

Real FEDERALISM

*Why It Matters,
How It Could Happen*



MICHAEL S. GREVE

Real Federalism Why It Matters How It Could Happen

Michael S. Greve



Real Federalism Why It Matters How It Could Happen:

Real Federalism Michael S. Greve, 1999 Real federalism is a federalism that promotes citizen choice and competition among the states *The Implosion of American Federalism* Robert F. Nagel, 2002-11 At a time of unprecedented national power why do so many Americans believe that our nationhood is fragile and precarious Why the talk among politicians academics and jurists of coups d'etat of culture wars of confederation of constitutional breakdown In this wide ranging book Robert Nagel proposes a surprising answer that anxiety about national unity is caused by centralization itself Moreover he proposes that this anxiety has dangerous cultural consequences that are in an implosive cycle pushing the country toward ever greater centralization Carefully examining recent landmark Supreme Court cases that protect states rights Nagel argues that the federal judiciary is not leading and is not likely to lead a revival of the complex system called federalism A robust version of federalism requires appreciation for political conflict and respect for disagreement about constitutional meaning both values that are deeply antithetical to the Court's function That so many believe this most centralized of our Nation's institutions is protecting even overprotecting state power is itself a sign of the depletion of those understandings necessary to sustain the federal system Instead of a support for federalism Nagel finds a commitment to radical nationalism throughout the constitutional law establishment He traces this commitment to traditionally American traits like perfectionism optimism individualism and legalism Under modern conditions of centralization these attractive traits are leading to unattractive social consequences including tolerance fearfulness utopianism and deceptiveness They are degrading our political discourse All this encourages further centralization and further cultural deterioration This book puts the major federalism decisions within the framework of the Court's overall record including its record on individual rights in areas like abortion homosexuality and school desegregation And giving special attention to public debate over privacy and impeachment it places modern constitutional law in the context of political discourse more generally

The Fallacies of States' Rights Sotirios A. Barber, 2013-01-14 Barber shows how arguments for states rights from John C Calhoun to the present offend common sense logic and bedrock constitutional principles The Constitution is a charter of positive benefits not a contract among separate sovereigns whose function is to protect people from the central government when there are greater dangers to confront

National Identity Barrister Nathaniel Uko-Ima, 2014-07-26 Historically before the advent of colonialism African continent was made up of independent states and kingdoms with organized political social and economic practices Most of the states and kingdoms had their social and political structures founded on various religious beliefs In order to understand the fundamental issues in the post colonial African nations the socio political students must understand the core socio political pre existence of these states and kingdoms This book is aimed at liberating the minds of pre colonial ideologies and colonial mediocrity and points African leaders and college students the tomorrow leaders on the right direction by studying my pragmatic solutions that could lead African Nations out of the present catastrophic experiences to

utter freedom and prosperity Issues for Debate in American Public Policy CQ Researcher, 2019-11-12 Written by award winning CQ Researcher journalists this annual collection of nonpartisan and thoroughly researched reports focuses on 16 hot button policy issues The Twenty First Edition of Issues for Debate in American Public Policy promotes in depth discussion facilitates further research and helps readers formulate their own positions on crucial policy issues And because it is CQ Researcher the policy reports are expertly researched and written showing readers all sides of an issue Because this annual volume comes together just months before publication all selections are brand new and explore some of today's most significant American public policy issues including Renewable energy debate Domestic poverty film industry disruption The retirement crunch Abortion controversies The 2020 Census Title IX and Campus Sexual Assault Regulating Health and Safety Prescription Drug Costs E Cigarette Dilemma School Safety and Much more Package and save Issues for Debate in American Public Policy Selections from CQ Researcher Twenty First Edition can be bundled with any SAGE CQ Press title at a savings for your students Contact your rep for more details *Federalism Accountability Act of 1999* United States. Congress. Senate. Committee on Governmental Affairs, 1999 **The Oxford Handbook of Public Policy** Michael Moran, Martin Rein, Robert E. Goodin, 2008-06-12 This is part of a ten volume set of reference books offering authoritative and engaging critical overviews of the state of political science This work explores the business end of politics where theory meets practice in the pursuit of public good **Common-law Liberty** James Reist Stoner, 2003 In an era as morally confused as ours Stoner argues we at least ought to know what we've abandoned or suppressed in the name of judicial activism and the modern rights oriented Constitution Having lost our way perhaps the common law in its original sense provides a way back a viable alternative to the debilitating relativism of our current age **Imagining the United States of Africa** E. Ike Udogu, 2015-02-10 This book frames the debates around the pressing desire for some form of unification that found expression in the pan Africanist movement and formation of the Organization of African Unity in Addis Ababa Ethiopia in 1963 following the advent of home rule for many former colonies of the Western powers Discussions in this volume address the following fundamental issues nationalism and political integration and how the contradictions between both philosophies can be resolved the amelioration of corruption in order to attract internal and external investments critical for developing the vast natural resources housed in the continent the need for Africa's adaptation to the ideology and practice of capitalism and liberal globalization to suit the character of African states in a projected federal United States of Africa solutions to ethnic conflicts that are bound to happen over clashes of competing group interests the indispensability and promotion of information communication technologies and urgent need to strengthen a network of regional electric power grids that would provide constant energy to the Union and lead to improvement in communication and economic growth and recommendation of social democracy as the genre of democracy suitable for a proposed United States of Africa America at Risk Robert Faulkner, Susan M. Shell, 2009-10-08 A group of eminent thinkers and writers address the question what are

some of the greatest dangers facing America today By the People Charles Murray, 2016-08-02 The American way of life built on individual liberty and limited government is on life support American freedom is being gutted Whether we are trying to run a business practice a vocation raise our families cooperate with our neighbors or follow our religious beliefs we run afoul of the government not because we are doing anything wrong but because the government has decided it knows better When we object that government can and does tell us Try to fight this and we ll ruin you In this provocative book acclaimed social scientist and bestselling author Charles Murray shows us why we can no longer hope to roll back the power of the federal government through the normal political process The Constitution is broken in ways that cannot be fixed even by a sympathetic Supreme Court Our legal system is increasingly lawless unmoored from traditional ideas of the rule of law The legislative process has become systemically corrupt no matter which party is in control But there s good news beyond the Beltway Technology is siphoning power from sclerotic government agencies and putting it in the hands of individuals and communities The rediversification of American culture is making local freedom attractive to liberals as well as conservatives People across the political spectrum are increasingly alienated from a regulatory state that nakedly serves its own interests rather than those of ordinary Americans The even better news is that federal government has a fatal weakness It can get away with its thousands of laws and regulations only if the overwhelming majority of Americans voluntarily comply with them Murray describes how civil disobedience backstopped by legal defense funds can make large portions of the 180 000 page Federal Code of Regulations unenforceable through a targeted program that identifies regulations that arbitrarily and capriciously tell us what to do Americans have it within their power to make the federal government an insurable hazard like hurricanes and floods leaving us once again free to live our lives as we see fit By the People s hopeful message is that rebuilding our traditional freedoms does not require electing a right thinking Congress or president nor does it require five right thinking justices on the Supreme Court It can be done by we the people using America s unique civil society to put government back in its proper box **A History of the U.S. Political System** Richard A. Harris, Daniel J.

Tichenor, 2009-12-23 This reference resource combines unique historical analysis scholarly essays and primary source documents to explore the evolution of ideas and institutions that have shaped American government and Americans political behavior One of the most active and revealing approaches to research into the American political system is one that focuses on political development an approach that combines the tools of the political scientist and the historian A History of the U S Political System Ideas Interests and Institutions is the first comprehensive resource that uses this approach to explore the evolution of the American political system from the adoption of the Constitution to the present A History of the U S Political System is a three volume collection of original essays and primary documents that examines the ideas institutions and policies that have shaped American government and politics throughout its history The first volume is issues oriented covering governmental and nongovernmental institutions as well as key policy areas The second volume examines America s

political development historically surveying its dynamic government era by era Volume three is a collection of documentary materials that supplement and enhance the reader's experience with the other volumes **The Most Democratic Branch**

Jeffrey Rosen, 2006-06-19 Looks at some of the most important Supreme Court cases in history and contends that the

Supreme Court is most successful when it defers to the constitutional views of the American people **The Evangelical**

Origins of the Living Constitution John W. Compton, 2014-03-17 John Compton shows how evangelicals not New Deal reformers paved the way for the most important constitutional developments of the twentieth century Their early 1800s crusade to destroy property that made immorality possible challenged founding era legal protections of slavery lotteries and liquor sales and opened the door to progressivism Selling the Free Market James Arnt Aune, 2002-02-01 While

accusations of political correctness are frequently raised against liberals there has been surprisingly little discussion of how conservatives foment the use of their own economically correct language In this engaging book James Arnt Aune examines how the rhetoric of the free market has become the everyday language of political debate in America and around the world He illuminates the inner logic of free market ideas using rhetorical theory as an analytical tool In the process Aune confronts head on what he sees as the most serious flaw of economic correctness its destructive impact on the lives of millions of working people and families *The Constitution* Michael S. Greve, 2013-04-03 For well over two centuries the United States

Constitution has served as a charter for a free democratic government and for a country that has risen from a dicey political experiment to an economic and political superpower In the history of the world there is nothing like it In *The Constitution* Understanding America's Founding Document Michael S. Greve explains how to think seriously about the United States Constitution and constitutions in general What are constitutions supposed to do and what can they accomplish Why was the specific form of the Constitution including both its structure and its rights catalogue so important Why is the Constitution so difficult to amend Greve provides a fresh perspective on the Constitution's structure and our enduring constitutional

controversies from federalism and the separation of powers to slavery civil rights and the administrative state *Ronald Reagan and the Politics of Freedom* Andrew E. Busch, 2001-08-28 In *Ronald Reagan and the Politics of Freedom* Andrew E. Busch goes beyond economic and foreign policies to examine Reagan's understanding of statesmanship Busch analyzes Reagan's conscious attempt to strengthen the separation of powers federalism and traditional rhetoric and his efforts to revive the notion of limited government in a Constitutional Republic In this important new study Busch concludes that Ronald Reagan's politics of freedom found in his discourse policy and coalition building achieved significant successes in the 1980s and beyond

By the People Charles A. Murray, 2015 In this provocative book acclaimed social scientist and bestselling author Charles Murray shows us why we can no longer hope to roll back the power of the federal government through the normal political process Murray describes how civil disobedience backstopped by legal defense funds can make large portions of the 180,000 page Federal Code of Regulations unenforceable through a targeted program that identifies

regulations that arbitrarily and capriciously tell us what to do **The Myth of Judicial Activism** Kermit Roosevelt, 2008-01-01 Constitutional scholar Kermit Roosevelt uses plain language and compelling examples to explain how the Constitution can be both a constant and an organic document and takes a balanced look at controversial decisions through a compelling new lens of constitutional interpretation **Institutions & Public Law** Robert A. Kagan, 2005 Institutions Public Law Comparative Approaches is a set of essays on the politics of law and courts by leading public law scholars in the United States Europe and Latin America The essays share the view that understanding courts requires attention to the political dynamics that shape judicial design and authority as well as the position of courts within the broader political system This volume is essential reading for undergraduate and graduate courses in judicial politics

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