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S M I T H

# Unfree Speech

The Folly of Campaign Finance Reform



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# Unfree Speech The Folly Of Campaign Finance Reform

**Melvin I. Urofsky**



## **Unfree Speech The Folly Of Campaign Finance Reform:**

**Unfree Speech** Samantha Sellinger, 2009-02-09 At a time when campaign finance reform is widely viewed as synonymous with cleaning up Washington and promoting political equality Bradley Smith a nationally recognized expert on campaign finance reform argues that all restriction on campaign giving should be eliminated In *Unfree Speech* he presents a bold convincing argument for the repeal of laws that regulate political spending and contributions contending that they violate the right to free speech and ultimately diminish citizens power Smith demonstrates that these laws which often force ordinary people making modest contributions of cash or labor to register with the Federal Election Commission or various state agencies fail to accomplish their stated objectives In fact they have worked to entrench incumbents in office deaden campaign discourse burden grassroots political activity with needless regulation and distance Americans from an increasingly professional detached political class Rather than attempting to plug loopholes in campaign finance law or instituting taxpayer financed campaigns Smith proposes a return to core First Amendment values of free speech and an unfettered right to engage in political activity Smith finds that campaign contributions have little corrupting effect on the legislature and shows that an unrestrained system of contributions and spending actually enhances equality More money not less is needed in the political system Smith concludes *Unfree Speech* draws upon constitutional law and historical research to explain why campaign finance regulation is doomed and to illustrate the potentially drastic costs of efforts to make it succeed Whatever one thinks about the impact of money on electoral politics no one should take a final stand without reading Smith s controversial and important arguments

**Interest Groups and Campaign Finance Reform in the United States and Canada** Robert G Boatright, 2011-03-03 Interest groups shape tactics in response to restrictions on campaign activities

**The Campaign Finance Cases** Melvin I. Urofsky, 2020-10-23 Rarely does the Supreme Court reverse itself as quickly and profoundly as it did in recent campaign finance cases with the *Citizens United* decision of 2010 undoing the constraints of the McCain Feingold Act upheld in *McConnell v Federal Election Commission* 2003 And rarely have the stakes seemed so high as billionaires vie for elected office and dark money floods political campaigns In timely fashion this new edition updates Melvin Urofsky s classic study of campaign finance law bringing his cogent analysis of the relevant statutes and court cases up to date Urofsky explains in clear and convincing language what was and is at stake in the twists and turns of campaign finance laws taken up by the nation s highest court in the past decades Beginning with *Buckley v Valeo* 1976 and moving through *McConnell v Citizens United* and finally *McCutcheon v Federal Election Commission* 2014 Urofsky discusses the two principles at issue in these cases freedom of political speech and the protection of the political process from undue influence Conventional wisdom holds that in such cases liberals want greater restrictions and conservatives want corporations to have greater freedom to influence voters But working from a rich store of primary sources probing the motivations and ideas of all participants in the campaign finance legal story Urofsky reveals a far more complex picture one whose significance

transcends simple political ideologies In a time of controversies over political speech in the blogosphere social media and cable news and claims of electoral fraud *The Campaign Finance Cases* offers a much needed balanced account of how issues critical to American democracy figure in the adjudication of campaign finance law and how a changing political and media landscape might alter the process *Money and Free Speech* Melvin I. Urofsky, 2005 Money greases the wheels of American politics from the local level to the White House In the 2004 presidential campaign President George W Bush alone raised nearly 400 million in private and public funds nearly twenty times the combined total raised by John Kennedy and Richard Nixon in 1960 to defeat challenger John F Kerry further fueling anxiety over the power of money to dictate political results Melvin Urofsky one of our nation's most respected legal historians takes a fresh look at efforts to rein in campaign spending and counter efforts in the courts to preserve the status quo He offers a thoughtful and balanced overview of campaign finance reform and the legal responses to it from the Progressive era through the Supreme Court's landmark ruling in *McConnell v FEC* 2003 and its impact on the 2004 election Urofsky focuses especially on the 1971 Federal Election Campaign Act and 2002 McCain Feingold or Bipartisan Campaign Reform Act BCRA and on challenges to both in the Supreme Court In *Buckley v Valeo* 1976 the Court upheld contribution limits but struck down expenditure caps on First Amendment grounds In *McConnell* it upheld the key provisions of McCain Feingold In both cases however opponents argued that congressional control of campaign financing was an unconstitutional infringement of the free speech rights of campaign contributors Urofsky deftly steers the reader through this contentious and complex history revealing how both Congress and the courts have navigated uneasily between the Scylla of potential corruption and the Charybdis of suppressing political speech Ironically despite the Court's decision upholding McCain Feingold the 2004 presidential election was the most expensive in history because as Urofsky notes money is the mother's milk of politics and both candidates and donors will always find ways to keep it flowing His book provides an excellent and succinct guide to the controversies and historical debates emerging from that fact **Encyclopedia of Political Communication** Lynda Lee Kaid, Christina

Holtz-Bacha, 2008 Political communication began with the earliest studies of democratic discourse by Aristotle and Plato However modern political communication relies on an interdisciplinary base which draws on concepts from communication political science journalism sociology psychology history rhetoric and others This two volume resource considers political communication from a broad interdisciplinary perspective encompassing the many different roles that communication plays in political processes in the United States and around the world The *Encyclopedia of Political Communication* discusses the major theoretical approaches to the field including direct and limited effects theories agenda setting theories sociological theories framing and priming theories and other past and present conceptualizations With nearly 600 entries this resource pays considerable attention to important political messages such as political speeches televised political advertising political posters and print advertising televised political debates and Internet sites The audiences for political communications are

also central necessitating concentration on citizen reactions to political messages how the general public and voters in democratic systems respond to political messages and the effects of all types of media and message types Key Features Encompasses several channels of political communication including interpersonal and public communication radio television newspapers and the World Wide Web Provides news media coverage and journalistic analysis of politics political issues political figures and political institutions Concentrates on the field of political communication since the middle of the 20th century Emphasizes political communication from the point of view of the United States but there is substantial and important research and scholarship on political communication in international contexts Considers the role of communication in governing incorporating communication activities that influence the operation of executive legislative and judicial bodies political parties interest groups political action committees and other participants in political processes Key Themes Biographies Books Films Journals Television Democracy Democratization Education and Nonprofit Organizations Elections Government Operations and Institutions Legal and Regulatory Media Events Media Outlets and Programs Role of Media in Political Systems News Media Coverage of Politics Political Affairs Theoretical Approaches Types of Political Media Political Attitudes Political Campaigns Political Events Political Groups and Organizations Political Issues Political Journalism Theoretical Concepts Women in Politics The Encyclopedia of Political Communication is designed for libraries undergraduates and members of the public with an interest in political affairs Media and political professionals as well as government officials lobbyists and participants in independent political organizations will find these volumes useful in developing a better understanding of how the media and communication function in political settings [http://catdir.loc.gov/catdir/enhancements/fy0828/2007026514\\_d.html](http://catdir.loc.gov/catdir/enhancements/fy0828/2007026514_d.html)

**Paying for Democracy** Kevin Casas-Zamora, 2024-10-31 If the funding of parties and campaigns is a crucial issue for democratic theory and practice then the spread of State subsidies for parties is arguably the most important trend in contemporary political finance Using a large data set on political financing in more than 40 democracies the book offers an unprecedented comparative study of the features of party subsidies and their effects on campaign finance practices party systems and party organisations The book also provides a detailed empirical account of campaign finance in two of Latin America's most consolidated democracies Drawing upon extensive archival work and interviews this work sheds light on largely hidden aspects of politics in the developing world and questions widespread beliefs about political finance such as the rapid increase of campaign costs and the crucial role of television in this trend

**A Manifesto for Media Freedom** Brian C. Anderson, Adam D. Thierer, 2010-06-29 The alternative media revolution of the last twenty years has smashed the liberal monopoly over news outlets and created a true marketplace of ideas Rather than fight back with their own beliefs today's liberals work relentlessly to smother this new universe of political discourse under a tangle of campaign finance reform and media regulations Bestselling author Brian Anderson and Adam Thierer examine the crucial place of free political speech in our nation's history from the feisty polemics of Revolutionary era

pamphlets to the explosion of new media in the twenty first century Today shockingly freedom of political speech in America is facing sustained attacks unlike anything since the Alien and Sedition Acts of 1798 Anderson and Thierer debunk the principal arguments made in support of this counter revolutionary effort exposing the McCain Feingold Act of 2002 and recent FEC and FCC regulations of the blogosphere and airwaves as devastating muzzles on free speech A Manifesto for Media Freedom is both a wake up call for all Americans who care about their most fundamental rights and a strategy to guarantee an unfettered marketplace of ideas     Campaigns on the Cutting Edge, 2nd Edition Richard J. Semiatin,2013 Helping students make sense of how and why campaigns are changing this thoroughly updated second edition focuses on evaluating current trends and assesses how campaigns are making cutting edge changes on the presidential congressional and gubernatorial levels     *Cato Supreme Court Review* James L. Swanson,2003 Born in a high mountain holler Emerald has inherited the Healer s abilities passed down through her mother s generations She loves her home and is learning the Healer s ways when her father decides to uproot the family Leaving their generations behind they wander north to look for work A journey through childhood that will touch your heart and cling to your spirit     The Handbook of Communication and Corporate Reputation Craig E. Carroll,2015-04-10 With the latest insights from the world of communication studies into the nature of corporate reputation this new addition to Wiley Blackwell s series of handbooks on communication and media reflects the growing visibility of large businesses ethical profiles and tracks the benefits that positive public attitudes can bring Serves as the definitive research collection for a fast growing field featuring contributions by key international scholars Brings together state of the art communication studies insights on corporate reputation Identifies and addresses the lacunae in the research literature Applies new theoretical frameworks to corporate reputation

## The Enigmatic Realm of **Unfree Speech The Folly Of Campaign Finance Reform**: Unleashing the Language is Inner Magic

In a fast-paced digital era where connections and knowledge intertwine, the enigmatic realm of language reveals its inherent magic. Its capacity to stir emotions, ignite contemplation, and catalyze profound transformations is nothing in short supply of extraordinary. Within the captivating pages of **Unfree Speech The Folly Of Campaign Finance Reform** a literary masterpiece penned with a renowned author, readers embark on a transformative journey, unlocking the secrets and untapped potential embedded within each word. In this evaluation, we shall explore the book's core themes, assess its distinct writing style, and delve into its lasting effect on the hearts and minds of people who partake in its reading experience.

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