

AMERICAN LEGAL INSTITUTIONS

# RIGHT-TO-DIE POLICIES IN THE AMERICAN STATES

**Judicial and  
Legislative Innovation**

J. DONALD SMITH

# Righttodie Policies In The American States Judicial And Legislative Innovation American Legal Institutions

**Christoph Knill**



## **Right to Die Policies In The American States Judicial And Legislative Innovation American Legal Institutions:**

**Courts as Policymakers** Anna Lukemeyer, 2003 Having trained in both law and social science Lukemeyer public administration U of Nevada Las Vegas decided that professionals in both fields could benefit from insights in the other about school finance reform She explains the role of legal cases in reform and how they can be used for further research and how judges lawyers and plaintiffs can use the insights developed in the social sciences She looks at 25 years of cases ending in 1996 Annotation c 2003 Book News Inc Portland OR booknews com Alternative Dispute Resolution in Civil Justice Systems Roger E. Hartley, 2002 Hartley examines the introduction of alternative dispute resolution e g mediation in a court system in Georgia Attorneys supported the introduction of mediation to consolidate control of the legal process and to add it to their practices They also used mediation to settle some cases more quickly Mediation gave judges flexibility to weed out minor cases and process others more quickly However these changes were not so great as to put a dent in settlement or trial rates and Hartley concludes that while changes in court procedures have effects researchers need to examine the behavior of actors in depth in order to discover these effects **Current Publications in Legal and Related Fields ,2003 The Right to Die** Henry R. Glick, 1992 Harry R Moody Brookdale Center on Aging Hunter College **American Book Publishing Record ,2003 Right-to-die Policies in the American States** J. Donald Smith, 2002 Annotation Citing cases illustrating the contentious legal issues that modern medicine s ability to prolong the dying process has raised for end of life medical decision making Smith political science U of North Texas overviews the history of the US right to die movement and the link between legislative and judicial policies Applying event history analysis and his typology of policy innovations in a rare empirical study of the diffusion of judicial doctrines and policies he seeks to explain the determinants of states permissive policy adoption and reinvention via study of right to die policies of the late 1970s to 1994 relating to living will proxy and surrogate laws statutes Policy salience was found to be a crucial variable Appends a listing of right to die statutes by State and methodological notes Annotation c Book News Inc Portland OR booknews com *Morality Policies in Europe* Christoph Knill, 2017-07-05 The regulation of issues like abortion euthanasia gun control same sex unions pornography prostitution drugs or gambling is commonly referred to a special class of so called morality policies The distinctive feature of these policies is that politics are shaped by conflicts over first principle When does life end When does it begin Is gambling drug consumption or prostitution inherently malignant The regulation of these value conflicts entails decisions about right or wrong and hence the validation of a particular set of basic values Yet there is still a remarkable lack of scholarly attention on morality policies in particular with regard to general implications for the study of public policy To stimulate further research in this area this book focuses on different concepts and theories of morality policy change in European countries It is based on a broad and comparative empirical perspective on different morality issues including for instance the regulation of prostitution abortion euthanasia gambling drugs as well as gun controls This book was published as a special issue of the

Journal of European Public Policy      **Human Rights Litigation Promoting International Law in U.S. Courts** Ying-Jen Lo, 2005 Annotation Lo studies how human rights organizations and individual activists have sought to influence American courts on death penalty law and refugee policies In doing so she studies whether neutral legal rules have affected judges decision making She concludes that judicial attitude matters most in litigation since judges enjoy autonomous authority in adjudicating cases Twin goals should dominate human rights activists agenda to socialize U S judges to international human rights law through tools such as case briefs amicus statements and seminars and to extend this socialization to the executive and legislative departments which directly or indirectly influence the courts      **The U.S. Court of Appeals and the Law of Confessions** Sara Catherine Benesh, 2002      Congressional Participation as Amicus Curiae Before the U.S. Supreme Court Judithanne Scourfield McLauchlan, 2005 Scourfield McLauchlan studies how Members of Congress participate in cases before the Supreme Court Members have filed amicus curiae briefs every Term since 1977 The frequency of Congressional participation before the Court continues to rise and it is now a fixture in Supreme Court litigation McLauchlan examines how often Members of Congress participate as friend of the court what types of cases attract Congressional attention what motivates Congressmen to file amicus briefs and whether Congressional friends of the court influence Supreme Court decision making She explores the implications of this trend for the principles of separation of powers and judicial independence      **Administrative Statutory Interpretation** Ruth Ann Watry, 2002      *The Federalist's Vision of Popular Sovereignty in the New American Republic* Kathleen O. Potter, 2002 In reconstructing the theory of The Federalist Papers Potter shows how its authors present the Constitution as a social compact that embraces a stronger version of popular sovereignty than that expressed in the consent theories of Hobbes or Locke The Federalist 1 recognizes complexity in the first stage of the compact that requires more from the people than mere consent 2 introduces a formal constitution and procedure for obtaining popular consent into the second stage 3 extends the compact beyond the founding moment by including a formal amendment procedure and provisions for wholly popular government and 4 addresses the responsibilities of the people and therefore the requirement for virtue      Learned in the Law and Politics Peter N. Ubertaccio, 2005 Ubertaccio documents the creation growth and significance of the Office of the Solicitor General Ubertaccio argues that the Solicitor Generals office has become the Presidents preeminent tool for legal and constitutional change Throughout the history of the office from its early defense of federal power in the area of civil rights by Benjamin Bristow to its advocacy of strong executive power to wage a war against terrorism by Theodore Olson Solicitors have been advocates of federal and executive power and wrapped the activities of the federal government and the executive office in constitutional dressing

**Initiative and Referendum Voting** Richard Braunstein, 2004 Braunsteins work explores all aspects of initiative and referendum voting including the subject matter of proposed laws their potential costs and benefits ballot issue campaign finance and the electoral success for each initiative in California Colorado and South Dakota He tests the validity of

competing claims that direct democracy is either the bane of democratic publics or their safeguard His conclusions demonstrate that voters are more sophisticated than many commentators think that voting behavior reflects a preference for measures with widely accessible benefits and that inclusive public policy can result from ballot issue elections even those funded by organized interests These findings challenge a perception that special interests professional consultants and governing elites dominate direct democracy

**Political Science Abstracts** IFI/Plenum Data Company staff,2013-11-11 Political Science Abstracts is an annual supplement to the Political Science Government and Public Policy Series of The Universal Reference System which was first published in 1967 All back issues are still available Governance And The Changing American States David Hedge,2018-02-12 This book chronicles the kinds of changes that have occurred on the demand and supply sides of American state government It assesses the consequences of those developments for the quality of statehouse democracy and the ability of state governments to govern responsibly and effectively *This Land is Your Land, this Land is My Land* Alfred M. Olivetti,Jeffrey Worsham,2003 Annotation Worsham political science West Virginia U and Olivetti a graduate student of Worsham s whose dissertation was on the property rights movement have written a short pithy study tracing the history of the property rights movement The movement s formation in opposition to land appropriation according to environmental rules the makeup of the movement s constituents and their shifting strategies in court and the legislative branch are the main topics Annotation c 2003 Book News Inc Portland OR booknews com

Judicial Review in State Supreme Courts Laura Langer,2012-02-01 Despite having the final word on many policy issues state supreme courts have received much less scholarly attention than the United States Supreme Court Examining these often neglected institutions this book demonstrates that by increasing our knowledge of the behavior of state supreme court judges across differing areas of law we can enrich our understanding of the function of state supreme courts and the relations between these institutions and other branches of government In addition Judicial Review in State Supreme Courts advances our conceptualization of the judiciary and offers a more general theory about judicial behavior accountability and the role of courts in American society Langer looks at the policy making powers of state supreme courts and the conditions under which justices are most likely to review and invalidate state laws portraying judges as forward thinking individuals who pursue both policy and electoral goals **The Oxford Handbook of Law and Politics** Keith E. Whittington,R. Daniel Kelemen,Gregory A. Caldeira,2010-06-10 The study of law and politics is one of the foundation stones of the discipline of political science and it has been one of the most productive areas of cross fertilization between the various subfields of political science and between political science and other cognate disciplines This Handbook provides a comprehensive survey of the field of law and politics in all its diversity ranging from such traditional subjects as theories of jurisprudence constitutionalism judicial politics and law and society to such re emerging subjects as comparative judicial politics international law and democratization The Oxford Handbook of Law and Politics gathers together leading scholars in the field

to assess key literatures shaping the discipline today and to help set the direction of research in the decade ahead

**Politics in the American States** Virginia Gray, Russell L. Hanson, Herbert Jacob, 1999 Politics in the American States is an essential source for anyone interested in state politics Containing original research from the finest scholars in the field it employs an empirical and comparative approach to survey the entire field of state politics Now in its seventh edition Politics in the American States has been completely revised and updated to include important new scholarship the most current census and electoral data and new policy developments

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