

Presidential Spending Power

Fisher, Louis

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Presidential Spending Power

Harold J Krent



Presidential Spending Power:

Presidential Spending Power Louis Fisher, 2015-03-08 Each year billions of dollars are diverted by the President and his assistants from the purposes for which Congress intended them Billions more are used in confidential and covert ways without the knowledge of Congress and the public Here is the first account of how this money is actually spent Louis Fisher writes When it comes to the administration of the budget we find nothing that is obvious very little that is visible Our priorities here are peculiar We fix upon the appropriations process watching with great fascination as Congress goes about its business of making funds available to agencies What happens after that point the actual spending of money rarely commands our attention To unravel the mystery Louis Fisher has investigated different forms of discretionary action the transfer of funds that initially financed the Cambodian incursion impoundment during the Nixon administration covert financing the reprogramming of funds and unauthorized commitments He describes each of these devices in operation and provides the historical background of Presidential spending power In conclusion Louis Fisher presents a cogent and timely analysis of what can be done to improve Congressional control Sufficient control he maintains cannot be achieved merely through the appropriations process and he makes important recommendations designed to preserve discretionary authority while improving Congressional supervision Originally published in 1975 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 **Presidential**

Power Robert Y. Shapiro, Martha Joynt Kumar, Lawrence R. Jacobs, 2000-08-31 Richard Neustadt's seminal work Presidential Power The Politics of Leadership has endured for nearly four decades as the core of academic study of the American presidency Now building on and challenging many of the arguments in Neustadt's work Presidential Power Forging the Presidency for the Twenty first Century offers reflections and implications from what we have learned about presidential power as the new century dawns These essays including a new contribution by Neustadt himself forge a solid reexamination of Neustadt's Presidential Power that address questions raised but not resolved by his work A notable aspect of this volume's analysis is the transformed institution of the presidency in the wake of the impeachment hearings of the country's last twentieth century president Bill Clinton From the portrayal of presidents as persuaders to the politics of presidential transitions each of the constituent essays in this volume provides an engaging look at the state of the American presidency

Presidential Powers Harold J Krent, 2005-02-01 Framed in Article II of the Constitution presidential powers are dictated today by judicial as well as historical precedent To understand the ways the president wields power as well as how this power is kept in check by other branches of government Harold J Krent presents three overlapping determinants of the president's

role under the Constitution the need for presidential initiative in administering the law and providing foreign policy leadership the importance of maintaining congressional control over policymaking and the imperative to ensure that the president be accountable to the public Krent's examination is sweeping ranging from the president's ability to appoint and remove executive branch officials to the president's role in proposing and implementing treaties and the power to conduct war to the extent the president can refuse to turn over information in response to congressional and judicial requests Finally Krent addresses the history and purposes of presidential pardons By drawing on historic and contemporary presidential actions to illustrate his points Krent reminds us that the president is both an exalted leader with the regalia of power and an American who is and should be accountable to fellow citizens important considerations as we elect and assess our presidents

Presidential War Power Louis Fisher,1995 Fisher chronicles the expansion of the president's power to make war

Supreme Court Expansion of Presidential Power Louis Fisher,2017-07-14 In the fourth of the Federalist Papers published in 1787 John Jay warned of absolute monarchs who will often make war when their nations are to get nothing by it More than two centuries later are single executives making unilateral decisions any more trustworthy And have the checks on executive power so critical in the Founders drafting of the Constitution held These are the questions Louis Fisher pursues in this book By examining the executive actions of American presidents particularly after World War II Fisher reveals how the Supreme Court through errors and abdications has expanded presidential power in external affairs beyond constitutional boundaries and damaged the nation's system of checks and balances Supreme Court Expansion of Presidential Power reviews the judicial record from 1789 to the present day to show how the balance of power has shifted over time For nearly a century and a half the Supreme Court did not indicate a preference for which of the two elected branches should dominate in the field of external affairs But from the mid thirties a pattern clearly emerges with the Court regularly supporting independent presidential power in times of emergency or issues linked to national security The damage this has done to democracy and constitutional government is profound Fisher argues His evidence extends beyond external affairs to issues of domestic policy such as impoundment of funds legislative vetoes item veto authority presidential immunity in the Paula Jones case recess appointments and the Obama administration's immigration initiatives Fisher identifies contemporary biases that have led to an increase in presidential power including Supreme Court misconceptions and errors academic failings and mistaken beliefs about inherent powers and unity of office Calling to account the forces tasked with protecting our democracy from the undue exercise of power by any single executive his deeply informed book sounds a compelling alarm

The Powers of the Presidency ,2013 This is a comprehensive and illustrative work on the historical and contemporary perspective on presidential powers guiding readers through the presidency as a constitutional office with many updated features from the previous edition

Impoundment of Appropriated Funds by the President United States. Congress. Senate. Government Operations,1973

The Illusion Of Presidential Government Hugh Heclo,Lester M

Salamon,2019-07-11 Presidential government is an illusion It is an image that misleads presidents no less than the media and the American public Thus begins this realistic look at the presidency in which nine leading presidential scholars examine how and why we are under the illusion of presidential government and ask such questions as What is the president's actual role What has happened to his traditional tools of executive leadership How is the office of the president organized to deal with domestic economic and national security affairs is federal regulation an area of potential power for the president And if presidential government is indeed a myth what can be done to help the presidency play a more effective part in constitutional government Each chapter probes a different facet of the image of presidential government by looking at the major operations of the modern presidency from struggles with Congress for control of administrative detail to problems of managing the economy and national security The book closes with the final report of the National Academy of Public Administration's Panel on Presidential Management Not surprisingly the authors do not always agree nevertheless they are united in the view that the managerial role of the president must be seen as a whole and without illusions *The President's Czars* Mitchel A. Sollenberger,Mark J. Rozell,2012-04-27 Faced with crises that would challenge any president Barack Obama authorized pay czar Kenneth Feinberg to oversee the 20 billion fund for victims of the BP oil spill and to establish and enforce executive pay guidelines for companies that received 700 billion in federal bailout money Feinberg's office comes with vastly expansive policy powers along with seemingly deep pockets yet his position does not formally fit anywhere within our government's constitutional framework The very word czar seems inappropriate in a constitutional republic but it has come to describe any executive branch official who has significant authority over a policy area works independently of agency or Department heads and is not confirmed by the Senate or subject to congressional oversight Mitchel Sollenberger and Mark Rozell provide the first comprehensive overview of presidential czars tracing the history of the position from its origins through its initial expansion under FDR and its dramatic growth during the presidencies of George W Bush and Barack Obama *The President's Czars* shows how under pressure to act on the policy front modern presidents have increasingly turned to these appointed officials even though by doing so they violate the Appointments Clause and can also run into conflict with the nondelegation doctrine and the principle that a president cannot unilaterally establish offices without legislative support Further Sollenberger and Rozell contend that czars not only are ill conceived but also disrupt a governing system based on democratic accountability A sobering overview solidly grounded in public law analysis this study serves as a counter argument to those who would embrace an excessively powerful presidency one with relatively limited constraints Among other things it proposes the restoration of accountability starting with significant changes to Title 3 of the U S Code which authorizes the president to appoint White House employees without regard to any other provision of law Ultimately the authors argue that czars have generally not done a good job of making the executive branch bureaucracy more effective and efficient Whatever utility presidents may see in appointing czars Sollenberger and Rozell make a strong case that the overall

damage to our constitutional system is great and that this runaway practice has to stop The Development of the American Presidency Richard J. Ellis, 2013-06-17 Our understanding of the politics of the presidency is greatly enhanced by viewing it through a developmental lens analyzing how historical turns have shaped the modern institution The Development of the American Presidency pays great attention to that historical weight but is organized topically and conceptually with the constitutional origins and political development of the presidency its central focus Through comprehensive and in depth coverage this text looks at how the presidency has evolved in relation to the public to Congress to the Executive branch and to the law showing at every step how different aspects of the presidency have followed distinct trajectories of change All the while Ellis illustrates the institutional relationships and tensions through stories about particular individuals and specific political conflicts Ellis s own classroom pedagogy of promoting active learning and critical thinking is well reflected in these pages Each chapter begins with a narrative account of some illustrative puzzle that brings to life a central concept A wealth of photos figures and tables allow for the visual presentations of concepts A companion website not only acts as a further resources base directing students to primary documents newspapers and data sources but also presents interactive timelines practice quizzes and key terms to help students master the book s lessons *Impoundment of Appropriated Funds by the President* United States. Congress. Senate. Committee on Government Operations. Ad Hoc Subcommittee on Impoundment of Funds, 1973 **The Development of the American Presidency** Richard Ellis, 2022-05-02 A full understanding of the institution of the American presidency requires us to examine how it developed from the founding to the present This developmental lens analyzing how historical turns have shaped the modern institution allows for a richer more nuanced understanding The Development of the American Presidency pays great attention to that historical weight but is organized by the topics and concepts relevant to political science with the constitutional origins and political development of the presidency its central focus Through comprehensive and in depth coverage Richard J Ellis looks at how the presidency has evolved in relation to the public to Congress to the executive branch and to the law showing at every step how different aspects of the presidency have followed distinct trajectories of change Each chapter promotes active learning beginning with a narrative account of some illustrative puzzle that brings to life a central concept A wealth of photos figures and tables allow for the visual presentations of concepts New to the Fourth Edition Explicit and expanded attention to the role of norms in shaping and constraining presidential power with special focus on Trump s norm breaking and Biden s efforts to shore up norms Enhanced focus on the prospects for institutional reform including in the electoral college presidential relations with Congress war powers and the selection of Supreme Court justices A full reckoning with the Trump presidency and its significance for the future of American democracy presidential rhetoric the unilateral executive and the administrative state Coverage of the first year of Biden s presidency including presidential rhetoric relations with Congress and the bureaucracy use of the war powers and unilateral directives Comprehensive updating of debates about the removal power including the

Supreme Court cases of *Seila Law v CFPB* and *Collins v Yellen* In depth exploration of the impact of partisan polarization on the legislative presidency and effective governance Analysis of the 2020 election and its aftermath Expanded discussion of impeachment to incorporate Trump s two impeachments Examination of presidential emergency powers with special attention to Trump s border wall declaration Review of Biden s and Trump s impact on the judiciary Assessment of Biden s and Trump s place in political time **Yale Law Journal: Volume 125, Number 8 - June 2016** Yale Law

Journal,2016-07-20 **Reconcilable Differences?** John B. Gilmour,1990-06-06 Gilmour traces the development of the congressional budget process from its origin through the emergence of reconciliation and Gramm Rudman Hollings He shows how changes in process have brought about far reaching shifts in congressional power and explains why they have failed to control the explosion of budget deficits Throughout the last decade budgetary issues have dominated the national political agenda as the deficit has skyrocketed to previously unimaginable levels In this important book John Gilmour traces the continuing quest of Congress over the last fifteen years to reform its budgeting system in the hope of producing better policy He shows that the enactment of the Congressional Budget Act of 1974 and the introduction of the reconciliation procedure in 1980 have produced a budgetary system in which congressional majorities can get what they want provided only that they can agree on a comprehensive budget policy From his thorough analysis Gilmour concludes that while the reforms have not produced balanced budgets they have eliminated procedural obstructions to the adoption of a coherent budget New budget procedures have transformed the way Congress works Before the reforms of 1974 and 1980 Congress had an extremely fragmented disintegrated budgetary system in which the budget emerged almost haphazardly from the independent actions of numerous committees Gilmour shows that reconciliation procedures in the budget process makes total revenue total expenditures and the size of the deficit matters of deliberate choice consolidating decisionmaking to an extent unprecedented in the history of the modern Congress Yet despite the striking structural and procedural changes and despite its highly majoritarian features the budget process has failed to reduce dissatisfaction with congressional handling of money Deficits have been larger not smaller and overall spending has gone up Gilmour deftly shows that the massive budget deficits of the Reagan years were due primarily to the failure of the House the Senate and the President to agree on how to reduce spending or increase taxes enough to eliminate the deficit Responsibility for budgetary failure he argues must rest with Congress and its inability to reach consensus not on the new budget process which given what we can expect from procedural change has been quite successful *The President, Congress, and the Constitution* Christopher H. Pyle,Richard M. Pious,1984 Examines constitutional principles and their effects *Military Law Review* ,1998 War and the Rogue Presidency Ivan Eland,2018-12-01 In *War and the Rogue Presidency* Ivan Eland shows that almost immediately after the nation s founding starting with the first presidency of George Washington the executive s role in defense and foreign policy began expanding past what the framers of the Constitution had envisioned The Constitution enshrined Congress as the

dominant branch of government giving Congress not the President most of the powers in defense and foreign policy This comprehensive book shows how the presidential aggrandizement of greater powers has only been possible because of congressional abdication However this expansion of the executive s role was still relatively contained until the Cold War when undeclared permanent war became ongoing policy and then the post 9 11 war on terror dramatically expanded the President s role Such expansion has had deleterious effects on U S foreign policy abroad as well as a major erosion of the republic its security at home and the liberties of American citizens War and the Rogue Presidency is an in depth examination of the history of the congressional executive tug of war over U S security policy and why reclaiming constitutional standards is essential to restore both an effective national defense and civil and economic liberties To get Congress to do that Dr Eland presents ways in which internal congressional incentives could be changed to provide motivation for legislative pushback As a result the book suggests important actions Congress could take for such a pushback along with other reforms that would effectively rein in the rogue presidency

President Obama Louis Fisher,2018-07-12 On the campaign trail Barack Obama spoke often about his constitutional principles In particular he objected to George W Bush s claim to certain inherent presidential powers that could not be checked by Congress or the judiciary After his inauguration how did President Obama s constitutional principles fare That is the question Louis Fisher explores in this book a disturbing and timely study of the tension between constitutional aspirations and executive actions in the American presidency A constitutional scholar Fisher views Obama s two terms within the context of other presidencies and in light of the principles set forth by the Framers His work reveals how the basic system of checks and balances has been substantially altered by Supreme Court decisions military initiatives and scholarship promoting the power of the president and by presidents progressively more inclined to wield that power In this analysis we see the steps by which Obama himself an expert on the Constitution came to press his agenda more and more aggressively through executive actions on climate change renewable energy the auto industry bailout education initiatives and financial reform Rather than focus on policy Fisher examines the politics and practical concerns that drive executive overreach as well as the impact of such expanded powers on bipartisan support public understanding and finally the functioning of government A fair but critical assessment of Obama s executive performance and legacy this sobering book documents the erosion of constitutional principles that prepared the way for the presidency of Donald Trump

Applying the War Powers Resolution to the War on Terrorism United States. Congress. Senate. Committee on the Judiciary. Subcommittee on the Constitution, Federalism, and Property Rights,2003

Guide to the Presidency Michael Nelson,2015-05-01 The Guide to the Presidency is an extensive study of the most important office of the U S political system Its two volumes describe the history workings and people involved in this office from Washington to Clinton The thirty seven chapters of the Guide arranged into seven distinct subject areas ranging from the origins of the office to the powers of the presidency to selection and removal cover every aspect of the presidency Initially dealing with the constitutional evolution of

the presidency and its development the book goes on to expand on the history of the office how the presidency operates alongside the numerous departments and agents of the federal bureaucracy and how the selection procedure works in ordinary and special circumstances Of special interest to the reader will be the illustrated biographies of every president from Washington to the present day and the detailed overview of the vice presidents and first ladies of each particular office Also included are two special appendices one of which gathers together important addresses and speeches from the Declaration of Independence to Clinton's Inaugural Address and another which provides results from elections and polls and statistics from each office

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In a global defined by information and interconnectivity, the enchanting power of words has acquired unparalleled significance. Their power to kindle emotions, provoke contemplation, and ignite transformative change is truly awe-inspiring. Enter the realm of "**Presidential Spending Power**," a mesmerizing literary masterpiece penned by a distinguished author, guiding readers on a profound journey to unravel the secrets and potential hidden within every word. In this critique, we shall delve to the book is central themes, examine its distinctive writing style, and assess its profound impact on the souls of its readers.

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