

**Table 2. PROPOSED DISPOSITION OF THE RELIGION CLAUSE CASES**

Date	Case Name	Held?	Proposed Holding	State Action Challenged (page in text where case discussed)
1940	Cantwell	U	I	Conviction for soliciting money without municipal council approval
1943	Barnette	U	I	Refusal to exempt child from flag salute
1944	Prince	C	C	Refusal to exempt sale of religious magazines from child labor laws
1944	Ballard	C	U*	Mail fraud conviction for representations about religious experiences
1947	Everson	C	C	Reimbursement of bus fares for children attending parochial school
1948	McCollum	U	U	"Released time" conducted on school grounds by religious teachers
1952	Zorach	C	C	"Released time" conducted off school grounds
1952	Kedroff	U	U	Refusal to recognize bishop's right to control church property
1961	McGowan	C	F	Maryland's Sunday Closing Laws
1961	Braunfeld	C	C	Refusal to grant exemption from Sunday Closing Laws to Orthodox Jew
1961	Torcaso	U	U	Requirement that applicant for notary license declare belief in God
1962	Engel	U	U	Daily recitation of prayers composed by state board of regents
1963	Schempp	U	U	Statute requiring reading of Bible verses to start each school day
1963	Sherbert	U	C*	Unemployment compensation denied to Sabbatarian for refusal to work
1965	Seeger	U	C*	Conscientious objector required to declare belief in a Supreme Being
1968	Allen	C	C	Public schools required to loan free textbooks to private schools
1968	Epperson	U	C*	Statute prohibiting teaching of evolution
1969	Hull	U	U	Use of "departure from doctrine" test in terminating religious trust
1970	Walz	C	C	Statute granting property tax exemptions to religious organizations
1970	Welsh	U	C*	Requirement that conscientious objectors have religious belief
1971	Gillette	C	C	Requirement that conscientious objectors be opposed to all wars
1971	Lemon	U	C*	State subsidies to teachers at private schools
1971	Tilton	C	C	Federal subsidies to private colleges
1972	Yoder	U	C*	Refusal to exempt Amish from compulsory school attendance law
1973	Hunt	C	C	State issuance of revenue bonds for Baptist college
1973	Nyquist	U	C*	Subsidies, tuition reimbursement and tax credits for private schools
1975	Meek	U	C*	Auxiliary services and instructional materials given to schools
1976	Milivojevich	U	U	State court's requirement of "due process" when Bishop
1976	Roemer	C	C	Payment of block grants to private colleges
1977	TWA	C	C	Employer's refusal to accommodate Sabbatarian's work schedule EEOC regulations

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1977 Wolman	U	C*	Providing instructional materials and field trips to private schools
1977 Maynard	U	I	Conviction for covering state motto on license plate because religious objection
1980 Stone	U	F	Requirement that Ten Commandments be posted on wall of each classroom
1981 Thomas	U	C*	Unemployment compensation denied to worker quitting for reasons
1981 Widmar	U	U	University's denial of facilities for groups for worship
1981 Lee	C	C	Refusal to exempt Amish from contribution to Social Security system
1982 Larson	U	U	State requirement of registration by charitable organizations receiving less than 50% of revenues from membership
1982 Larkin	U	I	Statute granting neighboring churches veto power over liquor license
1983 Mueller	C	C	Income tax deductions for cost of sending children to private schools
1983 Marsh	C	C	Employment of a chaplain to the state legislature
1984 Lynch	C	C	Expenditure of City funds for nativity scene in Christmas display
1985 Wallace	U	C*	State statute authorizing moment of silent meditation "and prayer"
1985 Thornton	U	U	State statute requiring accommodation to employee's Sabbath
1985 Grand Rapids	U	C*	Public schools giving remedial education in private schools (Title I)
1985 Felton	U	C*	Public school teachers giving remedial education in private schools
1986 Witters	C	C	Vocational rehabilitation aid for blind student to become pastor
1986 Goldman	C	C	Dismissal for wearing yarmulke in violation of Air Force regulations
1986 Bowen v. Roy	C	C	Use of social security number over objection of American Indian parent
1987 Edwards	U	C*	Statute requiring creation science to be taught along with evolution
1988 Lyng	C	C	Destruction of Indian worship sites by national forest development
1988 AFLA	C	C	Federal grants to religious groups for sexuality and parenthood counseling
1989 Bullock	U	C*	Tax exemption limited to religious publications
1989 Allegheny	U	C*	Display of crèche adjacent to County office building

#### KEY TO PROPOSED HOLDINGS:

C = Constitutional

F = Requires further factual analysis of potential discriminatory animus

I = Unconstitutional on grounds independent of the religion clauses

U = Unconstitutional based on the religion clauses

\* = Proposed holding differs from Court's holding