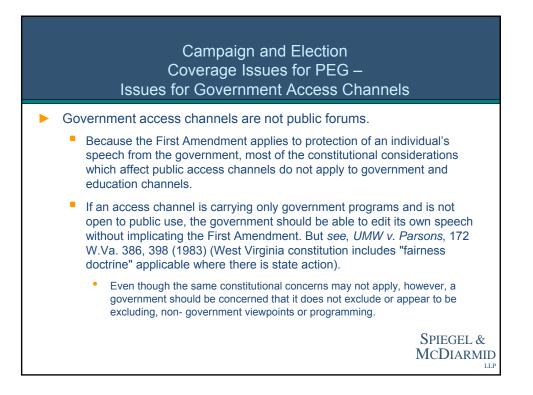


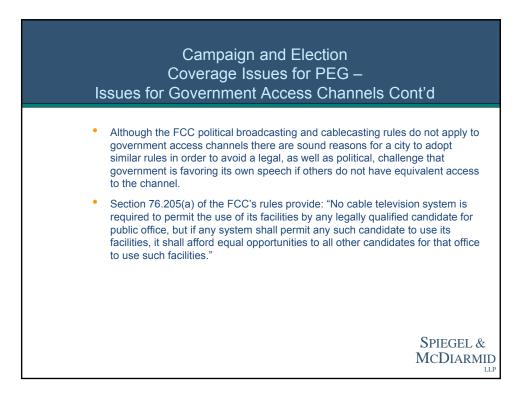


Campaign and Election Coverage Issues for PEG – Issues for Public Access Cont'd		
Decisions by the U.S. Supreme Court in recent years are increas protective of political "speech."	singly more	
Citizens United v. Federal Election Commission, 558 U.S. 310 (201 a statute that prohibited corporations and unions from using genera to make expenditures for "electioneering communications" or that e advocates the election or defeat of a candidate because it impermiss speech.	I treasury funds xpress by	
In McCutcheon v. Federal Election Commission, 572 U.S, 134 (2014), the Supreme Court expanded Citizens United to strike down limits on campaign contributions by a donor to federal candidates.		
In McCullen v. Coakley, 573 U.S, 134 S. Ct. 2518 (2014), the struck down a Massachusetts law that made it a crime to knowingly "public way or sidewalk" within 35 feet of an entrance or driveway to "reproductive health care facility" because the buffer zones imposed burdens on speech and burdened substantially more speech than n achieve the Commonwealth's interests.	stand in a any d serious	





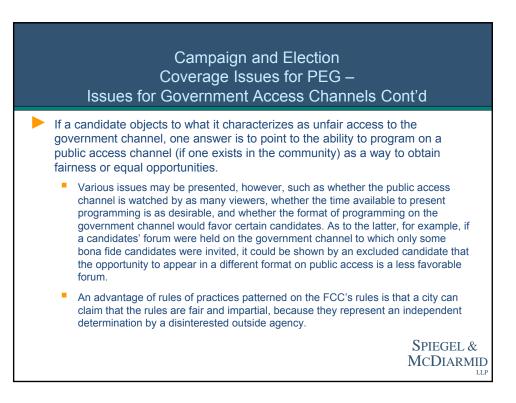


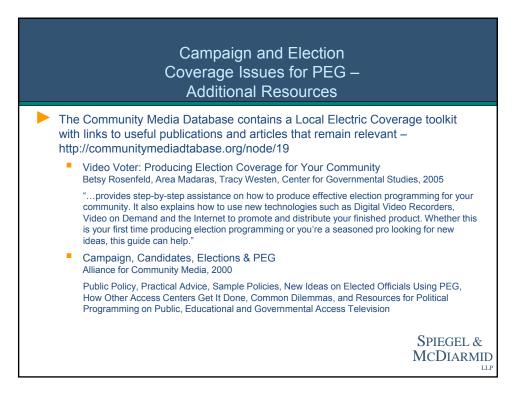




- And Section 76.205(e) adds: "In making time available to candidates for public office, no system shall make any discrimination between candidates in practices, regulations, facilities, or services for or in connection with the service rendered pursuant to this part, or make or give any preference to any candidate for public office or subject any such candidate to any prejudice or disadvantage; nor shall any system make any contract or other agreement which shall have the effect of permitting any legally qualified candidates for any public office to cablecast to the exclusion of other legally qualified candidates for the same public office."
- Candidate forums are a good way for political candidates and discussions to be carried on a government access channel. But all bona fide candidates should be invited to appear.
- Any state law requirements dealing with election programing need to be followed.

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James N. Horwood	
Spiegel & McDiarmid, LLP 1875 Eye Street, NW, Suite 700 Washington, DC 20036 202-879-4000	
james.horwood@spiegelmcd.com	
www.spiegelmcd.com	
	SPIEGEL & MCDIARMID