



Dr. Hans Lind

***The Artistic Protection Acts: Paradigm Changes in United States First
Amendment Jurisprudence?***

MPIL Agora

April 10, 15:00-16:00

In the United States, a wave of federal and state legislation has been launched to counter an established court practice that constrains constitutional rights, in particular the freedom of speech (First Amendment). California has enacted the *Decriminalizing Artistic Expression Act* in 2022. In New York, a similar bill has been proposed (New York Assembly Bill A8681). A federal bill (*Restoring Artistic Protection Act of 2022*) has recently been introduced to Congress.

This new wave of legislation is a result of several scholars (including me) having criticized that courts inadequately address certain performative practices that are mainly used in black communities to establish individual and collective identities and that ultimately serve the empowerment of the latter groups. These performative practices include Hip-Hop and Rap Music, Slams, and Dissing and Flexing on social media.

In this talk Dr Lind will explain the history of this jurisprudential practice, the current federal and state legislation, and the suitability of the proposed bills to counter the problem.

About the Speaker

Hans Lind is Faculty at the Yale Center for International and Professional Experience and Coordinator (lead) of the working group “Cultural Foundations of Law and Public Administration” funded by the Yale Whitney Humanities Center.

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