OUR MISSION

The goal of the New England First Amendment Coalition is to defend, promote and expand public access to government and the work it does. The coalition is a broad-based organization of people who believe in the power of transparency in a democratic society. Its members include lawyers, journalists, historians, librarians and academics, as well as private citizens and organizations whose core beliefs include the principles of the First Amendment. The coalition aspires to advance and protect the five freedoms of the First Amendment and the principle of the public’s right to know, in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island and Vermont. In collaboration with other like-minded advocacy organizations, NEFAC also seeks to advance understanding of the First Amendment across the nation and freedom of speech and press issues around the world.

Government accountability requires an informed citizenry and a vigorous free press. Since its founding, NEFAC has been providing the tools needed to keep the public informed and our First Amendment strong. We need your help sustaining the effort. Thank you for your support.

**Major Supporters**

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WHAT WE’RE DOING

01.06.15 | Maine Judge Bars Reporting of Court Testimony, NEFAC Denounces Pre-Publication Censorship

“This pre-publication censorship is a strike to the First Amendment and the public’s right to know about its court system and those accused of crimes. It is extremely concerning that a judge of this stature would disregard such fundamental First Amendment protections in issuing this order.”

01.23.15 | NEFAC, Media Organizations Argue For Release of Mugshots Taken By U.S. Marshals Service

03.11.15 | NEFAC Calls for Correctional System Transparency, Reintroduction of Private Prison Information Act

03.11.15 | NEFAC Concerned About Criminal Record Access, Mass. Decisions to Allow Withholding of Arrest Info

03.12.15 | NEFAC, Alliance Urge Passage of Mass. Public Records Modernization Bill

03.15.15 | NEFAC Joins National Sunshine Week Celebration, Calls for FOIA Reform and State-Based Advocacy

03.20.15 | Coalition Sponsors Egyptian Comedian Bassem Youssef Discussion on Role of Satire in Changing International Landscape

03.22.15 | NEFAC Announces Additions to Leadership; Journalism, Communication Experts Join Board

04.13.15 | NEFAC Files Amicus in Mass. Political Speech Case: Statute Presents ‘Grave Concerns’ to Press Freedoms

04.20.15 | NEFAC Urges Conn. Legislators to Support HB 6750; Original Arrest Records Bill ‘Strikes Right Balance’

05.06.15 | NEFAC Urges Conn. Legislators to Support HB 6753; Original Arrest Records Bill ‘Strikes Right Balance’

05.15.15 | NEFAC, Alliance Urge Passage of Mass. Public Records Modernization Bill

05.26.15 | NEFAC Testifies in Support of Public Records Bills; Director Cites Lack of Access and Need for Reform

2015 NEW ENGLAND FIRST AMENDMENT AWARDS

NEFAC hosted its fifth annual New England First Amendment Awards luncheon on Feb. 20 in Boston, honoring former federal judge Nancy Gertner with its 2015 Stephen Hamblett First Amendment Award. The award is named after the former publisher of the Providence Journal and given to an individual who has promoted, defended or advocated for the First Amendment. During the luncheon, we also honored slain journalist James Foley with our annual Freedom of Information Award and announced the James W. Foley Scholarship, which would allow a local journalist to attend our New England First Amendment Institute each year at no cost. Harriet Cady, a long-time open government advocate from New Hampshire, received our Antonia Orfield Citizenship Award.

“[Nancy Gertner]: For the most part, state courts all across the country have been dealing with cameras for almost 40 years and the republic still stands.”

“[John Foley]: We need to protect each other. Otherwise, there is no freedom of the press. We can talk about it, but if we don’t protect it, then it’s not going to be there.”

This potentially ascribes liability to publishers of third-party information, even when the public well understands that they are not the originators of that speech. Newspapers routinely carry letters to the editor, advertisements and other forms of third-party media. Under one reading of Section 42, a newspaper could be responsible for any and all falsehoods in those pieces.”

“[Harriet Cady]: For two decades, Connecticut citizens relied on § 1-210(b)(3) of the state’s FOI statute to govern the public’s access to criminal records. . . . The Supreme Court last year, unfortunately, tipped the scale in favor of secrecy by ruling that a different section of the FOI statute governed requests for criminal records.”

“[Peter Panis]: These records are essential to the public’s understanding of the judicial system. While changes in technology can make it easier for citizens to access public records, innovation may also unintentionally inhibit that access. We want to make sure the long-standing tradition of public access to court records is maintained.”

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06.12.15 NEFAC Calls Mass. AG’s Enforcement of Public Records Law Important First Step But Reform Still Needed

06.16.15 NEFAC Testifies at Mass. Court Records Hearing; Calls on State Committee to Improve Public Access

“Public access to court records is not just a public benefit to the here and now, it is part of this Commonwealth's proud legal heritage. The law has been pretty clear, for a long time, that strictly speaking there is no privacy interest in court records and information that is publicly available in our courtrooms.”

07.20.15 NEFAC Calls for Action to Help Mass. Public Records Reform; Legislation to Improve Access to Information at Risk

08.03.15 NEFAC Renews Call for Mass. Public Records Law Reform in Wake of Governor’s Administrative Guidance

08.05.15 Statement of NEFAC, Open Government Alliance On Galvin’s Public Records Initiative in Massachusetts

08.10.15 Victory for First Amendment in Mass. Political Speech Case; NEFAC Filed Amicus Defending Press Rights

“There had this criminal statute been upheld, there could have been disastrous consequences for publishers and reporters throughout the Commonwealth.”

08.17.15 NEFAC, Media Organizations Urge President Obama to Stop Excessive Controls on Public Information

08.18.15 NEFAC Announces Additions to Leadership; Editor, Publisher and University Dean Join Board

10.08.15 After Recent Inadequate Public Records Responses, NEFAC and Open Government Advocates Call on R.I. Gov. Raimondo to Promote Transparency

10.19.15 NEFAC Statement on Oct. 19 Meeting with Staff of R.I. Gov. Gina Raimondo About APRA Concerns

“There are many other injustices, many of them undetected, that await your good reporting.”

Walter V. Robinson

11.18.15 MassFOIA Encouraged by House Public Records Legislation
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<td>Be Careful on Information Compromise</td>
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<td>Citizens Need More Information, Not Less</td>
<td>Mitchell Pearlman</td>
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<td>Bob McGovern: Ruling Reaffirms First Amendment Freedoms</td>
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<td>Mass. Public Records Reform is in Everyone’s Interest</td>
<td>Amanda Palmeira</td>
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**WHAT WE’RE SAYING: A Selection of Blog Posts and Press Quotes**

*“This order is a major strike to the First Amendment and the public’s right to know about its court system and those accused of crimes. It is pre-publication censorship and almost certainly an unconstitutional prior restraint. It is disappointing that a judge of this stature would disregard such fundamental First Amendment protections.” — NEFAC’s Justin Silverman*

*“Requiring public record requesters to identify themselves violates the law. State agencies should not be able to unilaterally decide which parts of the law they are going to follow. They are obligated to follow APRA and that means disclosing requested information without requiring identification first.” — NEFAC’s Robert Bertsche*

*“The Legislature has been making real progress in clarifying and simplifying Vermont’s laws on public meetings and public records. The League’s proposal would be a giant step backward.” — NEFAC’s Justin Silverman*

*“The concept of an open and accountable government is essential in any democracy. Unfortunately the trend over much of the past 40 years has been to close down critical government information that had been open to public scrutiny with the passage of freedom of information laws. Unless this trend is reversed, I fear that our democracy will continue to wither, if not die.” — NEFAC’s Robert Bertsche*

*“We have to remember that this is a government of the people, by the people and for the people. Public officials are our servants working for us and we need to know what they’re doing so we can properly oversee what they’re doing on our behalf.” — NEFAC’s Robert Bertsche*

*“It’s an important principle in all jurisdictions. All news organizations realize that this kind of commentary is quite common. If it became actionable, it would be a big change in the law and in how people communicate with each other in print, online and even face to face.” — NEFAC’s Jonathan Albano*

*“We are outnumbered. The rise of PR and the decline of watchdog journalism should be a serious concern for the public. The goals of the news media and the PR industry are often at odds. We need to support a healthy Fourth Estate.” — NEFAC’s Justin Silverman*
New England First Amendment Coalition
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Westborough MA 01581

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Justin Silverman, Esq.

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The New England First Amendment Coalition defends, promotes and expands freedom of information and public access to the government and the work it does. NEFAC is a 501(c)(3) non-profit corporation. Learn more about NEFAC at www.nefirstamendment.org. Subscribe to our newsletter at www.tinyurl.com/nefacsubscribe. Contributions can be made at www.tinyurl.com/supportnefac.