

2023 Survey Questionnaire

[A] Some people think that private colleges and universities should NOT be able to use race as a factor in admissions. Other people think that they should be able to.

[B] Some people think that private colleges and universities should be able to use race as a factor in admissions. Other people think that they should NOT be able to.

Q1A/B. What do you think?

1. Private colleges and universities should NOT be able to use race as a factor in admissions
2. Private colleges and universities should be able to use race as a factor in admissions

Q2A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. Private colleges and universities should NOT be able to use race as a factor in admissions
2. Private colleges and universities should be able to use race as a factor in admissions

[A] Some people think that public colleges and universities should NOT be able to use race as a factor in admissions. Other people think that they should be able to.

[B] Some people think that public colleges and universities should be able to use race as a factor in admissions. Other people think that they should NOT be able to.

Q3A/B. What do you think?

1. Public colleges and universities should NOT be able to use race as a factor in admissions
2. Public colleges and universities should be able to use race as a factor in admissions

Q4A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. Public colleges and universities should NOT be able to use race as a factor in admissions

2. Public colleges and universities should be able to use race as a factor in admissions

[A] Some people think that the language in the Constitution means that only state legislatures can regulate federal elections, without oversight from state courts. Other people think that state courts can exercise this oversight as they do in other areas.

[B] Some people think state courts can exercise oversight over federal elections as they do in other areas. Other people think that the language in the U.S. Constitution means that only state legislatures can regulate federal elections, without oversight from state courts.

Q5A/B. What do you think?

1. Only state legislatures can regulate federal elections, without oversight from state courts
2. State courts can exercise oversight over federal elections just like they do in other areas

Q6A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. Only state legislatures can regulate federal elections, without oversight from state courts
2. State courts can exercise oversight over federal elections just like they do in other areas

Colorado law prohibits businesses, including creative and artistic businesses, from discriminating against gay customers.

[A] Some people think this violates business owners' rights to free speech. Other people think this does NOT violate business owners' rights to free speech.

[B] Some think such a law does NOT violate business owners' rights to free speech. Other people think this violates business owners' rights to free speech.

Q7A/B. What do you think?

1. Such a law violates business owners' rights to free speech
2. Such a law does NOT violate business owners' rights to free speech

Q8A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. Such a law violates business owners' rights to free speech
2. Such a law does NOT violate business owners' rights to free speech

One fourth of Alabama voters are Black. Alabama recently created seven Congressional districts, with only one of them being a majority-Black district.

[A] Some people think the small number of districts in which Black voters are a majority violates Section 2 of the Voting Rights Act, which bans racial discrimination in voting policies, and that the state should be forced to redraw the districts. Other people disagree and say that the original plan with one majority-Black district is lawful.

[B] Some people say that the plan with one majority-Black district is lawful. Other people think the small number of districts in which Black voters are a majority violates Section 2 of the Voting Rights Act, which bans racial discrimination in voting policies, and that the state should be forced to redraw the districts.

Q9A/B. What do you think?

1. The state should be forced to redraw the districts
2. The original plan with one majority-Black district is lawful

Q10A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. The state should be forced to redraw the districts
2. The original plan with one majority-Black district is lawful

The Clean Water Act is a federal law that prohibits the "discharge of pollutants" into "navigable waters."

[A] Some people think that this should be read broadly, to include things like wetlands. Other people think that this should be read narrowly, to include only things like streams, rivers, and lakes.

[B] Some people think that this should be read narrowly, to include only things like streams, rivers, and lakes. Other people think that this should be read broadly, to include things like wetlands.

Q11A/B. What do you think?

1. The Clean Water Act should be read broadly, to include things like wetlands
2. The Clean Water Act should be read narrowly, to not include things like wetlands

Q12A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. The Clean Water Act should be read broadly, to include things like wetlands
2. The Clean Water Act should be read narrowly, to not include things like wetlands

California law prohibits the sale of pork from pigs that are kept in small cages.

[A] Some people think that such a law discriminates against commerce from other states because most pork comes from outside of California. Other people think that such a law does not discriminate against commerce from other states.

[B] Some people think such a law does not discriminate against commerce from other states. Other people think that such a law discriminates against commerce from other states because most pork comes from outside of California.

Q13A/B. What do you think?

1. Such law discriminates against commerce from other states
2. Such a law does NOT discriminate against commerce from other states

Q14A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. Such law discriminates against commerce from other states
2. Such a law does NOT discriminate against commerce from other states

In 1981, a photographer took a photo of the musician Prince. The artist Andy Warhol made changes to this photograph and used that to create a series of famous prints.

[A] Some people think that when images are transformed like this, the original creator is not entitled to any payment. Other people think that the original creator is entitled to payment because the image is still recognizable.

[B] Some people think that the original creator is entitled to payment because the image is still recognizable. Other people think that when images are transformed like this, the original creator is not entitled to any payment.

Q15A/B. What do you think?

1. The original creator is NOT entitled to payment
2. The original creator is entitled to payment

Q16A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. The original creator is NOT entitled to payment
2. The original creator is entitled to payment

Federal law states that internet companies are not responsible for hosting content that is posted by others.

[A] Some people think that large tech companies, such as Google, can be held responsible when their algorithm recommends certain content to users. Other people think that these companies cannot be held responsible for content recommended by the company's algorithms if that content was posted by other users.

[B] Some people think that large tech companies, such as Google, cannot be held responsible for content recommended by the company's algorithms if that content was posted by other users. Other people think that these companies can be held responsible when their algorithm recommends certain content to users.

Q17A/B. What do you think?

1. Companies CAN be held responsible when their algorithm recommends content to users
2. Companies CANNOT be held responsible when their algorithm recommends content to users

Q18A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. Companies CAN be held responsible when their algorithm recommends content to users
2. Companies CANNOT be held responsible when their algorithm recommends content to users

Federal law states that social media companies are not responsible for hosting content that is posted by others.

[A] Some people think that social media companies can be held responsible for aiding and abetting terrorism for not removing content and accounts promoting terrorism. Other people think that they cannot be held responsible.

[B] Some people think that social media companies cannot be held responsible for aiding and abetting terrorism not removing content and accounts promoting terrorism. Other people think that they can be held responsible.

Q19A/B. What do you think?

1. Social media companies CAN be held responsible
2. Social media companies CANNOT be held responsible

Q20A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. Social media companies CAN be held responsible
2. Social media companies CANNOT be held responsible

The Biden Administration announced plans to give up to \$20,000 in student loan forgiveness to people who make less than \$125,000 a year.

[A] Some people think that the Biden Administration overstepped its authority with this debt forgiveness plan. Other people disagree and think that the Biden Administration did not overstep its authority.

[B] Some people think that the Biden Administration did not overstep its authority with this debt forgiveness plan. Other people disagree and think that the Biden Administration overstepped its authority.

Q21A/B. What do you think?

1. The Biden Administration overstepped its authority with its debt forgiveness plan
2. The Biden Administration did NOT overstep its authority with its debt forgiveness plan

Q22A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. The Biden Administration overstepped its authority with its debt forgiveness plan
2. The Biden Administration did NOT overstep its authority with its debt forgiveness plan

[A] Some people think that striking union workers can be held responsible for damage or loss caused to an employer's property by employees stopping their work. Other people think that they cannot be held responsible because this would undermine the ability of union workers to strike.

[B] Some people think that striking union workers cannot be held responsible for damage or loss caused to an employer's property by employees stopping their work because this would undermine the ability of union workers to strike. Other people think that striking union workers can be held responsible.

Q23A/B. What do you think?

1. Union workers CAN be held responsible for such damage
2. Union workers CANNOT be held responsible for such damage

Q24A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. Union workers CAN be held responsible for such damage
2. Union workers CANNOT be held responsible for such damage

In 1978, Congress enacted a law that says that Native American children who are removed from their families should be placed with extended family members or foster homes of people who are also Native American.

[A] Some people think this law discriminates on the basis of race. Other people think it does NOT discriminate on the basis of race.

[B] Some people think this law does NOT discriminate on the basis of race. Other people think it discriminates on the basis of race.

Q25A/B. What do you think?

1. This law discriminates on the basis of race
2. This law does NOT discriminate on the basis of race

Q26A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. This law discriminates on the basis of race
2. This law does NOT discriminate on the basis of race

A postal worker refused to work on Sundays for religious reasons. The Postal Service agreed to help him find coworkers to swap shifts with, but when he could not find any coworkers to swap with and did not show up to work multiple times, he was disciplined and then quit.

[A] Some people think that this is NOT religious discrimination. Other people think that this is religious discrimination and that the employer should have to accommodate his beliefs and should not have disciplined him.

[B] Some people think that this is religious discrimination and that the employer should have to accommodate his beliefs and should not have disciplined him. Other people think that this is NOT religious discrimination.

Q27A/B. What do you think?

1. This is NOT religious discrimination
2. This is religious discrimination

Q28A/B. The Supreme Court will be deciding this issue soon. Regardless of your personal views, how do you think the Supreme Court will decide?

1. This is NOT religious discrimination
2. This is religious discrimination

*The Court's 1965 ruling in a case called *Griswold v. Connecticut* established a constitutional right of couples to use contraception, such as the birth control pill. Some people think that the Court should overrule *Griswold* and eliminate the constitutional right of couples to use contraception. Other people think that *Griswold* should be upheld, maintaining this right.*

Q29. What do you think?

1. The right of couples to use contraception should be eliminated
2. The right of couples to use contraception should be upheld

Q30. Although the Supreme Court has not announced plans to take on this issue, some have speculated that it could do so in the future. Regardless of your personal views, what do you think the Court will do?

1. The Supreme Court will eliminate the right of couples to use contraception
2. The Supreme Court will uphold the right of couples to use contraception

*The Court's 2003 ruling in a case called **Lawrence v. Texas** declared that states punishing people for engaging in homosexual conduct was unconstitutional. Some people think that the Court should overrule **Lawrence** and allow states to punish people for engaging in homosexual conduct. Other people think that **Lawrence** should be upheld, prohibiting states from doing this.*

Q31. What do you think?

1. States should be allowed to punish people for engaging in homosexual conduct
2. States should NOT be allowed to punish people for engaging in homosexual conduct

Q32. Although the Supreme Court has not announced plans to take on this issue, some have speculated that it could do so in the future. Regardless of your personal views, what do you think the Court will do?

1. The Supreme Court will allow states to punish people for engaging in homosexual conduct
2. The Supreme Court will NOT allow states to punish people for engaging in homosexual conduct

*The Court's 2015 ruling in a case called **Obergefell v. Hodges** held that states must recognize same-sex marriages. Some people think that the Court should overrule **Obergefell** and allow states to refuse to recognize same-sex marriages. Other people think that **Obergefell** should be upheld, maintaining that states must recognize same-sex marriages.*

Q33. What do you think?

1. States should be allowed refuse to recognize same-sex marriages
2. States must continue to recognize same-sex marriages

Q34. Although the Supreme Court has not announced plans to take on this issue, some have speculated that it could do so in the future. Regardless of your personal views, what do you think the Court will do?

1. The Supreme Court will allow states to refuse to recognize same-sex marriages
 2. The Supreme Court will say that states must continue to recognize same-sex marriages
-

*The Court's 1967 ruling in a case called *Loving v. Virginia* held that states cannot prevent two people of different races from marrying. Some people think that the Court should overrule *Loving* and allow states to prevent two people of different races from marrying. Other people think that *Loving* should be upheld, maintaining that states cannot prevent two people of different races from marrying.*

Q35. What do you think?

1. States should be allowed to prevent two people from different races from marrying
2. States should NOT be allowed to prevent two people from different races from marrying

Q36. Although the Supreme Court has not announced plans to take on this issue, some have speculated that it could do so in the future. Regardless of your personal views, what do you think the Court will do?

1. The Supreme Court will say that states are allowed to prevent two people from different races from marrying
2. The Supreme Court will say states should NOT be allowed to prevent two people from different races from marrying

Q37. In the past six months, how frequently would you say you have heard political leaders from the [Democratic/Republican] Party mention the Supreme Court?

1. Always
2. Often
3. Sometimes
4. Rarely
5. Never

Q38. In your view, how important is it for political leaders of the [Democratic/Republican] Party to talk about the kinds of justices they would like to see appointed to the Supreme Court?

1. Extremely Important
2. Very Important
3. Moderately Important
4. Slightly Important
5. Not Important

Q39. Can you name any case ever heard by the U.S. Supreme Court?

1. Yes

2. No

Q40_1_1 through **Q40_10_1**. Please list as many Supreme Court cases as you can in the boxes below, up to 10:

Q41. In your own words what would you say is the reputation of the Supreme Court?

How important are the following in how you feel about a Supreme Court justice?

Q42_1. Having good professional and educational qualifications

1. Extremely Important
2. Very Important
3. Moderately Important
4. Slightly Important
5. Not Important

Q42_2. Being likely to decide cases in a way that I agree with

1. Extremely Important
2. Very Important
3. Moderately Important
4. Slightly Important
5. Not Important

Q42_3. Being likely to follow the appropriate process of interpreting the law

1. Extremely Important
2. Very Important
3. Moderately Important
4. Slightly Important
5. Not Important

Q42_4. Being of the same party as me

1. Extremely Important
2. Very Important
3. Moderately Important
4. Slightly Important
5. Not Important

Q43. How much do you agree with the following statement: "It is important for leaders of the [Democratic/Republican] Party to criticize the Supreme Court"

1. Strongly Agree
2. Agree
3. Neither Agree nor Disagree
4. Disagree
5. Strongly Disagree

Q44. The Supreme Court has nine members. For the issues that we asked you about earlier, what do you think the breakdown in the votes on the Court would typically be?

1. 5-4
2. 6-3
3. 7-2
4. 8-1
5. 9-0

Q45. Some judges in the U.S. serve for a set number of years; others serve a life term. Do you happen to know whether the Justices of the U.S. Supreme Court serve for a set number of years or whether they serve a life term?

1. Set number of years
2. Life term
3. Neither

Q46. Do you happen to know who has the last say when there is a conflict over the meaning of the U.S. Constitution---the U.S. Supreme Court, the U.S. Congress, or the President?

1. U.S. Congress
2. U.S. Supreme Court
3. The President

Q47. Some judges in the U.S. are elected; others are appointed to the bench. Do you happen to know if the Justices of the U.S. Supreme Court are elected or appointed to the bench?

1. Elected to the bench
2. Appointed to the bench
3. Neither

Q48. Please select the name of the current Chief Justice of the United States from the choices below:

1. Sonia Sotomayor

2. Samuel Alito
3. Elena Kagan
4. John Roberts
5. Neil Gorsuch

Q49. Please select the name of the Justice who most recently joined the U.S. Supreme Court from the choices below:

1. Sonia Sotomayor
2. Ketanji Brown Jackson
3. John Roberts
4. Brett Kavanaugh
5. Amy Coney Barrett

Q50. Supreme Court justices are appointed by the President of the United States. How many of the current nine justices do you think were appointed by Republican presidents?

1. 1 out of 9
2. 2 out of 9
3. 3 out of 9
4. 4 out of 9
5. 5 out of 9
6. 6 out of 9
7. 7 out of 9
8. 8 out of 9
9. 9 out of 9
10. 0 out of 9

Q51. How much do you think the political party of the appointing president affects how Supreme Court justices decide cases?

1. A great deal
2. A lot
3. A moderate amount
4. A little
5. Not at all

Q52. How much do you approve of the performance of the Supreme Court?

1. Strongly Approve
2. Somewhat Approve
3. Neither Approve nor Disapprove
4. Somewhat Disapprove

5. Strongly Disapprove

Do you agree or disagree with the following statements?

Q53_1. Judges at odds with the people should be removed.

1. Strongly Agree
2. Agree
3. Neither Agree nor Disagree
4. Disagree
5. Strongly Disagree

Q53_2. The U.S. Supreme Court has become too independent and should be reined in.

1. Strongly Agree
2. Agree
3. Neither Agree nor Disagree
4. Disagree
5. Strongly Disagree

Q53_3. If the U.S. Supreme Court started making a lot of decisions that most people disagree with, it might be better to do away with the Supreme Court altogether.

1. Strongly Agree
2. Agree
3. Neither Agree nor Disagree
4. Disagree
5. Strongly Disagree

Q53_4. The U.S. Supreme Court gets too mixed up in politics.

1. Strongly Agree
2. Agree
3. Neither Agree nor Disagree
4. Disagree
5. Strongly Disagree

Q53_5. The U.S. Supreme Court can be trusted to make decisions that are right for the country as a whole.

1. Strongly Agree
2. Agree
3. Neither Agree nor Disagree
4. Disagree

5. Strongly Disagree

Q54. Where would you place YOURSELF on the following scale?

[EXTREMELY LIBERAL

EXTREMELY CONSERVATIVE]

Q55. Where would you place THE CURRENT SUPREME COURT on the following scale?

[EXTREMELY LIBERAL

EXTREMELY CONSERVATIVE]

Q56. The U.S. Supreme Court has nine members. Some people believe that Congress should expand the size of the Supreme Court, allowing the current president to appoint one or more new Justices. Do you agree or disagree that the size of the Supreme Court should be increased?

1. Strongly agree
2. Somewhat agree
3. Neither agree nor disagree
4. Somewhat disagree
5. Strongly disagree

Q57. U.S. Supreme Court Justices currently serve life terms. Some people think that, instead, Supreme Court Justices should be limited to 18-year terms. Do you agree or disagree that there should be such term limits for Supreme Court Justices?

1. Strongly agree
2. Somewhat agree
3. Neither agree nor disagree
4. Somewhat disagree
5. Strongly disagree