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Religion and the Constitution

A Reinterpretation

By
Peter J. Ferrara

Religion And The Constitution A Reinterpretation

E Durkheim



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Religion and the Constitution Peter J. Ferrara, 1983-01-02 To find more information on Rowman Littlefield titles please visit us at www.rowmanlittlefield.com *Voluntary School Prayer Constitutional Amendment* United States. Congress. Senate. Committee on the Judiciary. Subcommittee on the Constitution, 1984 *Politics in a Religious World* Eric Patterson, 2011-09-29 *Politics in a Religious World* examines why US diplomacy often misunderstands if not ignores the role of religion in international conflicts After the Cold War it became evident that religion was a key factor in many conflicts including Bosnia Rwanda and Afghanistan However the US failed to correctly appreciate this role for example predicting the failure of the Iranian theocrats in 1979 Today most of the security and foreign relations challenges faced by the US are infused with religious factors from its relations with Iran to the Iraq war and jihadist terrorists Religion however can also play a transnational role when it comes to human rights conflict resolution and political mobilization Written by an expert in the field the book analyzes why the US deliberately avoids the religious dimension of international affairs and proposes a comprehensive approach to a religiously literate US foreign policy *Politics in a Religious World* addresses a needed area and will appeal to anyone studying US foreign policy as well as the interaction of religion and international affairs *Research Handbook on the Politics of Constitutional Law* Mark Tushnet, Dmitry Kochenov, 2023-11-03 This Research Handbook deals with the politics of constitutional law around the world using both comparative and political analysis delivering global treatment of the politics of constitutional law across issues regions and legal systems Offering an innovative critical approach to an array of key concepts and topics this book will be a key resource for legal scholars and political science scholars Students with interests in law and politics constitutions legal theory and public policy will also find this a beneficial companion *Constitutional Law, Religion and Equal Liberty* Azin Tadjini, 2019-09-19 During the 20th century many countries embarked on a process of constitutional secularization by which the role of religion gradually became limited Yet by the late 20th century and increasingly following the end of the Cold War this development began to be challenged This book examines the return of religion in constitutions through the concept of constitutional de secularization It places this phenomenon in the context of the constitutional memory of the countries in which it has taken place and critically examines it against the development and standards of constitutionalism as the prevailing constitutional legal and political theory Central to this analysis is the impact of constitutional de secularization on the regulation of equality in liberty that is both the regulation of constitutional rights and the scope for equality of those who are granted such rights The book argues that equal liberty forms an essential part of constitutionalism as a theory and that constitutionalism therefore entails a continuous development towards expanding it The first and second part of the book presents a conceptual framework for the study of constitutional de secularization The third part presents and analyses three cases of constitutional de secularization in Afghanistan Iran and Iraq The book will be of interest to researchers and policy makers interested in constitutional history

and theory and the role of religion in law and its compatibility with human rights **The Catholic School** Harold A. Buetow, 1988 Religion among We the People Franklin I. Gamwell, 2015-10-07 Explores democracy with religious freedom and its dependence on theism Franklin I Gamwell holds that democracy with religious freedom is dependent on metaphysical theism Democratic politics can be neutral to all religious convictions only if its constitution establishes a full and free discourse about the ultimate terms of justice and their application to decisions of the state and the divine good is the true ground of justice Notably Gamwell's view challenges virtually all current accounts of democracy with religious freedom This uncommon position emerges through a series of essays in which Gamwell engages a variety of conversation partners including Thomas Jefferson David Strauss Abraham Lincoln Jürgen Habermas Alfred North Whitehead Reinhold Niebuhr and Iris Murdoch Discussions of Jefferson Lincoln and the US Constitution illustrate the promise of neoclassical metaphysics as a context for interpreting US history Gamwell then defends his metaphysics against both modern refusals of metaphysics and accounts of ultimate reality offered by Niebuhr and Murdoch **The U.S. Supreme Court and New Federalism** Christopher P. Banks, John C. Blakeman, 2012-07-30 Constitutional scholars Christopher P Banks and John C Blakeman offer the most current and the first book length study of the U S Supreme Court's new federalism begun by the Rehnquist Court and now flourishing under Chief Justice John Roberts While the Rehnquist Court reinvigorated new federalism by protecting state sovereignty and set new constitutional limits on federal power Banks and Blakeman show that in the Roberts Court new federalism continues to evolve in a docket increasingly attentive to statutory construction preemption and business litigation

Religion and Equality Law Nelson Tebbe, 2017-07-05 The essays selected for this volume address topics at the intersection of religion and equality law including discrimination against religion discrimination by religious actors and discrimination in favor of religious groups and traditions The introduction provides a conceptual guide to these types of inequality which are often misunderstood or conflated and it offers an analysis of different species of discrimination within each broad category Each section of the volume contains both theoretical essays which set out frameworks for thinking about the relevant type of inequality and essays that examine real world disputes For example the articles address the conflicts over headscarf laws in France and Turkey the place of so called traditional religions in Africa the display of Roman Catholic crucifixes in Italian classrooms and the ability of American religious organizations to be free of employment laws in their treatment of clergy This volume brings together classic articles which are otherwise difficult to access enables students to study key articles side by side and provides instructors with a valuable teaching resource **Yasukuni Fundamentalism** Mark R. Mullins, 2021-07-31 Although religious fundamentalism is often thought to be confined to monotheistic religions of the book this study examines the emergence of a fundamentalism rooted in the Shinto tradition and considers its role in shaping postwar Japanese nationalism and politics Over the past half century the Liberal Democratic Party LDP and the National Association of Shrines NAS have been engaged in collaborative efforts to recover or restore what was destroyed by

the process of imperialist secularization during the Allied Occupation of Japan Since the disaster years of 1995 and 2011 LDP Diet members and prime ministers have increased their support for a political agenda that aims to revive patriotic education renationalize Yasukuni Shrine and revise the constitution The contested nature of this agenda is evident in the critical responses of religious leaders and public intellectuals and in their efforts to preserve the postwar gains in democratic institutions and prevent the erosion of individual rights This timely treatment critically engages the contemporary debates surrounding secularization in light of postwar developments in Japanese religions and sheds new light on the role religion continues to play in the public sphere

Brigham Young University Law Review ,1986 Civil Religion in Political Thought Ronald L. Weed,John von Heyking,2010-03 The essays in this volume blend historical and philosophical reflection with concern for contemporary political problems They show that the causes and motivations of civil religion are a permanent fixture of the human condition though some of its manifestations and proximate causes have shifted in an age of multiculturalism religious toleration and secularization

A Conference on Criminal Justice Reform Patrick B. McGuigan,Teresa L. Donovan,1984 *Touro Law Review* ,1985 **Shari'a and the Constitution in Contemporary Legal Models** Federico Lorenzo Ramaioli,2024-03-23 This comparative law book aims at formulating a new analytical approach to constitutional comparisons assuming as a starting point the different legal perspectives implied in the Sunni Islamic outlook on the juridical phenomena and the Western concept of law with particular reference to constitutionalism The volume adopts a wider and comprehensive viewpoint comparing the different ways in which the Islamic shar a and Western legal categories interact regardless of substantive contents of specific provisions thus avoiding conceptual biases that can sometime affect present literature on the matter The book explores the various dynamics subtended to the interactions between shar a and Western constitutionalism providing a new classification to the different contemporary models The philosophical and legal comparisons are analyzed in a dynamic way based on a wide range of contemporary constitutional systems virtually encompassing all the States in which Sunni Islam plays a major cultural role and taking also into consideration non State actors and non recognized actors Published in cooperation with gLAWcal Global Law Initiatives for Sustainable Development Hornchurch Essex United Kingdom

Populist Challenges to Constitutional Interpretation in Europe and Beyond Fruzsina Gárdos-Orosz,Zoltán Szente,2021-05-03 This book explores the relationship between populism or populist regimes and constitutional interpretation used in those regimes The volume discusses the question of whether contemporary populist governments and movements have developed or encouraged new and specific constitutional theories doctrines and methods of interpretation or whether their constitutional and other high courts continue to use the old traditional interpretative tools in constitutional adjudication The book is divided into four parts Part I contains three chapters elaborating the theoretical basis for the discussion Part II examines the topic from a comparative perspective representing those European countries where populism is most prevalent including Austria Croatia the Czech Republic Greece Hungary

Italy Poland Romania Spain and the United Kingdom Part III extends the focus to the United States reflecting how American jurisprudence and academia have produced the most important contributions to the theory of constitutional interpretation and how recent political developments in that country might challenge the traditional understanding of judicial review This section also includes a general overview on Latin America where there are also some populist governments and strong populist movements Finally the editors closing study analyses the outcomes of the comparative research summarizing the conclusions of the book Written by renowned national constitutional scholars the book will be essential reading for students academics and researchers working in Constitutional Law and Politics Chapter 1 of this book is freely available as a downloadable Open Access PDF at <http://www.taylorfrancis.com> under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4.0 license

Regent University law review, 1999 *The Metaphysics of Self and World* Elie Maynard Adams, 1991 A great fissure occurred in Western civilization in the early modern period with the divorce between the humanities and the sciences and the rise of scientific naturalism *The Metaphysics of Self and World* is a philosophical exploration of the relationship between the individual the culture and the world It is in the author's words a philosophy of the humanities a philosophy of humanity and a philosophy of social reality It explores the implications of a world view that would integrate the perspective of the sciences with humanistic ways of thought E M Adams claims that we do violence to ourselves as human beings by trying to fit into the world as delineated in scientific categories Rejecting cultural subjectivism and scientific naturalism he argues for the irreducibility and validity of the categories of the humanities and for a fully developed humanistic philosophy of self and world In generating this world view he utilizes the humanities as a source of culture therapy in order to close the fissure in Western civilization Author note E M Adams is Kenan Professor of Philosophy Emeritus at the University of North Carolina Chapel Hill He has written numerous books and articles and a festschrift celebrating his work *Mind Value and Culture Essays in Honor of E M Adams* edited by David Weissbord was published in 1989 *Educational Freedom*, 1989 **Religion and World Politics** Erin K. Wilson, 2022-11-23 Religion and World Politics provides a short accessible and practical introduction to how we can understand the place of religion in world politics in a more comprehensive contextually relevant way Is religion central or irrelevant positive or negative in world politics today So much political commentary and analysis focuses on these issues But these are the wrong questions to be asking Designed for practitioners policymakers and newcomers to the topic of religion and global politics this book emphasises that religion is not something clear identifiable and definable but is fluid and shifting Consequently we need analytical frameworks that help us to make sense of this ever changing phenomenon The author presents a critical intersectional framework for analysing religion and applies this to case studies of three core areas of international relations IR analysis 1 conflict violence and security 2 development and humanitarianism and 3 human rights law and public life These cases highlight how assumptions about what religion is and does affect policymakers theorists and activists The book demonstrates

the damage that has been done through policies and programmes based on unquestioned assumptions and the possibilities and insights to be gained by incorporating the critical study of religion into research policymaking and practice This book will be of great interest to students of global politics IR religion and security studies as well as diplomats civil servants policymakers journalists and civil society practitioners It will also benefit IR scholars interested in developing their research to include religion as well as scholars of religion from disciplines outside IR interested in a deeper understanding of religion and world politics The Open Access version of this book available at www.taylorfrancis.com has been made available under a Creative Commons Attribution Non Commercial No Derivatives 4.0 license Thanks to the support of libraries working with Knowledge Unlatched www.knowledgeunlatched.org

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