

**Supreme Court**

**Erases Arkansas**

**Evolution Law**

Washington, D.C.—(RNS)—The U.S. Supreme Court ruled unconstitutional an Arkansas law which forbade the teaching of any theory that man evolved from other species of life.

In a unanimous decision the court said that when the state enforced the 1928 law it was not being neutral with respect to religion and ostensibly was showing favor toward fundamentalist points of view on the origin of man, taught by a literal interpretation of Genesis.

Justice Abe Fortas, writing the opinion, said Arkansas' "unfounded right to prescribe the curriculum for its public schools does not carry with it the right to prohibit, on pain of criminal penalty, the teaching of a scientific theory or doctrine where that prohibition is based upon reasons that violate the first Amendment."

"In the present case," Justice Fortas wrote, "there can be no doubt that Arkansas has sought to prevent its teachers from discussing the theory of evolution because it is contrary to the belief of some that the book of Genesis must be the exclusive source of doctrine as to the origin of man."

The "monkey law," as it is sometimes called, is one of three such statutes remaining in the states, carry-overs from religious zeal against the theories expounded by Charles Darwin, Tennessee and Mississippi still have such laws termed "anachronistic" by Justice John Harlan in a separate supporting opinion.

Justice Fortas said the Arkansas law cannot be defended as an act of religious neutrality, as was purported by the state's advocate before the Court last month. "Arkansas did not seek to excise from the curricula of its schools and universities all discussion of the origin of man. The law's effort was confined to an attempt to blot out a particular theory because of supposed conflict with the Biblical account, literally read."

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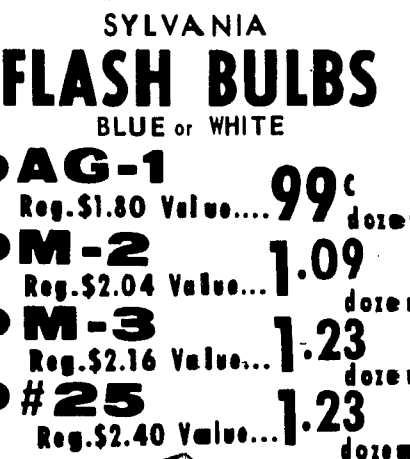
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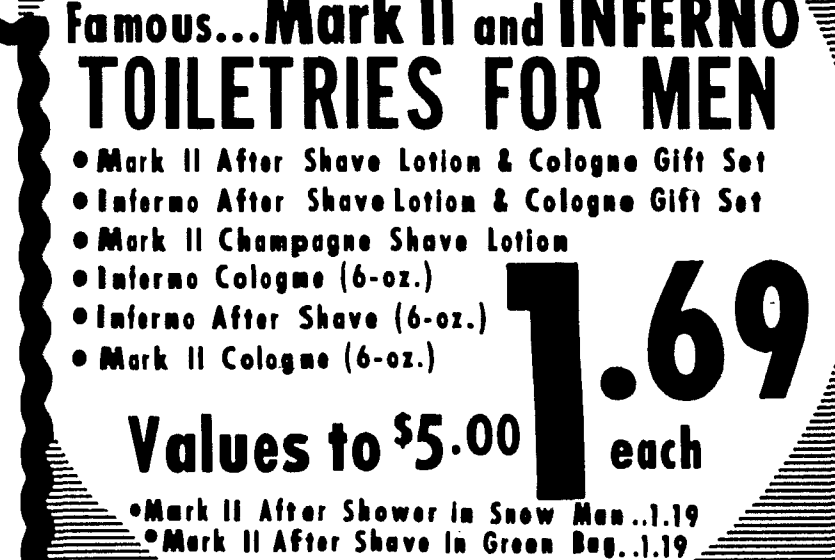
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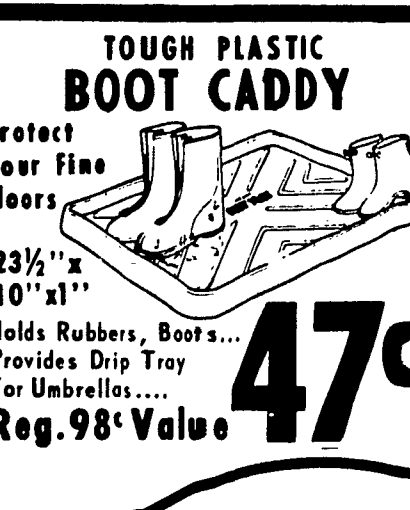
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