

Miranda Rights:
wait, who's She?



[http://www.mirandawarning.org/whatar
eyourmirandarights.html](http://www.mirandawarning.org/whatar
eyourmirandarights.html)

MIRANDA WARNING

1

You have the right to remain silent.



2

Anything you say can and will be used against you in a court of law.



3

You have the right to an attorney.



4

If you cannot afford an attorney, one will be provided for you.



5

Do you understand the rights I have just read to you?
With these rights in mind, do you wish to speak to me?



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origin of Miranda Rights

Where do our Miranda rights originate from?

- ★ Our Miranda rights come from the Fifth and Sixth Amendment of the United States Constitution.
 - The Fifth Amendment has to do with a person's right against self-incrimination. This applies not only when they are on the witness stand in court, but in any context. This means that citizens have the right not to speak to the police in fear of saying something that might incriminate themselves.
 - The Sixth Amendment right to have counsel when they are under arrest, when they are suspected of a crime; the Sixth Amendment right to have protection of counsel.
- ★ The Miranda Warning specifically originated in the 1966 U.S. Supreme Court case of *Miranda v. Arizona*. Here, the U.S. Supreme Court basically said that for those specific rights to be meaningful, a suspect has to be aware of them.
 - If you aren't aware of a concept or right, how are you supposed to use it?

“You have the right to remain silent. Anything you say can and will be used against you in a court of law. You have the right to an attorney. If you cannot afford an attorney, one will be provided for you. Do you understand the rights I have just read to you? With these rights in mind, do you wish to speak to me?”

Let's see what else we can find!

Hop onto <http://www.mirandawarning.org/whatareyourmirandarights.html> and let's discover a few more details about these rights!

- When must police read you your rights?
- Can remaining silent be used against someone?
- What is the best way to exercise your Miranda rights?

- ★ **Exit Ticket:** What would you change about our Miranda rights (additional laws, get rid of any parts, etc.)?
- If nothing, do you think this is beneficial for citizens? Why or why not?