

VOLUME ONE
Major Themes

The Founders' Constitution

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Founders Constitution 5vols

Ralph A. Rossum



Founders Constitution 5vols:

American Constitutional Law 8E, 2-VOL SET Ralph A. Rossum, 2021-11-19 American Constitutional Law provides a comprehensive account of the nation's defining document. Based on the premise that the study of the Constitution and constitutional law is of fundamental importance to understanding the principles, prospects, and problems of America, the volumes in this set put current events in terms of what those who initially drafted and ratified the Constitution sought to accomplish. The authors examine the constitutional thought of the founders as well as interpretations of the Constitution by the Supreme Court, Congress, the President, lower federal courts, and state judiciaries. Volume I focuses on federal rights and powers, and volume II focuses on individuals' rights and responsibilities. Available individually or as a two-volume set, they are perfect for a one- or two-semester course on constitutional law and civil liberties.

Inventing the American Presidency Thomas E. Cronin, 1989 In fourteen essays supplemented by relevant sections of and amendments to the Constitution and five Federalist essays by Hamilton, this book provides the reader with the essential historical and political analyses of who and what shaped the presidency.

The Writing and Ratification of the U.S. Constitution Russell R. Wheeler, 1986 **American Constitutional Law, Volume II** Ralph A. Rossum, 2018-05-15 This book examines how the Constitution and its amendments not only grant the national and state governments sufficient power to control the governed but also oblige these governments to control themselves. It considers the distribution of power in the national government.

The Constitutional Convention of 1787 John R. Vile, 2005-06-24 The first encyclopedic treatment of the personalities, politics, and events involved in drafting the U.S. Constitution. This comprehensive treatment of all the personalities, philosophies, debates, and compromises involved in drafting the U.S. Constitution is the first encyclopedic work on the subject, compiling information into an easily accessible A-Z format. Biographies of all 55 delegates, analysis of the competing political viewpoints, procedural and substantive disputes, along with a host of other details, are all presented here. Both the detail and the scholarship in this book are unmatched in any other work. The encyclopedic presentation simply does not exist elsewhere.

Civil liberties, the scope of authority of the three branches of government, and other constitutional matters are increasingly at the forefront of public discussion. Scholars, citizens interested in self-education, and reference librarians faced with questions about the Constitution will find in this book all they require to answer their needs.

Encyclopedia of Constitutional Amendments, Proposed Amendments, and Amending Issues, 1789-2015 John R. Vile, 2015-07-20 Now in its fourth edition and completely updated, this is the most comprehensive book on constitutional amendments and proposed amendments available. Although only 27 amendments have ever been added to the U.S. Constitution, the last one having been ratified in 1992, throughout American history members of Congress have introduced more than 11,000 amendments, and countless individuals outside of Congress have advanced their own proposals to revise the Constitution, the wellspring of America's legal, political, and cultural foundations. At a time when calls for a new constitutional convention are on the rise, it is essential for students of political science and history as well as

American citizens to understand proposed alternatives This updated edition of the established standard for high school and college libraries as well as public and law libraries serves as the go to reference for learning about existing constitutional amendments proposed amendments and the issues related to them An alphabetically arranged two volume set it contains more than 500 entries that discuss amendments that have been proposed in Congress from 1789 to the present It also discusses prominent proposals for extensive constitutional changes introduced outside Congress as well as discussions of major amending issues Federalism, the Supreme Court, and the Seventeenth Amendment Ralph A. Rossum, 2001-09-12 Abraham Lincoln worried that the walls of the constitution would ultimately be leveled by the silent artillery of time His fears materialized with the 1913 ratification of the Seventeenth Amendment which by eliminating federalism s structural protection altered the very nature and meaning of federalism Ralph A Rossum s provocative new book considers the forces unleashed by an amendment to install the direct election of U S Senators Far from expecting federalism to be protected by an activist court the Framers Rossum argues expected the constitutional structure particularly the election of the Senate by state legislatures to sustain it In Federalism the Supreme Court and the Seventeenth Amendment Rossum challenges the fundamental jurisprudential assumptions about federalism He also provides a powerful indictment of the controversial federalist decisions recently handed down by an activist U S Supreme Court seeking to fill the gap created by the Seventeenth Amendment s ratification and protect the original federal design Rossum s masterful handling of the development of federalism restores the true significance to an amendment previously consigned to the footnotes of history It demonstrates how the original federal design has been amended out of existence the interests of states as states abandoned and federalism left unprotected both structurally and democratically It highlights the ultimate irony of constitutional democracy that an amendment intended to promote democracy even at the expense of federalism has been undermined by an activist court intent on protecting federalism at the expense of democracy **The Oxford Handbook of Church and State in the United States** Derek Davis, 2010-11-18 21 essays present a scholarly look at the intricacies and past and current debates that frame the American system of church and state within 5 main areas history politics sociology theology philosophy and law **Rethinking Constitutional Law** Earl M. Maltz, 1994 Maltz reformulates the justification for originalist review and refines originalist theory itself he argues that a pure originalist approach mandates excessive judicial intervention under the Constitution and he shows that most nonoriginalist theorists have failed to provide a sufficient functional justification for nonoriginalist intervention *No Establishment of Religion* T. Jeremy Gunn, John Witte Jr., 2012-11-05 The First Amendment guarantee that Congress shall make no law respecting an establishment of religion rejected the millennium old Western policy of supporting one form of Christianity in each nation and subjugating all other faiths The exact meaning and application of this American innovation however has always proved elusive Individual states found it difficult to remove traditional laws that controlled religious doctrine liturgy and church life and that discriminated

against unpopular religions They found it even harder to decide more subtle legal questions that continue to divide Americans today Did the constitution prohibit governmental support for religion altogether or just preferential support for some religions over others Did it require that government remove Sabbath blasphemy and oath taking laws or could they now be justified on other grounds Did it mean the removal of religious texts symbols and ceremonies from public documents and government lands or could a democratic government represent these in ever more inclusive ways These twelve essays stake out strong and sometimes competing positions on what no establishment of religion meant to the American founders and to subsequent generations of Americans and what it might mean today

The French Idea of Freedom Dale Van Kley, 1995-04-01 The Declaration of the Rights of Man and the Citizen of 1789 is the French Revolution's best known utterance By 1789 to be sure England looked proudly back to the Magna Carta the Petition of Right and a bill of rights and even the young American Declaration of Independence and the individual states various declarations and bills of rights preceded the French Declaration But the French deputies of the National Assembly tried hard in the words of one of their number not to receive lessons from others but rather to give them to the rest of the world to proclaim not the rights of Frenchmen but those for all times and nations The chapters in this book treat mainly the origins of the Declaration in the political thought and practice of the preceding three centuries that Tocqueville designated the Old Regime Among the topics covered are privileged corporations the events of the three months preceding the Declaration blacks Jews and women the Assembly's debates on the Declaration the influence of sixteenth century notions of sovereignty and the separation of powers the rights of the accused in legal practices and political trials from 1716 to 1789 the natural rights to freedom of religion and the monarchy's feudal exploitation of the royal domain

The Blessings of Liberty John Witte, Jr., John Witte (Jr.), 2021-11-04 A robust defense of the essential interdependence of human rights and religious freedom from antiquity to the present

America's God Mark A. Noll, 2002-10-03 Religious life in early America is often equated with the fire and brimstone Puritanism best embodied by the theology of Cotton Mather Yet by the nineteenth century American theology had shifted dramatically away from the severe European traditions directly descended from the Protestant Reformation of which Puritanism was in the United States the most influential In its place arose a singularly American set of beliefs In America's God Mark Noll has written a biography of this new American ethos In the 125 years preceding the outbreak of the Civil War theology played an extraordinarily important role in American public and private life Its evolution had a profound impact on America's self definition The changes taking place in American theology during this period were marked by heightened spiritual inwardness a new confidence in individual reason and an attentiveness to the economic and market realities of Western life Vividly set in the social and political events of the age America's God is replete with the figures who made up the early American intellectual landscape from theologians such as Jonathan Edwards Nathaniel W Taylor William Ellery Channing and Charles Hodge and religiously inspired writers such as Harriet Beecher Stowe and Catherine Stowe to

dominant political leaders of the day like Washington Jefferson and Lincoln The contributions of these thinkers combined with the religious revival of the 1740s colonial warfare with France the consuming struggle for independence and the rise of evangelical Protestantism to form a common intellectual coinage based on a rising republicanism and commonsense principles As this Christian republicanism affirmed itself it imbued in dedicated Christians a conviction that the Bible supported their beliefs over those of all others Tragically this sense of religious purpose set the stage for the Civil War as the conviction of Christians both North and South that God was on their side served to deepen a schism that would soon rend the young nation asunder Mark Noll has given us the definitive history of Christian theology in America from the time of Jonathan Edwards to the presidency of Abraham Lincoln It is a story of a flexible and creative theological energy that over time forged a guiding national ideology the legacies of which remain with us to this day

The American Revolution, State Sovereignty, and the American Constitutional Settlement, 1765-1800 Aaron N. Coleman, 2016-03-04 Tracing the political ideological and constitutional arguments from the imperial crisis with Britain and the drafting of the Articles of Confederation to the ratification of the Constitution and the political conflict between Federalists and Jeffersonians The American Revolution State Sovereignty and the American Constitutional Settlement 1765 1800 reveals the largely forgotten importance of state sovereignty to American constitutionalism Contrary to modern popular perceptions and works by other academics the Founding Fathers did not establish a constitutional system based upon a national popular sovereignty nor a powerful national government designed to fulfill a grand philosophical purpose Instead most Americans throughout the period maintained that a constitutional order based upon the sovereignty of states best protected and preserved liberty Enshrining their preference for state sovereignty in Article II of the Articles of Confederation and in the Tenth and Eleventh Amendments to the federal constitution Americans also claimed that state interposition the idea that the states should intervene against any perceived threats to liberty posed by centralization was an established and accepted element of state sovereignty

Abraham Lincoln and Treason in the Civil War Jonathan W. White, 2011-11-07 In the spring of 1861 Union military authorities arrested Maryland farmer John Merryman on charges of treason against the United States for burning railroad bridges around Baltimore in an effort to prevent northern soldiers from reaching the capital From his prison cell at Fort McHenry Merryman petitioned Chief Justice of the Supreme Court Roger B Taney for release through a writ of habeas corpus Taney issued the writ but President Abraham Lincoln ignored it In mid July Merryman was released only to be indicted for treason in a Baltimore federal court His case however never went to trial and federal prosecutors finally dismissed it in 1867 In Abraham Lincoln and Treason in the Civil War Jonathan White reveals how the arrest and prosecution of this little known Baltimore farmer had a lasting impact on the Lincoln administration and Congress as they struggled to develop policies to deal with both northern traitors and southern rebels His work exposes several perennially controversial legal and constitutional issues in American history including the nature and extent of presidential war powers the

development of national policies for dealing with disloyalty and treason and the protection of civil liberties in wartime

Constitutional Rights and Powers of the People Wayne D. Moore, 2017-03-14 American constitutionalism rests on premises of popular sovereignty but serious questions remain about how the people and their rights and powers fit into the constitutional design In a book that will radically reorient thinking about the Constitution and its place in the polity Wayne Moore moves away from an exclusive focus on courts and judges and considers the following queries Who is included among the people How are the people politically configured How may the people act And how do the people relate to government and other representative structures Going beyond though not excluding relevant discussions of specific constitutional texts such as the preamble articles V and VII and the ninth tenth and fourteenth amendments Moore examines historical material from the antebellum period such as the opinions of U S Supreme Court justices in the notorious Dred Scott case and significantly different perspectives from the writings and speeches of Frederick Douglass He also looks at influential thinking from the founding period and examines precedents set during prominent controversies involving the establishment of a national bank regulations of the economy and efforts to limit sexual and reproductive choices The penultimate chapter explores issues raised by claims of state interpretive autonomy and the conclusion models various dimensions of the constitutional order as a whole The book offers fresh insights into central problems of constitutional history theory and law Originally published in 1996 The Princeton Legacy Library uses the latest print on demand technology to again make available previously out of print books from the distinguished backlist of Princeton University Press These editions preserve the original texts of these important books while presenting them in durable paperback and hardcover editions The goal of the Princeton Legacy Library is to vastly increase access to the rich scholarly heritage found in the thousands of books published by Princeton University Press since its founding in 1905 Constitutional Culture and Democratic Rule John A.

Ferejohn, Jack N. Rakove, Jonathan Riley, 2001-10-08 This volume investigates the nature of constitutional democratic government in the United States and elsewhere It provides comprehensive tools for analyzing and comparing different forms of constitutional democracy The collection will be of interest to students and readers in political science law history and political philosophy **Encyclopedia of Constitutional Amendments, Proposed Amendments, and Amending Issues, 1789-2023** John R. Vile, 2023-10-19 Written by a leading scholar of the constitutional amending process this two volume encyclopedia now in its fifth edition is an indispensable resource for students legal historians and high school and college librarians This authoritative reference resource provides a history and analysis of all 27 ratified amendments to the Constitution as well as insights and information on thousands of other amendments that have been proposed but never ratified from America's birth until the present day The set also includes a rich bibliography of informative books articles and other media related to constitutional amendments and the amending process **American Compact** Gary Rosen, 1999 For students of the early American republic James Madison has long been something of a riddle the member of the founding

generation whose actions and thought most stubbornly resist easy summary The staunchest of Federalists in the 1780s Madison would turn on his former allies shortly thereafter renouncing their expansive nationalism as a threat to the Constitution and to popular government In a study that combines penetrating textual analysis with deep historical awareness Gary Rosen stakes out important new ground by showing the philosophical consistency in Madison s long and controversial public life The key he argues is Madison s profound originality as a student of the social compact the venerable liberal idea into which he introduced several novel and seemingly illiberal principles Foremost among these was the need for founding to be the work of an elite few For Madison prior accounts of the social compact in their eagerness to establish the proper ends of government provided a hopelessly naive account of its origin As he saw it the Federal Convention of 1787 was an opportunity for those of outstanding prudence understood in its fullest Aristotelian sense to do for the people what they could not do for themselves This troublesome reliance on the few was balanced Rosen contends by Madison s commitment to republicanism as an end in itself a conclusion that he likewise drew from the social compact accommodating the proud political claims that his philosophical predecessors had failed to recognize Rosen goes on to show how Madison s idiosyncratic understanding of the social compact illuminates his differences not only with Hamilton but with Jefferson as well Both men Madison feared were too ready to resort to original principles in coming to terms with the Constitution putting at risk the fragile achievement of the founding in their determination to invoke respectively the claims of the few and the many As *American Compact* persuasively concludes Madison s ideas on the origin and aims of the Constitution are not just of historical interest They carry crucial lessons for our own day and speak directly to current disputes over diversity constitutional interpretation the fate of federalism and the possibilities and limits of American citizenship

Scalia Bruce Allen Murphy, 2014-06-10 Murphy s biography of Justice Scalia is patient and thorough alive both intellectually and morally Functions as an MRI scan of one of the most influential conservative thinkers of the twentieth century The New York Times An authoritative incisive and deeply researched book about of the most controversial Supreme Court justice of our time *Scalia A Court of One* is the compelling story of one of the most polarizing figures to serve on the nation s highest court Bruce Allen Murphy shows how Scalia changed the legal landscape through his controversial theories of textualism and originalism interpreting the meaning of the Constitution s words as he claimed they were understood during the nation s Founding period But Scalia s judicial conservatism is informed as much by his highly traditional Catholicism and political partisanship as by his reading of the Constitution his opinionated speeches contentious public appearances and newsworthy interviews have made him a lightning rod for controversy *Scalia* is an intellectual biography of one of the Supreme Court s most colorful members Chicago Tribune combined with an insightful analysis of the Supreme Court and its influence on American life over the past quarter century Scalia began his career practicing law in Cleveland Ohio and rose to become the president s lawyer as the head of the Office of Legal Counsel for President Gerald R Ford His sterling academic and legal

credentials led to his nomination by President Ronald Reagan to the Court of Appeals for the DC Circuit in 1982 In 1986 he successfully outmaneuvered the more senior Robert Bork to be appointed to the Supreme Court Scalia s evident legal brilliance ambition and personal magnetism led everyone to predict he would unite a new conservative majority under Chief Justice William Rehnquist and change American law in the process Instead he became a Court of One Rather than bringing the conservatives together Scalia drove them apart He attacked and alienated his more moderate colleagues Sandra Day O Connor David Souter and Anthony Kennedy Scalia prevented the conservative majority from coalescing for nearly two decades

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