

Neglected Stories The Constitution and Family Values

Peggy Cooper Davis

Neglected Stories The Constitution And Family Values

Dorothy Roberts



Neglected Stories The Constitution And Family Values:

Neglected Stories Peggy Cooper Davis, 1998-04-30 In a powerful challenge to the belief that the Constitution has nothing to do with the individual freedoms that comprise family rights Peggy Cooper Davis argues in *Neglected Stories* that the constitutional amendments after the Civil War reflect a profound appreciation of the political social and personal worth of family autonomy She draws upon what she calls the motivating stories of the Fourteenth Amendment to show that the Reconstruction legislators who sponsored it understood family rights as aspects of liberty that were fundamental to the proper definition of freedom and citizenship This new understanding of family rights developed as men and women black and white Southerners and Northerners came to appreciate the enormity of slavery's denial even destruction of family life Davis also explores the doctrinal stories the Supreme Court has told to justify or strike down restrictions on liberty with respect to work marriage procreation parenting and sexuality and family planning and the stories of the litigants who wanted to live work marry love and parent as they chose These neglected stories are woven together in a strong new constitutional argument that gives us at long last a framework in which we can have sensible social and political debate about just what we mean when we say family values

Family Leave Policy: The Political Economy of Work and Family in America

Steven K. Wisensale, 2015-05-15 Written in an accessible case study format this groundbreaking work explores the formulation implementation and evaluation of family leave policy in the United States from its beginnings at the state level in the early 1980s through the adoption of the federal Family and Medical Leave Act of 1993 and beyond to the present day With a political economy perspective the book identifies the major economic and social forces affecting both the family and the workplace And drawing on original primary research it examines how the political system has responded to this evolving issue with various policy initiatives

Critical Race Judgments Bennett Capers, Devon W. Carbado, R. A. Lenhardt, Angela

Onwuachi-Willig, 2022-04-21 By re writing US Supreme Court opinions that implicate critical dimensions of racial justice *Critical Race Judgments* demonstrates that it's possible to be judge and a critical race theorist Specific issues covered in these cases include the death penalty employment voting policing education the environment justice housing immigration sexual orientation segregation and mass incarceration While some rewritten cases *Plessy v Ferguson* which constitutionalized Jim Crow and *Korematsu v United States* which constitutionalized internment originally focused on race many of the rewritten opinions *Lawrence v Texas* which constitutionalized sodomy laws and *Roe v Wade* which constitutionalized a woman's right to choose are used to incorporate racial justice principles in novel and important ways This work is essential for everyone who needs to understand why critical race theory must be deployed in constitutional law to uphold and advance racial justice principles that are foundational to US democracy

The Greenwood Encyclopedia of Daily Life in America Randall M. Miller, 2008-12-30 The course of daily life in the United States has been a product of

tradition environment and circumstance How did the Civil War alter the lives of women both white and black left alone on

southern farms How did the Great Depression change the lives of working class families in eastern cities How did the discovery of gold in California transform the lives of native American Hispanic and white communities in western territories Organized by time period as spelled out in the National Standards for U S History these four volumes effectively analyze the diverse whole of American experience examining the domestic economic intellectual material political recreational and religious life of the American people between 1763 and 2005 Working under the editorial direction of general editor Randall M Miller professor of history at St Joseph s University a group of expert volume editors carefully integrate material drawn from volumes in Greenwood s highly successful Daily Life Through History series with new material researched and written by themselves and other scholars The four volumes cover the following periods The War of Independence and Antebellum Expansion and Reform 1763 1861 The Civil War Reconstruction and the Industrialization of America 1861 1900 The Emergence of Modern America World War I and the Great Depression 1900 1940 and Wartime Postwar and Contemporary America 1940 Present Each volume includes a selection of primary documents a timeline of important events during the period images illustrating the text and extensive bibliography of further information resources both print and electronic and a detailed subject index

Memory and Authority Jack M. Balkin, 2024-02-27 From one of the nation s preeminent constitutional scholars a sweeping rethinking of the uses of history in constitutional interpretation Fights over history are at the heart of most important constitutional disputes in America The Supreme Court s current embrace of originalism is only the most recent example of how lawyers and judges try to use history to establish authority for their positions Jack M Balkin argues that fights over constitutional interpretation are often fights over collective memory Lawyers and judges construct and erase memory to lend authority to their present day views they make the past speak their values so they can then claim to follow it The seemingly opposed camps of originalism and living constitutionalism are actually mirror images of a single phenomenon how lawyers use history to adapt an ancient constitution to a constantly changing world Balkin shows how lawyers and judges channel history through standard forms of legal argument that shape how they use history and even what they see in history He explains how lawyers and judges invoke history selectively to construct authority for their claims and undermine the authority of opposing views And he elucidates the perpetual quarrel between historians and lawyers showing how the two can best join issue in legal disputes This book is a sweeping rethinking of the uses of history in constitutional interpretation

First among Friends Suzanne U. Samuels, 2004-09-30 In the last several decades there has been an explosion in the number of amici curiae or friend of the Court briefs filed with the U S Supreme Court Amici are not formal parties to a lawsuit but file to help inform the Justices about the wider repercussions of the case before them Public law scholars have long discussed whether these briefs have an impact on the Justices This book is the first study that seeks to assess the extent of amici influence This work examines the role of interest groups in the creation and interpretation of the right to privacy a highly controversial right that derived almost entirely from case law It looks at amici participation in

abortion aid in dying family relationships and anti sodomy cases This volume tracks the influence of amici arguments and data on the Justices handling of these cases **The New Deportations Delirium** Daniel Kanstroom,M. Brinton

Lykes,2015-12-25 Since 1996 when the deportation laws were hardened millions of migrants to the U S including many long term legal permanent residents with green cards have experienced summary arrest incarceration without bail transfer to remote detention facilities and deportation without counsel a life time banishment from what is in many cases the only country they have ever known U S based families and communities face the loss of a worker neighbor spouse parent or child Many of the deported are sentenced home to a country which they only knew as an infant whose language they do not speak or where a family lives in extreme poverty or indebtedness for not yet being able to pay the costs of their previous migration But what does this actually look like and what are the systems and processes and who are the people who are enforcing deportation policies and practices The New Deportations Delirium responds to these questions Taken as a whole the volume raises consciousness about the complexities of the issues and argues for the interdisciplinary dialogue and response Over the course of the book deportation policy is debated by lawyers judges social workers researchers and clinical and community psychologists as well as educators researchers and community activists The New Deportations Delirium presents a fresh conversation and urges a holistic response to the complex realities facing not only migrants but also the wider U S society in which they have sought a better life **Roe v. Wade** Deirdre Cooper Owens,Fiona de Londras,Alicia

Gutierrez-Romine,Johanna Schoen,Salamishah Tillet,Karin Wulf,2024-08-15 Just over fifty years ago on January 22 1973 the United States Supreme Court decision on Roe v Wade assured millions of women that abortion was a protected constitutional right due to a woman s right to privacy In the context of the burgeoning women s rights movement it seemed like an inalienable victory women might become equal to men in their right to determine what would happen to their bodies This was a hard won fight that reached back to colonial America and slavery but on June 24 2022 the decision was shockingly reversed by the Supreme Court in Dobbs v Jackson Women s Health Organization What happened What transpired socially politically legally in religious institutions and in popular culture in the half century when the right to choose led to this stunning transformation in American society Roe v Wade Fifty Years After coedited by Rhae Lynn Barnes and Catherine Clinton for the History in the Headlines series brings together a team of world renowned scholars prizewinning historians and Pulitzer Prize winning public intellectuals who specialize in reproductive history They assembled at Harvard University in the weeks following the Dobbs decision to talk through the centuries long history of abortion in what became the United States how its representation changed in the law and popular culture and how a wellspring of social movements on both the right and left led to a fifty year showdown over some of the most outstanding human questions What is life When does it begin Who has the right to end it Who has the right to determine what happens to someone else s body How can the law define and restrict women s reproductive health And how have race class geography sexuality and other factors shaped who

gets to be a part of answering these questions The international impact of the struggles for reproductive freedom for women within the United States comes into sharp focus within this important volume shedding light on past present and future dimensions of reproductive freedom for all Americans *Bound in Wedlock* Tera W. Hunter, 2019-02-18 Winner of the Stone Book Award Museum of African American History Winner of the Joan Kelly Memorial Prize Winner of the Littleton Griswold Prize Winner of the Mary Nickliss Prize Winner of the Willie Lee Rose Prize Americans have long viewed marriage between a white man and a white woman as a sacred union But marriages between African Americans have seldom been treated with the same reverence This discriminatory legacy traces back to centuries of slavery when the overwhelming majority of black married couples were bound in servitude as well as wedlock but it does not end there *Bound in Wedlock* is the first comprehensive history of African American marriage in the nineteenth century Drawing from plantation records legal documents and personal family papers it reveals the many creative ways enslaved couples found to upend white Christian ideas of marriage A remarkable book Hunter has harvested stories of human resilience from the cruelest of soils An impeccably crafted testament to the African Americans whose ingenuity steadfast love and hard nosed determination protected black family life under the most trying of circumstances *Wall Street Journal* In this brilliantly researched book Hunter examines the experiences of slave marriages as well as the marriages of free blacks *Vibe* A groundbreaking history Illuminates the complex and flexible character of black intimacy and kinship and the precariousness of marriage in the context of racial and economic inequality It is a brilliant book Saidiya Hartman author of *Lose Your Mother* *Crossing Boundaries* Austin Sarat, 1998-09-02 Perhaps no idea is more emblematic of the field of law and society than crossing boundaries From the founding of the Law and Society Association in the early 1960s participating scholars aspired to create a field that crossed boundaries in at least two senses by undertaking research that questioned and often bridged traditional methodological and disciplinary divisions and by using nontraditional approaches to explore the interconnections between law and its social context These essays reflect both aspirations **Loving v. Virginia in a Post-Racial World** Rose Cuison Villazor, Kevin Noble Maillard, 2012-06-25 This book takes a critical approach to the US Supreme Court ruling in *Loving v. Virginia* *Killing the Black Body* Dorothy Roberts, 1998-12-29 *Killing the Black Body* remains a rallying cry for education awareness and action on extending reproductive justice to all women It is as crucial as ever even two decades after its original publication A must read for all those who claim to care about racial and gender justice in America Michelle Alexander author of *The New Jim Crow* In 1997 this groundbreaking book made a powerful entrance into the national conversation on race In a media landscape dominated by racially biased images of welfare queens and crack babies *Killing the Black Body* exposed America's systemic abuse of Black women's bodies From slave masters economic stake in bonded women's fertility to government programs that coerced thousands of poor Black women into being sterilized as late as the 1970s these abuses pointed to the degradation of Black motherhood and the exclusion of Black women's reproductive needs

in mainstream feminist and civil rights agendas Compelling Deftly shows how distorted and racist constructions of black motherhood have affected politics law and policy in the United States Ms **Encyclopedia of American Civil Liberties** Paul Finkelman,2021-02-25 Originally published in 2006 the Encyclopedia of American Civil Liberties is a comprehensive 3 volume set covering a broad range of topics in the subject of American Civil Liberties The book covers the topic from numerous different areas including freedom of speech press religion assembly and petition The Encyclopedia also addresses areas such as the Constitution the Bill of Rights slavery censorship crime and war The book s multidisciplinary approach will make it an ideal library reference resource for lawyers scholars and students **The ^AOxford Handbook of Children's Rights Law** Jonathan Todres,Shani M. King,2020-02-19 This book is a foundational interdisciplinary volume on children s rights that is relevant to scholars practitioners and students with an interest in children s rights human rights family law and related topics With contributions from leading experts in the field of children s rights this book provides both in depth analysis of children s rights as a discipline and maps the critical issues for advancing children s rights today and in the future

The Case for Gay Rights David A. J. Richards,2005 As Americans wrestle with debates over traditional values defense of marriage and gay rights reason often seems to take a back seat to emotion In response legal scholar Richards reflects upon the constitutional and democratic principles relating to privacy intimate life free speech tolerance and conscience that underpin these often heated debates The distillation of Richards s thirty year advocacy for the rights of gays and lesbians his book provides a reflective treatise on basic human rights that touch all of our lives He places in context two key Supreme Court cases the 1986 Bowers v Hardwick decision and the 2003 Lawrence v Texas decision which overturned it Drawing upon his own experiences as a gay man Richards interweaves personal observations with philosophical political judicial and psychological insights to make a case that gays should be entitled to the same rights and protections that every American enjoys From publisher description Rethinking Abortion Rights After Dobbs Sharon Stanley,2025-07-17 This book offers a novel account of the normative foundations of abortion rights informed by political theory and feminist theory Stanley revisits the debate between privacy and equality as rationales for abortion rights that erupted after Roe v Wade First Stanley argues that we can reconceptualize privacy along feminist lines contra its feminist critics Second this reconceptualization allows us to see privacy and equality as essential allies and supplements to each other When operating in tandem privacy and equality provide a powerful theoretical and practical foundation not only for abortion rights but also for an expansive vision of reproductive justice informed by an intersectional understanding of the reproductive burdens endured by those multiply marginalized by gender race and class This reproductive justice framework is the most promising basis for a powerful post Dobbs political coalition seeking to restore and greatly expand the promise of reproductive freedom symbolically represented by Roe *Public Vows* Nancy F. COTT,2009-06-30 We commonly think of marriage as a private matter between two people a personal expression of love and commitment In this pioneering history Nancy F Cott demonstrates that marriage is and

always has been a public institution From the founding of the United States to the present day imperatives about the necessity of marriage and its proper form have been deeply embedded in national policy law and political rhetoric Legislators and judges have envisioned and enforced their preferred model of consensual lifelong monogamy a model derived from Christian tenets and the English common law that posits the husband as provider and the wife as dependent In early confrontations with Native Americans emancipated slaves Mormon polygamists and immigrant spouses through the invention of the New Deal federal income tax and welfare programs the federal government consistently influenced the shape of marriages And even the immense social and legal changes of the last third of the twentieth century have not unraveled official reliance on marriage as a pillar of the state By excluding some kinds of marriages and encouraging others marital policies have helped to sculpt the nation s citizenry as well as its moral and social standards and have directly affected national understandings of gender roles and racial difference Public Vows is a panoramic view of marriage s political history revealing the national government s profound role in our most private of choices No one who reads this book will think of marriage in the same way again

Equality Practice William N. Eskridge, Jr., 2013-10-18 William Eskridge a Yale law professor chronicles the Vermont law which legalised civil unions distinct from marriage for same sex couples **A**

Companion to 19th-Century America William Barney, 2008-04-15 A Companion to 19th Century America is an authoritative overview of current historiographical developments and major themes in the history of nineteenth century America Twenty seven scholars all specialists in their own thematic areas examine the key debates and historiography A thematic and chronological organization brings together the major time periods politics the Civil War economy and social and cultural history of the nineteenth century Written with the general reader in mind each essay surveys the historical research the emerging concerns and assesses the future direction of scholarship Complete coverage of all the major themes and current debates in nineteenth century US history assessing the state of the scholarship and future concerns 24 original essays by leading experts in nineteenth century American history complete with up to date bibliographies Chronological and thematic organization covers both traditional and contemporary fields of research politics periods economy class formation ethnicity gender roles regions culture and ideas *The Supreme Court Review, 2022* David A. Strauss, Geoffrey R.

Stone, Justin Driver, William Baude, 2023-09-05 An annual peer reviewed law journal covering the legal implications of decisions by the Supreme Court of the United States Since it first appeared in 1960 the Supreme Court Review has won acclaim for providing a sustained and authoritative survey of the implications of the Court s most significant decisions SCR is an in depth annual critique of the Supreme Court and its work analyzing the origins reforms and modern interpretations of American law SCR is written by and for legal academics judges political scientists journalists historians economists policy planners and sociologists

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In a fast-paced digital era where connections and knowledge intertwine, the enigmatic realm of language reveals its inherent magic. Its capacity to stir emotions, ignite contemplation, and catalyze profound transformations is nothing short of extraordinary. Within the captivating pages of **Neglected Stories The Constitution And Family Values** a literary masterpiece penned with a renowned author, readers attempt a transformative journey, unlocking the secrets and untapped potential embedded within each word. In this evaluation, we shall explore the book's core themes, assess its distinct writing style, and delve into its lasting impact on the hearts and minds of those that partake in its reading experience.

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