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Referendum In America Together With Some:

The Referendum in America Ellis Paxson Oberholtzer,1900 The Referendum in America Ellis Paxson Oberholtzer,1911 *The Initiative* Joseph F. Zimmerman,2014-10-07 The initiative is the product of the populist movement which in the late nineteenth century sought to increase voter control of what were viewed as unrepresentative state and local governments Today twenty four states allow registered voters to place proposed state laws on the referendum ballot and eighteen states authorize voters to place proposed state constitutional amendments on the referendum ballot by collecting a specified number of valid voter signatures Numerous local governments have a charter provision or a state law provision allowing voters to employ the popular lawmaking device In *The Initiative* Second Edition Joseph F Zimmerman traces the origin and spread of the initiative in the United States The initiative has been a controversial device since first being introduced in South Dakota in 1898 with arguments both in support and in opposition Zimmerman examines and evaluates both the legal foundation of the initiative and the arguments against its use He then concludes with a chapter that develops model constitutional statutory and local government charter provisions to assist jurisdictions and their voters contemplating adoption of the initiative or amendment of already existing constitutional statutory and charter initiative provisions

Understanding Referendums Matt Qvortrup,2025-04-09 This incisive book provides a nuanced and authoritative analysis of referendums Matt Qvortrup applies diverse theoretical and empirical approaches to show how direct democracy is being undermined from the top and suggests innovative ways in which the referendum can be adapted to once again serve the interests of the many **Exploring Initiative and Referendum Law** Beth Williams,2013-10-18 Researching ballot measures can be one of the most daunting types of legal research *Exploring Initiative and Referendum Law* Selected State Research Guides offers legal researchers an easy to use guide that provides thorough overviews of I R initiative and referendum laws within twenty three states This unique resource provides state specific guidance about both forms of I R law those state laws permitting I R and those state laws enacted as a result of the I R process Any legal researcher beginning a project or needing to know just where to go for the right resources will get helpful general and specific information on practical research strategies and resources Up to now finding the literature to research the state specific history of a law passed by initiative or referendum has been extremely difficult This book fills this gap by providing top researchers with brief overviews of the individual state processes while providing important primary and secondary sources including Web sites The guide s chapters are separated alphabetically by state for fast and easy reference Annotated bibliographies of books articles and Web sites are provided along with instructions about what documents one can expect to find on the Web and how to use free databases Because of this useful volume s unique focus the book may well become an essential resource for law librarians attorneys law faculty law students and Political Science scholars This book was published as a special issue of *Legal Reference Services Quarterly* *Keeping the People's Liberties* John J. Dinan,2021-10-08 Which branch of government

should be entrusted with safeguarding individual rights. Conventional wisdom assigns this responsibility to the courts on the grounds that liberty can only be protected through judicial interpretation of bills of rights. In fact it is difficult for many people even to conceive of any other way that rights might be protected. John Dinan challenges this understanding by tracing and evaluating the different methods that have been used to protect rights in the United States from the founding until the present era. By examining legislative statutes, judicial decisions, convention proceedings and popular initiatives in four representative states: Massachusetts, Virginia, Michigan and Oregon, Dinan shows that rights have been secured in the American polity in three principal ways. Throughout the eighteenth and nineteenth centuries rights were protected primarily through representative institutions. Then in the early twentieth century citizens began to turn to direct democratic institutions to secure their rights. It was not until the mid twentieth century that judges came to be seen as the chief protectors of liberties. By analyzing the relative ability of legislators, citizens and judges to serve as guardians of rights, Dinan's study demonstrates that each is capable of securing certain rights in certain situations. Elected representatives are generally capable of protecting most rights but popular initiatives provide an effective mechanism for securing rights in the face of legislative intransigence and judicial decisions offer a superior means of protecting liberties in crisis times. Accordingly rather than viewing rights protection as the peculiar province of any single institution, this task ought to be considered the proper responsibility of all these institutions. By undertaking a comparison of these institutional methods across such a wide expanse of time, *Keeping the People's Liberties* makes a highly original contribution to the literature on rights protection and provides a new perspective on debates about the contemporary role of representative, populist and judicial institutions.

A Government by the People Thomas Goebel, 2003-04-03 Between 1898 and 1918 many American states introduced the initiative, referendum and recall known collectively as direct democracy. Most interpreters have seen the motives for these reform measures as purely political but Thomas Goebel demonstrates that the call for direct democracy was deeply rooted in antimonopoly sentiment. Frustrated with the governmental corruption and favoritism that facilitated the rise of monopolies, advocates of direct democracy aimed to check the influence of legislative bodies and directly empower the people to pass laws and abolish trusts. But direct democracy failed to achieve its promises: corporations and trusts continued to flourish, voter turnout rates did not increase and interest groups grew stronger. By the 1930s it was clear that direct democracy favored large organizations with the financial and organizational resources to fund increasingly expensive campaigns. Recent years have witnessed a resurgence of direct democracy particularly in California where ballot questions and propositions have addressed such volatile issues as gay rights and affirmative action. In this context Goebel's analysis of direct democracy's history, evolution and ultimate unsuitability as a grassroots tool is particularly timely.

Writings on American History, 1913

Educated by Initiative Daniel A. Smith, Caroline Tolbert, 2009-11-12 This body of research not only passes academic muster but is the best guidepost in existence for activists who are trying to use the ballot initiative.

process for larger policy and political objectives Kristina Wilfore Executive Director Ballot Initiative Strategy Center and Foundation Educated by Initiative moves beyond previous evaluations of public policy to emphasize the educational importance of the initiative process itself Since a majority of ballots ultimately fail or get overturned by the courts Smith and Tolbert suggest that the educational consequences of initiative voting may be more important than the outcomes of the ballots themselves The result is a fascinating and thoroughly researched book about how direct democracy teaches citizens about politics voting civic engagement and the influence of special interests and political parties Designed to be accessible to anyone interested in the future of American democracy the book includes boxes titled What Matters that succinctly summarize the authors data into easily readable analyses Daniel A Smith is Associate Professor of Political Science at the University of Florida Caroline J Tolbert is Associate Professor of Political Science at Kent State University Reclaiming the Petition Clause Ronald J. Krotoszynski,2012-04-24 Since the 2004 presidential campaign when the Bush presidential advance team prevented anyone who seemed unsympathetic to their candidate from attending his ostensibly public appearances it has become commonplace for law enforcement officers and political event sponsors to classify ordinary expressions of dissent as security threats and to try to keep officeholders as far removed from possible protest as they can Thus without formally limiting free speech the government places arbitrary restrictions on how when and where such speech may occur The Public Louis Freeland Post,Alice Thacher Post,Stoughton Cooley,1906 *Let the People Rule* John G. Matsusaka,2022-04-26 How referendums can diffuse populist tensions by putting power back into the hands of the people Propelled by the belief that government has slipped out of the hands of ordinary citizens a surging wave of populism is destabilizing democracies around the world As John Matsusaka reveals in *Let the People Rule* this belief is based in fact Over the past century while democratic governments have become more efficient they have also become more disconnected from the people they purport to represent The solution Matsusaka advances is familiar but surprisingly underused direct democracy in the form of referendums While this might seem like a dangerous idea post Brexit there is a great deal of evidence that with careful design and thoughtful implementation referendums can help bridge the growing gulf between the government and the people Drawing on examples from around the world Matsusaka shows how direct democracy can bring policies back in line with the will of the people and provide other benefits like curbing corruption Taking lessons from failed processes like Brexit he also describes what issues are best suited to referendums and how they should be designed and he tackles questions that have long vexed direct democracy can voters be trusted to choose reasonable policies and can minority rights survive majority decisions The result is one of the most comprehensive examinations of direct democracy to date coupled with concrete nonpartisan proposals for how countries can make the most of the powerful tools that referendums offer With a crisis of representation hobbling democracies across the globe *Let the People Rule* offers important new ideas about the crucial role the referendum can play in the future of government *Why America Stopped Voting* Mark L. Kornbluh,2000 Sometime

during the first two decades of the 20th century the participation of the American electorate began its plummet voter turnouts fell in each election after record heights in 1890 Kornbluh history Michigan State U examines mass political behavior in 20 successive national elections arguing that the rapid decline of electoral participation was gradual and a result of fundamental social change a conclusion maintained by the author to be at odds with previous literature focusing on discrete political events to explain voter demobilization Annotation copyrighted by Book News Inc Portland OR

The American State Constitutional Tradition John J. Dinan, 2006-04-14 For too long the American constitutional tradition has been defined solely by the U S Constitution drafted in 1787 Yet constitutional debates at the state level open a window on how Americans in different places and at different times have chosen to govern themselves From New Hampshire in 1776 to Louisiana in 1992 state constitutional conventions have served not only as instruments of democracy but also as forums for revising federal principles and institutions In *The American State Constitutional Tradition* John Dinan shows that state constitutions are much more than mere echoes of the federal document The first comprehensive study of all 114 state constitutional conventions for which there are recorded debates his book shows that state constitutional debates in many ways better reflect the accumulated wisdom of American constitution makers than do the more traditional studies of the federal constitution Wielding extraordinary command over a mass of historical detail Dinan clarifies the alternatives considered by state constitution makers and the reasons for the adoption or rejection of various governing principles and institutions Among other things he shows that the states are nearly universal in their rejection of the rigid federal model of the constitutional amendment process favoring more flexible procedures for constitutional change they often grant citizens greater direct participation in law making they have debated and at times rejected the value of bicameralism and they have altered the veto powers of both the executive and judicial branches Dinan also shows that while the Founders favored a minimalist design and focused exclusively on protecting individuals from government action state constitution makers have often adopted more detailed constitutions sometimes specifying positive rights that depend on government action for their enforcement Moreover unlike the federal constitution state constitutions often contain provisions dedicated to the formation of citizen character ranging from compulsory schooling to the regulation of gambling or liquor By integrating state constitution making with the federal constitutional tradition this path breaking work widens and deepens our understanding of the principles by which we've chosen to govern ourselves

Direct Democracy and the Courts Kenneth P. Miller, 2009-08-31 Who should have the last word on fundamental policy issues This book analyzes the rise of two contenders the people through direct democracy and the courts Now available in nearly half the states direct democracy has surged in recent decades Through ballot measures voters have slashed taxes mandated government spending imposed term limits on elected officials enacted campaign finance reform barred affirmative action banned same sex marriage and adopted many other controversial laws In several states citizens now bypass legislatures to make the most important policy decisions

However the people's rule is not absolute This book demonstrates that courts have used an expanding power of judicial review to invalidate citizen enacted laws at remarkably high rates The resulting conflict between the people and the courts threatens to produce a popular backlash against judges and raises profound questions about the proper scope of popular sovereignty and judicial power in a constitutional system **The Recall, Second Edition** Joseph F. Zimmerman, 2013-12-12

The recall or election in reverse is meant to allow voters to remove an elected official from office prior to the completion of his/her term in office In this revised second edition of *The Recall* Joseph F Zimmerman examines the rise of the recall in the United States and its use by American voters Proponents of the recall believe the threat of removal from office would ensure that elected officials would act in accord with the public's will while opponents fear their use would disrupt and inhibit public officers in the performance of their duties Zimmerman provides a detailed analysis of how the recall has functioned in practice and discovers that the recall has seldom been employed against elected state officials Although used more often against local government officials the rate is still not exceptionally high when one considers the extremely large number of elected officials After a century of use in the United States the recall has not produced a new era of public official responsibility as hoped for by proponents but neither has it caused extensive disruption of state and local governments the original concern of early opponents List of Titles on Municipal Government Charles Harvey Brown, 1906 The Public, 1906 **The Social Sciences** Chicago Public Library, 1914 *The Yale Review* George Park Fisher, George Burton Adams, Henry Walcott Farnam, Arthur Twining Hadley, John Christopher Schwab, William Fremont Blackman, Edward Gaylord Bourne, Irving Fisher, Henry Crosby Emery, Wilbur Lucius Cross, 1901

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