

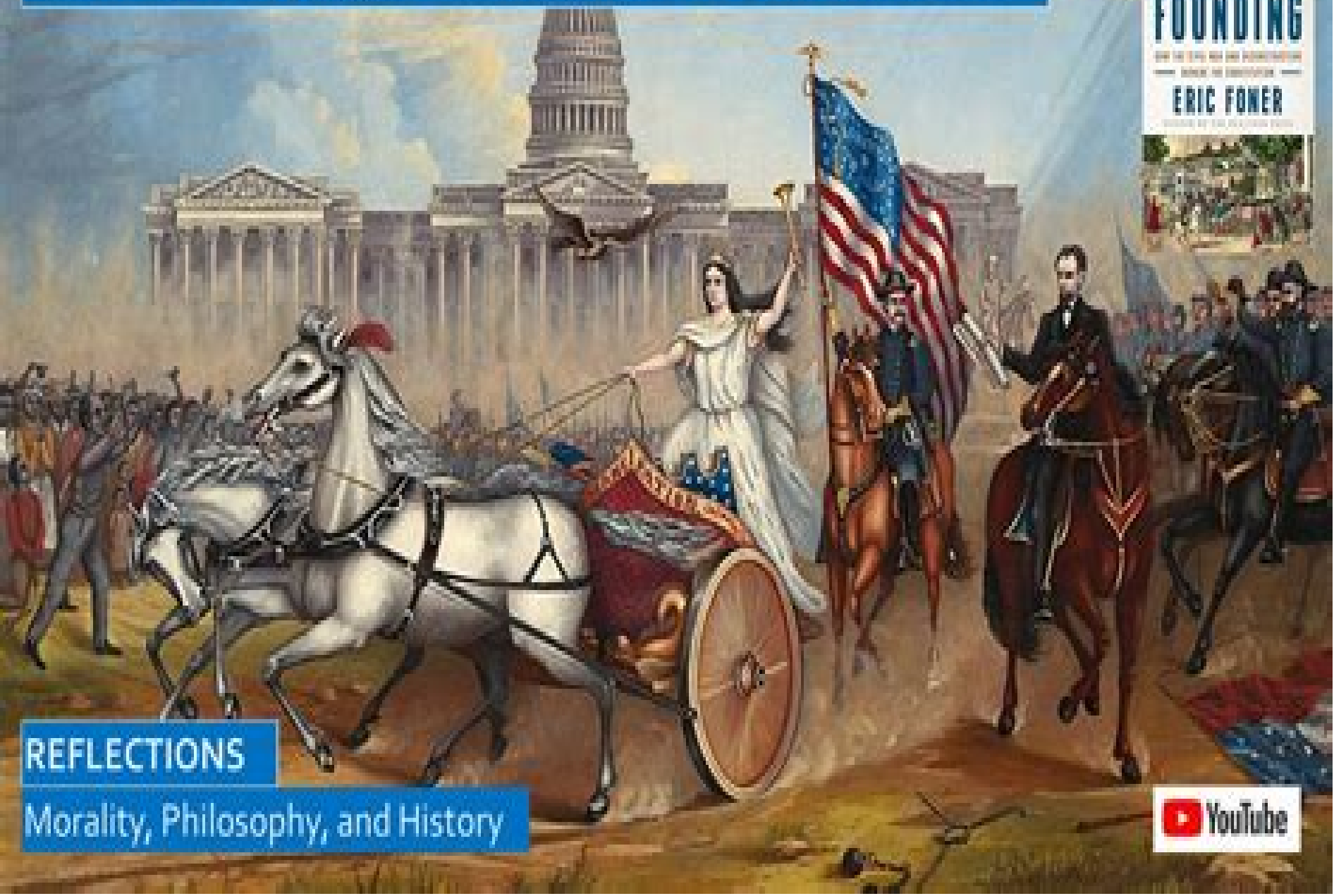
# Second Founding: Reconstruction Amendments

## THE SECOND FOUNDING

HOW THE CIVIL WAR AND RECONSTRUCTION  
— SHAPED THE CONSTITUTION —

ERIC FONER

FOREWORD BY THE PRESIDENT JOHN F. KENNEDY



REFLECTIONS

Morality, Philosophy, and History



## Second Founding

**John D. Fairfield**



## Second Founding:

**The Second Founding: How the Civil War and Reconstruction Remade the Constitution** Eric Foner, 2019-09-17 Gripping and essential Jesse Wegman New York Times An authoritative history by the preeminent scholar of the Civil War era The Second Founding traces the arc of the three foundational Reconstruction amendments from their origins in antebellum activism and adoption amidst intense postwar politics to their virtual nullification by narrow Supreme Court decisions and Jim Crow state laws Today these amendments remain strong tools for achieving the American ideal of equality if only we will take them up

The Second Founding Ilan Wurman, 2020-11-12 In *The Second Founding* An Introduction to the Fourteenth Amendment Ilan Wurman provides an illuminating introduction to the original meaning of the Fourteenth Amendment's famous provisions due process of law equal protection of the laws and the privileges or immunities of citizenship He begins by exploring the antebellum legal meanings of these concepts starting from Magna Carta the Statutes of Edward III and the Petition of Right to William Blackstone and antebellum state court cases The book then traces how these concepts solved historical problems confronting framers of the Fourteenth Amendment including the comity rights of free blacks private violence and the denial of the protection of the laws and the notorious abridgment of freedmen's rights in the Black Codes Wurman makes a compelling case that if the modern originalist Supreme Court interpreted the Amendment in the language of the law it would lead to surprising and desirable results today

*The Second Founding* Eric Foner, 2019-09-17 From the Pulitzer Prize winning scholar a timely history of the constitutional changes that built equality into the nation's foundation and how those guarantees have been shaken over time The Declaration of Independence announced equality as an American ideal but it took the Civil War and the subsequent adoption of three constitutional amendments to establish that ideal as American law The Reconstruction amendments abolished slavery guaranteed all persons due process and equal protection of the law and equipped black men with the right to vote They established the principle of birthright citizenship and guaranteed the privileges and immunities of all citizens The federal government not the states was charged with enforcement reversing the priority of the original Constitution and the Bill of Rights In grafting the principle of equality onto the Constitution these revolutionary changes marked the second founding of the United States Eric Foner's compact insightful history traces the arc of these pivotal amendments from their dramatic origins in pre Civil War mass meetings of African American colored citizens and in Republican party politics to their virtual nullification in the late nineteenth century A series of momentous decisions by the Supreme Court narrowed the rights guaranteed in the amendments while the states actively undermined them The Jim Crow system was the result Again today there are serious political challenges to birthright citizenship voting rights due process and equal protection of the law Like all great works of history this one informs our understanding of the present as well as the past knowledge and vigilance are always necessary to secure our basic rights

*The Myths That Made America* Heike Paul, 2014-08-15 This essential introduction to American

studies examines the core foundational myths upon which the nation is based and which still determine discussions of US American identities today These myths include the myth of discovery the Pocahontas myth the myth of the Promised Land the myth of the Founding Fathers the melting pot myth the myth of the West and the myth of the self made man The chapters provide extended analyses of each of these myths using examples from popular culture literature memorial culture school books and every day life Including visual material as well as study questions this book will be of interest to any student of American studies and will foster an understanding of the United States of America as an imagined community by analyzing the foundational role of myths in the process of nation building

The Lovers' Quarrel Elvin T. Lim, 2014 The United States has experienced Two Foundings not one The framers of the second Constitution the Federalists were not operating in an ideational or institutional vacuum rather the document they drafted and ratified was designed to remedy the perceived flaws of the Articles of Confederation and Perpetual Union To decouple the Two Foundings is to appreciate that there is no original meaning only original dissent Because on the insistence of the Anti Federalists prior and democratically sanctioned understandings of federalism and union had to be negotiated and partially grafted onto the new Constitution the Constitution's Articles and the Bill of Rights do not cohere as well together as have conventionally been understood Rather they represent two antithetical orientations toward power liberty and republicanism The Anti Federalist and Federalist altercation over the necessity of the Second Founding generated coherent and self contained philosophies that would become the indigenous core of American political thought that has been reproduced and transmitted across two centuries The Second Founding or the founding we have come to know as the only one we had would become a template for the unique species of politics and political debate that is prototypically American American political development has occurred only after the political entrepreneurs of each generation locked horns in a Lovers Quarrel about the relative priority of the principles of one of the Two Foundings and succeeded in justifying and forging a durable expansion or contraction of federal authority

The Public and Its Possibilities John D. Fairfield, 2010-03-26 In his compelling reinterpretation of American history The Public and Its Possibilities John Fairfield argues that our unrealized civic aspirations provide the essential counterpoint to an excessive focus on private interests Inspired by the revolutionary generation nineteenth century Americans struggled to build an economy and a culture to complement their republican institutions But over the course of the twentieth century a corporate economy and consumer culture undercut civic values conflating consumer and citizen Fairfield places the city at the center of American experience describing how a resilient demand for an urban participatory democracy has bumped up against the fog of war the allure of the marketplace and persistent prejudices of race class and gender In chronicling and synthesizing centuries of U S history including the struggles of the antislavery labor women's rights movements Fairfield explores the ebb and flow of civic participation activism and democracy He revisits what the public has done for civic activism and the possibility of taking a greater role In this age where there has been a move towards greater participation in America's public

life from its citizens Fairfield's book written in an accessible jargon free style and addressed to general readers is especially topical

**All the Nations Under Heaven** Robert W. Snyder, 2019-02-12 First published in 1996 All the Nations Under Heaven has earned praise and a wide readership for its unparalleled chronicle of the role of immigrants and migrants in shaping the history and culture of New York City This updated edition of a classic text brings the story of the immigrant experience in New York City up to the present with vital new material on the city's revival as a global metropolis with deeply rooted racial and economic inequalities All the Nations Under Heaven explores New York City's history through the stories of people who moved there from countless places of origin and indelibly marked its hybrid popular culture its contentious ethnic politics and its relentlessly dynamic economy From Dutch settlement to the extraordinary diversity of today's immigrants the book chronicles successive waves of Irish German Jewish and Italian immigrants and African American and Puerto Rican migrants showing how immigration changes immigrants and immigrants change the city In a compelling narrative synthesis All the Nations Under Heaven considers the ongoing tensions between inclusion and exclusion the pursuit of justice and the reality of inequality and the evolving significance of race and ethnicity In an era when immigration inequality and globalization are bitterly debated this revised edition is a timely portrait of New York City through the lenses of migration and immigration

**Chateau Clare** C. Litka, 2024-10-17 Are you weary of long dark and grim fantasy epics Tired of evil priests ruthless kings sinister queens knaves and scoundrels intricate palace intrigues and endless wars Are you jaded by blood soaked tomes of battle after battle death after death Need a break from accounts of disembowelment torture rape and murder In short are you looking for a different sort of fantasy Look no further Chateau Clare is a leisurely paced mundane slice of life fantasy novel set in a post magic Edwardian era sort of world The stakes are low and the company pleasant In it Lan Teya discovers he's the heir of a once slightly sinister and powerful Great House a scion of a family he never knew he belonged to With his inheritance comes the long abandoned estate of his sorcerer ancestors Chateau Clare As the new master of Chateau Clare Lan Teya reluctantly sets out to renovate it In the process he discovers not only its secrets but also uncovers a great injustice suffered by his immediate predecessor at the hands of the other Great Houses a wrong he reluctantly feels he must right But at what cost Chateau Clare is a slow paced novel of everyday life in an imaginary but semi familiar world filled with colorful friends little mysteries and a hint of romance If you're looking for heart thumping excitement move along nothing to see here But if you're looking for a nice pleasant read Chateau Clare may be just your cup of tea C Litka is the author of sixteen tales of adventure mystery and travel set in richly imagined worlds In Chateau Clare he has written a novel of everyday life and little mysteries with his usual cast of colorful fully realized characters If you seek to escape your everyday life you will not find better company nor more wonderful worlds to explore than in the stories of C Litka

*Handbook of Research on the Changing Role of College and University Leadership* Miller, Michael T., Gearhart, G. David, 2021-06-04 Higher education has changed significantly over the past 50 years and the individuals who provide

leadership for these institutions has similarly changed The pathway to the college presidency once the domain of academic administration has diversified as an increasing number of development officers student affairs and enrollment management professionals and even politicians have become common in the role It is important to understand who the presidents are in the current environment and the challenges they face Challenges such as dealing with the COVID 19 pandemic enrollment shortfalls Title IX and athletic scandals have risen to the forefront and have contributed to the issues and role of college and university leadership The Handbook of Research on the Changing Role of College and University Leadership provides important research on the topic of college and university leadership especially focusing on the changing role of the college president The chapters discuss college leadership as it is now and how it will evolve into the future Topics included are the role of the president at various types of universities their involvement within university functions and activities and the duties they must carry out and challenges they face This book is ideal for professionals and researchers working in higher education including faculty members who specialize in education public administration the social sciences and management along with teachers administrators teacher educators practitioners researchers academicians and students who are interested in college and university leadership and how this role is transforming

*Civilizing and Decivilizing Processes* Christa Buschendorf, Astrid Franke, Johannes Voetz, 2011-01-18 This volume collects new articles that explore the theoretical framework of figurational or relational sociology as represented by Norbert Elias and Pierre Bourdieu with regard to its relevance to American history culture and literature The emphasis is put on Elias's theory of the civilizing process and the question in how far his study of the European process of state formation and the correlative psycho social changes is relevant to the analysis of the development of the American nation state and the habitus of Americans Leading scholars from the field of figurational sociology team up with an international cast of renowned Americanists to shed new light on a variety of issues from the domains of social theory cultural history and literary criticism With Elias as a guide drinking and democracy in the early republic nineteenth century Indian boarding schools the fear of slave insurrections and the modern day black ghetto appear as steps in an open ended and non teleological civilizing process that weaves together changes in habitus and social structure Without stumbling into the pitfalls of an ideology of American exceptionalism the figurational approach to American studies allows the contributors of this pioneering collection to give new answers to the tenacious question of the United States peculiar characteristics Adapting Elias's analyses to US American conditions the authors provide fresh impulses for theorizing civilizing and decivilizing processes thus transforming the field of both American studies and figurational sociology The contributors are Jesse F Battan Christa Buschendorf Rachel Hope Cleves Winfried Fluck Astrid Franke Mary O Furner G nter Leypoldt Stephen Mennell Ruxandra R dulescu Kirsten Twelbeck Johannes Voelz Lo c Wacquant and Cas Wouters

*Essentially a Mother* Jennifer Hendricks, 2023-05-09 *Essentially a Mother* argues that the law of pregnancy and motherhood has been overrun by sexist ideology As Jennifer Hendricks documents courts have shockingly held over the past

half century that a pregnant woman's nine months of gestation hardly count in her claim to parent the child she bears and that a man's brief moment of ejaculation matters more than a woman's labor. Armed with such dubious arguments, courts have stripped women of the right to an abortion, treated surrogate mothers as mere vessels with no moral rights to their offspring, and handed biological fathers—even those who became fathers through rape—automatic rights over women and their children. The law of pregnancy is now infected with a misogyny that has brought tragedy to innumerable women and even to many men who don't meet the traditional definition of a father. In this incisive and groundbreaking book, Hendricks argues that feminists must work to overthrow this skewed value system that subordinates women, devalues caregiving, and strips many of us of one of our most fundamental rights: the right to parent. **A Degraded Caste of Society** Andrew T.

Fede, 2024-10 *A Degraded Caste of Society* traces the origins of twenty-first century cases of interracial violence to the separate and unequal protection principles of the criminal law of enslavement in the southern United States. Andrew T. Fede explains how antebellum appellate court opinions and statutes, when read in a context that includes newspaper articles and trial court and census records, extended this doctrine to the South's free Black people, consigning them to what South Carolina justice John Belton O'Neall called a degraded caste of society in which they were in no respect on a perfect equality with the white man. This written law either criminalized Black insolence or privileged private white interracial violence, which became a badge of slavery that continued to influence the law in action, contrary to the Constitution's mandate of equal protection of the criminal law. The U.S. Supreme Court enabled this denial of equal justice, as did Congress, which did not make all private white racially motivated violence a crime until 2009 when it adopted the Matthew Shepard and James Byrd Jr. Hate Crimes Prevention Act. Fede's analysis supports that law's constitutionality under the Thirteenth Amendment while suggesting why, during the Jim Crow era and beyond, equal protection of the criminal law was not always realized and why the curse of interracial violence has been a lingering badge of slavery. *Public Debate in the Civil War Era* David

Zarefsky, 2023-08-01 *Public debate and discussion* was overshadowed by the slavery controversy during the period of the U.S. Civil War. Slavery was attacked, defended, amplified, and mitigated. This happened in the halls of Congress, the courts, the political debate, the public platform, and the lecture hall. This volume examines the issues, speakers, and venues for this controversy between 1850 and 1877. It combines exploration of the broad contours of controversy with careful analysis of specific speakers and texts. **Torn Asunder** Erika Pani, 2025-09-10

In 1848 the Treaty of Guadalupe Hidalgo ended the Mexican American War and dramatically reshaped North American geopolitics by ceding half of Mexico's territory to the United States. In the following decades, as conflicts over slavery in the United States and over the nature of nation, state, and religion in Mexico overwhelmed politics, both republics collapsed into civil war. In Mexico, internal conflict sparked foreign intervention and the establishment of monarchical rule under an Austrian prince, while across the border, eleven Southern states seceded from the union to establish a republic founded on slavery and white supremacy. Erika Pani's *Torn Asunder*

weaves these two tales of crisis war and political experimentation into a single story Pani argues that by consecrating these episodes as epic and exceptionalist chapters in both nations histories scholars have overlooked the coincidences and connections between the United States and Mexico She chronicles the ways in which between 1848 and 1867 politicians from the two nations tested different formulas reacted to virulent opposition sedition and war and ultimately attempted to unite deeply divided countries Torn Asunder highlights the fragile contentious and unpredictable nature of politics in the Americas rooted in the inherent instability of popular sovereignty

*Building Bridges Between Academia, Politics, and Media* Ludger Kühnhardt, 2025-04-29 Ludger Kühnhardt a globally active political scientist consultant and publicist provides vivid and personal insights into the people and sources that shaped him the thought paths he has followed and the impulses his work in research and teaching has triggered over decades A biographical workshop report of high authenticity bringing together what often appears unconnected in the midst of professional everyday life Insights that were ahead of their time are repeatedly illuminated from different perspectives and findings that have remained timelessly relevant are recalled A vividly written work biography about the inner driving forces and external contexts of a cosmopolitan public intellectual as an enlightening and advisory catalyst in the interplay of science politics and journalism The book reflects German European and global contemporary history from the mid 20th century to the third decade of the 21st century in a scholarly work and its classification as a testimony to political culture

**Political Thought in America** Philip Abbott, 2009-10-22 Political Thought in America is based on the idea that there are three major languages or traditions of discourse that Americans have employed to interpret the national experience biblical thought republicanism and liberalism interpreted through the lens of two other languages conservatism and radicalism The authors engaging style brings the American political experience to life with clarity and vision immersing readers into the politics surrounding eleven great crises in our nations history Through the eyes of philosophers writers and orators of each period and the voices of commentators both historical and current political theories are outlined in the context of the debates and conversations of the men and women who have struggled to extricate the nation from crisis New to the fourth edition are an analysis of the impact of Barack Obama on contemporary American political discourse recent developments in the war on terror and a section on gay and lesbian protest A new chapter has been added that discusses the phenomenon of globalization and its challenge to American exceptionalism As in previous editions each chapter ends with an insightful author commentary and contains an up to date and comprehensive bibliographical essay along with a list of major works for each period

**Principles of Space Anthropology** Cameron M. Smith, 2019-09-16 This book shows how anthropology can provide an innovative perspective on the human movement into space It examines adaptation to space on timescales of generations rather than merely months or years and uses evolutionary adaptation as a guiding theme Employing the lessons of evolutionary adaptation Principles of Extraterrestrial Anthropology recommends evolutionarily sound strategies of space settlement covering genetics at the organismal and population levels The author



organizes the concept of cultural adaptation to environments beyond Earth according to observed patterns in human adaptation on Earth He uses original artwork and tables to help convey complex information in a form accessible to undergraduate and graduate students Though primarily written to engage students interested in space settlement and exploration who will eventually build a full anthropology of space settlement Principles of Extraterrestrial Anthropology is engaging to anthropologists across sub disciplines as well as scholars interested in the human dimensions of space exploration and settlement Just as the term exobiology was invented only a few decades ago to shape the field of space life studies exoanthropology is outlined to assist in the perpetuation of Earth life through human space settlement **Whose**

**Right Is It? The Fourteenth Amendment and the Fight for Equality** Hana Bajramovic, 2024-06-25 A New York Public Library Best Book of the Year Discover the truth about the Fourteenth Amendment civil rights and the United States continued fight for equality in this singular nonfiction book for young readers The Fourteenth Amendment to the U S Constitution known as the equality amendment was passed in the years after the Civil War to help protect the rights and freedoms of Black Americans In the centuries that followed the amendment grew to protect the rights of women immigrants and LGBTQ people as well But in recent years the scope of the Fourteenth Amendment has shifted dramatically A series of landmark Supreme Court cases ranging from abortion to affirmative action have rolled back the amendment s guarantees and called into question its usefulness as a tool in the fight for equality What does the future hold for the Fourteenth Hana Bajramovic s *Whose Right Is It The Fourteenth Amendment and the Fight for Equality* explores how one amendment to the Constitution shaped civil rights and liberties in America and became the focus for many of today s most important political debates Featuring historical photos and informative graphics this book shows a new generation of activists what the fight for equality across race sexuality gender and citizenship might look like in the years to come *America's Forgotten Suffragists* Nicole Evelina, 2023-03-01 After being forgotten for nearly 130 years the Mother of Suffrage in Missouri and her husband are finally taking their rightful place in history St Louisans Virginia and Francis Minor forever changed the direction of women s rights by taking the issue to the Supreme Court for the first and only time in 1875 a feat never eclipsed even by their better known peers Susan B Anthony and Elizabeth Cady Stanton Yet despite a myriad of accomplishments and gaining notoriety in their own time the Minors names have largely faded from memory In 1867 Virginia founded the nation s first organization solely dedicated to women s suffrage two years before Anthony formed the National Woman s Suffrage Association NWSA Virginia and Francis were also the brains behind the groundbreaking idea that women were given the right to vote under the Fourteenth Amendment a philosophy the NWSA adopted for nearly a decade And their story doesn t end there After the court case Francis went on to become a prolific writer on women s rights and one of the first and strongest male allies of the suffrage movement Virginia instigated tax revolts across the country and campaigned side by side with Anthony for women s rights in Missouri Kansas and Nebraska *America s Forgotten Suffragists* Virginia and Francis Minor is the first biography of

these suffrage celebrities who were unique for their time in being jointly dedicated to the cause of female enfranchisement  
This book follows their lives from slave holding Virginians through their highly lauded civilian work during the Civil War and  
into the height of the early suffrage movement to show how two ordinary people of like mind dedicated to a cause can change  
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## Table of Contents Second Founding

1. Understanding the eBook Second Founding
  - The Rise of Digital Reading Second Founding
  - Advantages of eBooks Over Traditional Books
2. Identifying Second Founding
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an Second Founding
  - User-Friendly Interface
4. Exploring eBook Recommendations from Second Founding
  - Personalized Recommendations
  - Second Founding User Reviews and Ratings
  - Second Founding and Bestseller Lists

5. Accessing Second Founding Free and Paid eBooks
  - Second Founding Public Domain eBooks
  - Second Founding eBook Subscription Services
  - Second Founding Budget-Friendly Options
6. Navigating Second Founding eBook Formats
  - ePub, PDF, MOBI, and More
  - Second Founding Compatibility with Devices
  - Second Founding Enhanced eBook Features
7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of Second Founding
  - Highlighting and Note-Taking Second Founding
  - Interactive Elements Second Founding
8. Staying Engaged with Second Founding
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers Second Founding
9. Balancing eBooks and Physical Books Second Founding
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection Second Founding
10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
11. Cultivating a Reading Routine Second Founding
  - Setting Reading Goals Second Founding
  - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Second Founding
  - Fact-Checking eBook Content of Second Founding
  - Distinguishing Credible Sources
13. Promoting Lifelong Learning

- Utilizing eBooks for Skill Development
- Exploring Educational eBooks

#### 14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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