

Daily Survey: Supreme Court Ideology

January 26 - 27, 2022 - 1000 US Adult Citizens



1. Breyer Favorability

Do you have a favorable or an unfavorable opinion of Stephen Breyer?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Very favorable	12%	14%	11%	7%	8%	13%	21%	12%	12%	11%	14%
Somewhat favorable	19%	21%	17%	18%	17%	17%	24%	18%	10%	27%	27%
Somewhat unfavorable	13%	16%	11%	9%	9%	15%	21%	14%	13%	8%	19%
Very unfavorable	7%	10%	5%	5%	7%	9%	6%	9%	3%	3%	4%
Don't know	48%	39%	57%	61%	59%	45%	28%	46%	62%	51%	36%
Totals	99%	100%	101%	100%	100%	99%	100%	99%	100%	100%	100%
Unweighted N	(996)	(459)	(537)	(180)	(215)	(368)	(233)	(719)	(124)	(85)	(68)

	Party ID			2020 Vote		Family Income (3 category)			Census Region				
	Total	Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Very favorable	12%	23%	9%	3%	27%	4%	9%	14%	19%	12%	15%	7%	18%
Somewhat favorable	19%	23%	19%	14%	27%	18%	16%	22%	26%	19%	15%	20%	21%
Somewhat unfavorable	13%	8%	12%	23%	7%	25%	10%	17%	14%	13%	13%	12%	17%
Very unfavorable	7%	2%	7%	14%	2%	14%	5%	8%	9%	7%	9%	7%	6%
Don't know	48%	44%	52%	46%	38%	40%	59%	39%	32%	49%	48%	53%	39%
Totals	99%	100%	99%	100%	101%	101%	99%	100%	100%	100%	100%	99%	101%
Unweighted N	(996)	(344)	(388)	(264)	(408)	(335)	(400)	(295)	(179)	(185)	(227)	(361)	(223)

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2. Perceived Breyer Ideology

Would you say Stephen Breyer is...

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Very liberal	10%	16%	5%	4%	14%	11%	11%	12%	3%	11%	7%
Liberal	24%	24%	23%	11%	18%	27%	38%	27%	12%	13%	28%
Moderate	16%	18%	15%	21%	10%	16%	21%	14%	18%	23%	24%
Conservative	5%	5%	5%	8%	5%	4%	3%	5%	8%	3%	7%
Very conservative	2%	2%	2%	3%	3%	2%	1%	2%	4%	4%	2%
Not sure	42%	35%	49%	55%	51%	40%	26%	40%	55%	47%	31%
Totals	99%	100%	99%	102%	101%	100%	100%	100%	100%	101%	99%
Unweighted N	(996)	(459)	(537)	(179)	(215)	(369)	(233)	(719)	(124)	(85)	(68)

	Party ID			2020 Vote		Family Income (3 category)			Census Region				
	Total	Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Very liberal	10%	5%	7%	22%	5%	22%	8%	13%	12%	11%	13%	11%	6%
Liberal	24%	25%	21%	27%	29%	32%	18%	26%	34%	24%	31%	19%	25%
Moderate	16%	24%	16%	8%	26%	10%	14%	19%	20%	14%	12%	18%	21%
Conservative	5%	7%	5%	3%	5%	3%	5%	5%	7%	4%	4%	5%	7%
Very conservative	2%	1%	3%	2%	2%	1%	1%	1%	4%	2%	1%	1%	5%
Not sure	42%	37%	49%	39%	34%	32%	54%	36%	22%	44%	41%	46%	37%
Totals	99%	99%	101%	101%	101%	100%	100%	100%	99%	99%	102%	100%	101%
Unweighted N	(996)	(343)	(389)	(264)	(407)	(337)	(399)	(295)	(179)	(185)	(226)	(363)	(222)

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3. Heard about Breyer Retirement

How much have you heard recently about Justice Stephen Breyer retiring from the Supreme Court of the United States?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
A lot	20%	23%	17%	10%	11%	24%	34%	20%	19%	21%	18%
A little	46%	51%	42%	42%	45%	48%	49%	48%	39%	37%	54%
Nothing at all	34%	26%	41%	48%	44%	28%	17%	31%	42%	42%	28%
Totals	100%	100%	100%	100%	100%	100%	100%	99%	100%	100%	100%
Unweighted N	(995)	(456)	(539)	(177)	(214)	(371)	(233)	(720)	(123)	(84)	(68)

	Party ID			2020 Vote		Family Income (3 category)			Census Region				
	Total	Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
A lot	20%	24%	17%	22%	27%	25%	14%	26%	25%	21%	21%	21%	18%
A little	46%	46%	46%	46%	48%	52%	39%	50%	59%	44%	50%	45%	46%
Nothing at all	34%	30%	38%	32%	25%	23%	46%	24%	16%	35%	29%	34%	36%
Totals	100%	100%	101%	100%	100%	100%	99%	100%	100%	100%	100%	100%	100%
Unweighted N	(995)	(343)	(388)	(264)	(409)	(336)	(400)	(294)	(179)	(185)	(227)	(360)	(223)

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4. Perceived Breyer Ideology (1)

Supreme Court Justice Stephen Breyer plans to retire at the end of of the current term. Ideologically speaking, where do you believe his replacement on the Supreme Court should fall?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Very liberal	13%	14%	13%	11%	17%	12%	13%	14%	11%	11%	9%
Liberal	18%	17%	19%	16%	14%	17%	25%	19%	17%	13%	23%
Moderate	24%	28%	21%	22%	20%	26%	27%	23%	19%	36%	24%
Conservative	11%	12%	11%	7%	9%	13%	15%	13%	8%	8%	11%
Very conservative	8%	10%	6%	5%	10%	9%	6%	8%	2%	5%	15%
Not sure	26%	21%	31%	39%	29%	23%	13%	23%	43%	27%	17%
Totals	100%	102%	101%	100%	99%	100%	99%	100%	100%	100%	99%
Unweighted N	(995)	(458)	(537)	(177)	(214)	(371)	(233)	(718)	(124)	(85)	(68)

	Party ID			2020 Vote		Family Income (3 category)			Census Region				
	Total	Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Very liberal	13%	23%	10%	6%	25%	6%	13%	13%	15%	15%	18%	10%	12%
Liberal	18%	29%	18%	4%	37%	5%	15%	17%	26%	17%	20%	16%	19%
Moderate	24%	20%	24%	30%	18%	33%	20%	28%	32%	20%	17%	28%	27%
Conservative	11%	6%	9%	22%	2%	24%	10%	14%	12%	12%	11%	11%	11%
Very conservative	8%	3%	6%	16%	1%	17%	6%	10%	7%	7%	10%	7%	7%
Not sure	26%	20%	32%	22%	18%	14%	37%	18%	7%	29%	23%	27%	23%
Totals	100%	101%	99%	100%	101%	99%	101%	100%	99%	100%	99%	99%	99%
Unweighted N	(995)	(342)	(388)	(265)	(408)	(337)	(400)	(294)	(178)	(183)	(228)	(361)	(223)

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5. Constitutional Interpretation

Should Supreme Court justices adapt the meaning of the constitution to fit changing modern standards or should they stick to a traditional understanding of the words of the constitution?

	Total	Gender		Age (4 category)				Race (4 category)			
		Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Adapt the meaning of the constitution to fit changing modern standards	32%	32%	32%	32%	33%	31%	30%	31%	38%	26%	37%
Stick to a traditional understanding of the words of the constitution	44%	47%	41%	27%	37%	50%	57%	51%	24%	26%	46%
Not sure	24%	21%	28%	41%	29%	18%	13%	18%	38%	47%	18%
Totals	100%	100%	101%	100%	99%	99%	100%	100%	100%	99%	101%
Unweighted N	(996)	(457)	(539)	(180)	(213)	(370)	(233)	(719)	(124)	(85)	(68)

	Total	Party ID			2020 Vote		Family Income (3 category)			Census Region			
		Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Adapt the meaning of the constitution to fit changing modern standards	32%	54%	28%	10%	60%	7%	28%	31%	46%	35%	31%	29%	35%
Stick to a traditional understanding of the words of the constitution	44%	23%	38%	78%	18%	82%	43%	48%	43%	41%	49%	45%	39%
Not sure	24%	23%	34%	11%	21%	11%	29%	21%	11%	24%	21%	26%	26%
Totals	100%	100%	100%	99%	99%	100%	100%	100%	100%	100%	101%	100%	100%
Unweighted N	(996)	(342)	(389)	(265)	(408)	(336)	(401)	(295)	(177)	(184)	(228)	(362)	(222)

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6A. Judicial Views — Judicial Views – Roe v. Wade, the decision that made abortion legal across the United States

Would you prefer that the next Supreme Court Justice supports or opposes the following legal precedents?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Supports	46%	42%	51%	38%	40%	55%	49%	47%	47%	37%	58%
Opposes	32%	37%	29%	29%	30%	32%	39%	33%	25%	39%	26%
Not sure	21%	22%	20%	33%	30%	13%	12%	20%	28%	25%	16%
Totals	99%	101%	100%	100%	100%	100%	100%	100%	100%	101%	100%
Unweighted N	(997)	(459)	(538)	(181)	(215)	(368)	(233)	(719)	(124)	(86)	(68)

	Total	Party ID			2020 Vote		Family Income (3 category)			Census Region			
		Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Supports	46%	70%	43%	23%	79%	21%	43%	42%	60%	54%	45%	41%	53%
Opposes	32%	15%	29%	60%	8%	63%	34%	38%	26%	25%	38%	35%	28%
Not sure	21%	15%	29%	17%	13%	16%	23%	20%	13%	21%	18%	24%	19%
Totals	99%	100%	101%	100%	100%	100%	100%	100%	99%	100%	101%	100%	100%
Unweighted N	(997)	(343)	(389)	(265)	(408)	(337)	(402)	(295)	(179)	(185)	(228)	(362)	(222)

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6B. Judicial Views — Judicial Views – Citizens United v. FEC, the decision that political donations are protected speech

Would you prefer that the next Supreme Court Justice supports or opposes the following legal precedents?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Supports	20%	23%	17%	18%	20%	20%	22%	20%	17%	19%	28%
Opposes	38%	41%	36%	26%	35%	45%	44%	40%	35%	33%	35%
Not sure	42%	36%	47%	56%	45%	35%	34%	40%	49%	48%	37%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	101%	100%	100%
Unweighted N	(998)	(460)	(538)	(181)	(215)	(369)	(233)	(720)	(124)	(86)	(68)

	Party ID			2020 Vote		Family Income (3 category)			Census Region				
	Total	Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Supports	20%	15%	17%	31%	10%	35%	19%	22%	24%	18%	20%	22%	18%
Opposes	38%	53%	36%	23%	62%	26%	35%	41%	48%	44%	39%	32%	43%
Not sure	42%	32%	46%	46%	28%	39%	46%	37%	28%	38%	41%	45%	38%
Totals	100%	100%	99%	100%	100%	100%	100%	100%	100%	100%	100%	99%	99%
Unweighted N	(998)	(343)	(390)	(265)	(408)	(337)	(402)	(295)	(179)	(185)	(228)	(362)	(223)

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6C. Judicial Views — Judicial Views – District of Columbia v. Heller, the decision that established a right to own guns in the home for self-defense

Would you prefer that the next Supreme Court Justice supports or opposes the following legal precedents?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Supports	58%	63%	53%	44%	49%	67%	68%	64%	45%	43%	53%
Opposes	16%	14%	18%	19%	16%	13%	17%	13%	15%	28%	24%
Not sure	26%	22%	30%	37%	35%	20%	14%	23%	40%	29%	22%
Totals	100%	99%	101%	100%	100%	100%	99%	100%	100%	100%	99%
Unweighted N	(997)	(459)	(538)	(181)	(215)	(368)	(233)	(719)	(124)	(86)	(68)

	Total	Party ID			2020 Vote		Family Income (3 category)			Census Region			
		Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Supports	58%	41%	56%	82%	44%	86%	59%	64%	54%	56%	61%	64%	47%
Opposes	16%	28%	12%	7%	28%	3%	14%	13%	25%	25%	15%	9%	22%
Not sure	26%	31%	31%	11%	29%	11%	27%	22%	21%	19%	23%	27%	32%
Totals	100%	100%	99%	100%	101%	100%	100%	99%	100%	100%	99%	100%	101%
Unweighted N	(997)	(343)	(389)	(265)	(408)	(337)	(402)	(295)	(179)	(185)	(228)	(362)	(222)

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6D. Judicial Views — Judicial Views – Shelby County v. Holder, the decision that struck down certain provisions of the 1965 Voting Rights Act
 Would you prefer that the next Supreme Court Justice supports or opposes the following legal precedents?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Supports	15%	19%	10%	13%	14%	17%	13%	12%	16%	27%	19%
Opposes	31%	32%	30%	24%	24%	32%	42%	32%	28%	22%	37%
Not sure	55%	49%	60%	62%	63%	51%	45%	56%	56%	52%	44%
Totals	101%	100%	100%	99%	101%	100%	100%	100%	100%	101%	100%
Unweighted N	(998)	(460)	(538)	(181)	(215)	(369)	(233)	(720)	(124)	(86)	(68)

	Total	Party ID			2020 Vote		Family Income (3 category)			Census Region			
		Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Supports	15%	16%	12%	18%	11%	20%	14%	15%	21%	16%	15%	14%	15%
Opposes	31%	47%	28%	14%	58%	14%	27%	32%	42%	32%	32%	25%	38%
Not sure	55%	37%	60%	68%	31%	66%	59%	53%	37%	51%	53%	61%	48%
Totals	101%	100%	100%	100%	100%	100%	100%	100%	100%	99%	100%	100%	101%
Unweighted N	(998)	(343)	(390)	(265)	(408)	(337)	(402)	(295)	(179)	(185)	(228)	(362)	(223)

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7. Will the Senate Confirm

At this point, do you think the U.S. Senate will or will not confirm Joe Biden's Supreme Court Justice nominee?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Definitely will	10%	13%	7%	6%	12%	10%	12%	9%	10%	14%	9%
Probably will	36%	40%	33%	34%	31%	37%	43%	38%	25%	36%	38%
Probably will not	16%	16%	16%	8%	15%	20%	17%	16%	17%	10%	20%
Definitely will not	5%	5%	4%	8%	4%	4%	4%	5%	4%	4%	3%
Not sure	34%	26%	41%	44%	38%	30%	23%	31%	44%	36%	31%
Totals	101%	100%	101%	100%	100%	101%	99%	99%	100%	100%	101%
Unweighted N	(1,000)	(460)	(540)	(181)	(215)	(371)	(233)	(721)	(125)	(86)	(68)

	Party ID			2020 Vote		Family Income (3 category)			Census Region				
	Total	Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Definitely will	10%	15%	7%	8%	15%	9%	10%	10%	13%	13%	9%	8%	12%
Probably will	36%	42%	30%	39%	42%	41%	30%	40%	49%	38%	40%	33%	36%
Probably will not	16%	16%	14%	17%	17%	18%	15%	16%	16%	14%	16%	16%	17%
Definitely will not	5%	2%	5%	8%	2%	6%	5%	5%	4%	3%	4%	4%	7%
Not sure	34%	25%	44%	28%	23%	26%	41%	29%	18%	32%	31%	39%	28%
Totals	101%	100%	100%	100%	99%	100%	101%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,000)	(344)	(391)	(265)	(409)	(337)	(402)	(296)	(179)	(185)	(229)	(363)	(223)

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8. Should the Senate Confirm

At this point, do you think the U.S. Senate should or should not confirm Joe Biden's Supreme Court Justice nominee?

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Definitely should	27%	24%	29%	13%	25%	31%	36%	26%	35%	21%	25%
Probably should	17%	21%	13%	19%	21%	13%	15%	15%	14%	21%	26%
Probably should not	13%	13%	13%	18%	8%	14%	13%	12%	10%	19%	18%
Definitely should not	14%	17%	12%	12%	13%	17%	14%	18%	4%	10%	9%
Not sure	29%	25%	33%	38%	33%	25%	23%	28%	36%	30%	22%
Totals	100%	100%	100%	100%	100%	100%	101%	99%	99%	101%	100%
Unweighted N	(994)	(458)	(536)	(181)	(214)	(368)	(231)	(716)	(125)	(85)	(68)

	Party ID			2020 Vote		Family Income (3 category)			Census Region				
	Total	Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Definitely should	27%	55%	19%	3%	64%	3%	25%	26%	37%	32%	30%	20%	30%
Probably should	17%	20%	14%	17%	18%	14%	16%	17%	22%	17%	15%	15%	20%
Probably should not	13%	5%	13%	23%	2%	23%	13%	14%	15%	10%	14%	15%	13%
Definitely should not	14%	2%	13%	32%	1%	33%	12%	14%	14%	12%	16%	16%	12%
Not sure	29%	17%	41%	25%	14%	28%	34%	30%	12%	29%	25%	34%	25%
Totals	100%	99%	100%	100%	99%	101%	100%	101%	100%	100%	100%	100%	100%
Unweighted N	(994)	(343)	(387)	(264)	(406)	(335)	(400)	(294)	(179)	(183)	(229)	(360)	(222)

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9. Number of Justices

Do you think the number of justices on the Supreme Court should be...

	Gender			Age (4 category)				Race (4 category)			
	Total	Male	Female	18-29	30-44	45-64	65+	White	Black	Hispanic	Other
Increased	16%	14%	18%	7%	16%	16%	25%	16%	16%	12%	30%
Stay the same	53%	61%	46%	39%	48%	62%	62%	58%	45%	44%	45%
Decreased	4%	4%	4%	9%	4%	3%	2%	4%	7%	3%	3%
Not sure	26%	21%	31%	45%	32%	19%	12%	23%	32%	41%	22%
Totals	99%	100%	99%	100%	100%	100%	101%	101%	100%	100%	100%
Unweighted N	(998)	(460)	(538)	(180)	(215)	(370)	(233)	(720)	(125)	(86)	(67)

	Party ID			2020 Vote		Family Income (3 category)			Census Region				
	Total	Dem	Ind	Rep	Biden	Trump	< \$50K	\$50-100K	\$100K+	Northeast	Midwest	South	West
Increased	16%	35%	10%	3%	38%	3%	14%	17%	22%	15%	14%	12%	26%
Stay the same	53%	36%	52%	78%	33%	82%	52%	59%	56%	51%	59%	55%	48%
Decreased	4%	4%	5%	3%	2%	2%	5%	3%	5%	7%	5%	2%	5%
Not sure	26%	24%	34%	16%	26%	13%	29%	21%	18%	26%	22%	31%	22%
Totals	99%	99%	101%	100%	99%	100%	100%	100%	101%	99%	100%	100%	101%
Unweighted N	(998)	(343)	(390)	(265)	(408)	(337)	(402)	(295)	(178)	(184)	(229)	(363)	(222)