

# Political Principles of American Federalism

- Ratification of the Constitution in 1789 combines
  - *the Declaration's philosophical tenets of individual freedom and liberty*
  - *the Article's commitment to a sphere of sovereignty for the states*
  - *increased the strength of the national government.*
- In turn, the United States Constitution provides for a federal system of government.



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# The Constitution And American Political Development

**Karen Orren, Stephen Skowronek**



## **The Constitution And American Political Development:**

The Constitution and American Political Development Peter F. Nardulli, 1992      **The Search for American Political Development** Karen Orren, Stephen Skowronek, 2004-05-24 Orren and Skowronek survey past and current APD scholarship and outline a course of study for the future      The Oxford Handbook of American Political Development Richard M. Valelly, Suzanne Mettler, Robert C. Lieberman, 2016 Scholars working in or sympathetic to American political development APD share a commitment to accurately understanding the history of American politics and thus they question stylized facts about America's political evolution Like other approaches to American politics APD prizes analytical rigor data collection the development and testing of theory and the generation of provocative hypotheses Much APD scholarship indeed overlaps with the American politics subfield and its many well developed literatures on specific institutions or processes for example Congress judicial politics or party competition specific policy domains welfare policy immigration the foundations of inequality in American politics the distribution of wealth and income race ethnicity gender class and sexual and gender orientation public law and governance and representation What distinguishes APD is careful systematic thought about the ways that political processes civic ideals the political construction of social divisions patterns of identity formation the making and implementation of public policies contestation over and via the Constitution and other formal and informal institutions and processes evolve over time and whether and how they alter compromise or sustain the American liberal democratic regime APD scholars identify in short the histories that constitute American politics They ask what familiar or unfamiliar elements of the American past illuminate the present Are contemporary phenomena that appear new or surprising prefigured in ways that an APD approach can bring to the fore If a contemporary phenomenon is unprecedented then how might an accurate understanding of the evolution of American politics unlock its significance Featuring contributions from leading academics in the field *The Oxford Handbook of American Political Development* provides an authoritative and accessible analysis of the study of American political development      *The Oxford Handbook of American Political Development* Richard M. Valelly, Suzanne Mettler, Robert C. Lieberman, 2016-08-25 Scholars working in or sympathetic to American political development APD share a commitment to accurately understanding the history of American politics and thus they question stylized facts about America's political evolution Like other approaches to American politics APD prizes analytical rigor data collection the development and testing of theory and the generation of provocative hypotheses Much APD scholarship indeed overlaps with the American politics subfield and its many well developed literatures on specific institutions or processes for example Congress judicial politics or party competition specific policy domains welfare policy immigration the foundations of inequality in American politics the distribution of wealth and income race ethnicity gender class and sexual and gender orientation public law and governance and representation What distinguishes APD is careful systematic thought about the ways that political processes civic ideals the political construction of social divisions patterns of

identity formation the making and implementation of public policies contestation over and via the Constitution and other formal and informal institutions and processes evolve over time and whether and how they alter compromise or sustain the American liberal democratic regime APD scholars identify in short the histories that constitute American politics They ask what familiar or unfamiliar elements of the American past illuminate the present Are contemporary phenomena that appear new or surprising prefigured in ways that an APD approach can bring to the fore If a contemporary phenomenon is unprecedented then how might an accurate understanding of the evolution of American politics unlock its significance Featuring contributions from leading academics in the field The Oxford Handbook of American Political Development provides an authoritative and accessible analysis of the study of American political development

**Race and American Political Development** Joseph E. Lowndes, Julie Novkov, Dorian T. Warren, 2012-11-12 Race has been present at every critical moment in American political development shaping political institutions political discourse public policy and its denizens political identities But because of the nature of race its evolving and dynamic status as a structure of inequality a political organizing principle an ideology and a system of power we must study the politics of race historically institutionally and discursively Covering more than three hundred years of American political history from the founding to the contemporary moment the contributors in this volume make this extended argument Together they provide an understanding of American politics that challenges our conventional disciplinary tools of studying politics and our conservative political moment's dominant narrative of racial progress This volume the first to collect essays on the role of race in American political history and development resituates race in American politics as an issue for sustained and broadened critical attention

*The Supreme Court and American Political Development* Ronald Kahn, Ken I. Kersch, 2006-05-15 This innovative volume explores the evolution of constitutional doctrine as elaborated by the Supreme Court Moving beyond the traditional law versus politics perspective the authors draw extensively on recent studies in American Political Development APD to present a much more complex and sophisticated view of the Court as both a legal and political entity The contributors including Pam Brandwein Howard Gillman Mark Graber Ronald Kahn Tom Keck Ken Kersch Wayne Moore Carol Nackenoff Julie Novkov and Mark Tushnet share an appreciation that the process of constitutional development involves a complex interplay between factors internal and external to the Court They underscore the developmental nature of the Court revealing how its decision making and legal authority evolve in response to a variety of influences not only laws and legal precedents but also social and political movements election returns and regime changes advocacy group litigation and the interpretive community of scholars journalists and lawyers Initial chapters reexamine standard approaches to the question of causation in judicial decision making and the relationship between the Court and the ambient political order Next a selection of historical case studies exemplifies how the Court constructs its own authority as it defines individual rights and the powers of government They show how interpretations of the Reconstruction amendments inform our understanding of racial

discrimination explain the undermining of affirmative action after Bakke and consider why Roe v Wade has yet to be overturned They also tell how the Court has collaborated with political coalitions to produce the New Deal Great Society and Reagan Revolution and why Native Americans have different citizenship rights than other Americans These contributions encourage further debate about the nature and processes of constitutional change and invite APD scholars to think about law and the Court in more sophisticated ways

**American Government** Cal Jillson, 2013-01-04 History matters America's past is present in all aspects of the contemporary political system Cal Jillson uses political development and the dynamics of change as a tool to help students understand how politics works now and how institutions participation and policies have evolved over time to produce this political environment Going one step further Jillson helps students think critically about how American democracy might evolve further focusing in every chapter on reform and further change These revisions make the Seventh Edition better than ever The latest details on all aspects of American politics including the 2012 elections keep students current Coverage of Obama's full first term and heightened polarization in Congress help students see the importance of institutional development A renewed emphasis throughout on the importance of race ethnicity and gender in the development of American politics helps students understand the full picture of political participation In a streamlined presentation Jillson delivers a concise and engaging narrative to help students understand the complexities and importance of American politics Along the way several pedagogical features foster critical thinking and analysis New Struggling towards Democracy discussion questions to provoke both critical thinking and class discussion on the most relevant issues The Constitution Today chapter opening vignettes illustrate the importance of conflicting views on constitutional principles Key terms defined in the margins on the page where they appear help students study important concepts Focus questions at the beginning of every chapter highlight the central learning objectives for students to look for and marginal notes throughout the chapter indicate the relevant discussions for addressing these questions Colorful figures and charts help students visualize important information Let's Compare boxes analyze how functions of government and political participation work in other countries Pro Con boxes bring to life a central debate in each chapter from questions over campaign finance bias in the media and the balance between the president and Congress in war making to judicial activism and restraint gay marriage and equitable taxes Timelines in every chapter gives students an at a glance reference to important stages in historical development End of chapter summaries suggested readings and web resources help students master the material and guide them to further critical investigation of important concepts and topics

The Politics of Sovereignty Connor Maxwell Ewing, 2016 The development of American federalism is a story of contested sovereignty and those contests are fundamentally shaped by the evolving structures relationships and understandings of the constitutional order This dissertation seeks to show how the American federal system is both cause and effect of political development Even as it structures legal and political contestation American federalism is shaped even redefined by such contestation Central to the

account of American federalism that I advance are two related arguments about the nature of the federal system. The first is that the Constitution's definition of the state-federal relationship is structurally underdeterminate while the Constitution constrains the set of permissible state-federal relationships; it fixes no single definition. Rather than establish a determinate division of state and national powers, the Constitution establishes a range of parameters for their relationship and sets forth the legal and political processes through which that relationship is contested, defined, and revised. As a result, the American federal system both shapes and is shaped by constitutionally structured politics. Developing an implication of this argument, the second argument holds that notions and definitions of sovereignty are structured relationally. Articulations of national power reciprocally define a category of state powers just as invocation of local concerns over which states have authority reciprocally define national concerns over which the national government has authority. On this account, federalism is both an independent and a dependent variable, an approach that shifts our focus from federalism and American political development to federalism in American political development. By foregrounding the underdeterminacy of the federal system and interrogating the constitutional construction it anticipates, we can glimpse the intertwined contingency and continuity of American constitutional development. This dissertation is broadly divided into two parts: the first theoretical, the second developmental, each of which consists of two components. The resulting four chapters constitute the core of the project. The theoretical chapters, Chapters One and Two, provide a framework for understanding the federal system both in the general context of the American Constitution and more specifically in contrast with the separation of powers. This framework is fundamentally structured by the underdeterminate constitutional division of state and national powers and the consequent need for constitutional construction of the state-federal relationship. The developmental chapters, Chapters Three and Four, operationalize the theoretical framework developed in the first two chapters in two different domains: constitutional jurisprudence and a discrete episode of the political construction of the state-federal relationship. Taken together, these chapters are intended to illustrate the central argument of the preceding chapters: that the constitutional design of the federal system anticipates development and that this development is inflected by the institutional logics of the principal institutions of American government. The dissertation concludes with a brief reflection on the two conceptual cornerstones of the analysis presented in the preceding chapters: constitutional construction and constitutional logics.

*Documents of Native American Political Development* David E. Wilkins, 2009-02-04 This anthology contains a variety of primary and secondary source documents: traditional accounts, tribal constitutions, legal codes, business councils, congressional discourse, BIA agent reports, intertribal compacts that detail the rich and diverse traditions of indigenous governance in North America prior to the Indian Reorganization Act of 1934. Many of the documents, particularly of early tribal constitutions, are virtually unknown, simply inaccessible, or have never been published.

**The City in American Political Development** Richardson Dilworth, 2009-04 The volume brings together some of the best of both the most established and the newest urban scholars in

political science sociology and history each of whom makes a new argument for rethinking the relationship between cities and the larger project of state building      *The Lovers' Quarrel* Elvin T. Lim, 2014-06-13 The United States has had not one but two Foundings The Constitution produced by the Second Founding came to be only after a vociferous battle between Federalists and Anti Federalists The Federalists favored a relatively powerful central government while the Anti Federalists distrusted the concentration of power in one place and advocated the preservation of sovereignty in the states as crucibles of post revolutionary republicanism the legacy of the First Founding This philosophical cleavage has been at the heart of practically every major political conflict in U S history and lives on today in debates between modern liberals and conservatives In *The Lovers Quarrel* Elvin T Lim presents a systematic and innovative analysis of this perennial struggle 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 such thing as original meaning only original dissent Because the Anti Federalists insisted that 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 has conventionally been thought Rather they represent two antithetical orientations toward power liberty and republicanism The altercation over the necessity of the Second Founding generated coherent and self contained philosophies that would become the core of American political thought reproduced and transmitted across two centuries whether the victors were the neo Federalists such as during the Civil War and the New Deal or the neo Anti Federalists such as during the Jacksonian era and the Reagan Revolution The Second Founding the sole founding that we generally speak of would become a template for the unique prototypically American species of politics and political debate Because of it American political development occurs only after the political entrepreneurs of each generation lock horns in a Lovers Quarrel about the principles of one of the Two Foundings and succeed in justifying and forging a durable expansion or contraction of federal authority      *Recreating the American Republic* Charles A. Kromkowski, 2002-09-16 Rules of apportionment are elements of social and political order In social gatherings families and governments they assume a variety of written and unwritten forms and in every order they determine not only how collective decisions are made but also how and why a particular constitutional order develops over time *Recreating the American Republic* provides a far reaching analysis of when how and why these rules change and with what consequences *Recreating the American Republic* reveals the import of these rules of apportionment by engaging the three most widely recognized and studied eras and events of American political history the Colonial era and the American Revolution the early national years and the 1787 Constitutional Convention and the nineteenth century and the American Civil War *Recreating the American Republic* systematically compares each seemingly familiar era and event revealing new insights and a new metanarrative of American political

development between 1700 and 1870      *Perfecting the Constitution* Darren Patrick Guerra, 2013-06-10 He who can change the Constitution controls the Constitution So who does control the Constitution The answer has always been the people The people control the Constitution via the Article V amending process outlined in the Constitution itself Changes can only be made through Article V and its formal procedures Article V has always provided a means of perfecting the Constitution in an explicit democratically authentic prudent and deliberative manner In addition to changing the Constitution Article V also allowed the people to perfect and preserve their Constitution at the same time In recent years Article V has come under attack by influential legal scholars who criticize it for being too difficult undemocratic and too formal Such scholars advocate for ignoring Article V in favor of elite adaptation of the Constitution or popular amendment through national referendums In making their case critics also assume that Article V is an unimportant and expendable part of the Constitutional structure One notable scholar called the Constitution imbecilic because of Article V This book shows that to the contrary Article V is a unique and powerful extension of the American tradition of written constitutionalism It was a logical extension of American constitutional development and it was a powerful tool used by the Federalists to argue for ratification of the new Constitution Since then it has served as a means of perfecting the US Constitution for over 200 years via a wide range of amendments Contrary to contemporary critics the historical evidence shows Article V to be a vital element in the Constitutional architecture not an expendable or ancillary piece This book defends Article V against critics by showing that it is neither too difficult undemocratic nor too formal Furthermore a positive case is made that Article V remains the most clear and powerful way to register the sovereign desires of the American public with regard to alterations of their fundamental law In the end Article V is an essential bulwark to maintaining a written Constitution that secures the rights of the people against both elites and themselves      **The American State Constitutional Tradition** John J. Dinan, 2006 The first comprehensive study of all 114 state constitutional conventions for which there are records from Connecticut s in 1818 to New Hampshire s in 1984 By integrating state constitution makers with the federal constitutional tradition this path breaking work yields a superior understanding of how American citizens have chosen to govern themselves      **Old Labor and New Immigrants in American Political Development** Gwendolyn Mink, 2019-06-30 Why have American politics developed differently from politics in Europe Generations of scholars and commentators have wondered why organized labor in the United States did not acquire a broad based constituency or form an autonomous labor party In this innovative and insightful book Gwendolyn Mink finds new answers by approaching this question from a different angle she asks what determined union labor s political interests and how those interests influenced the political role forged by the American Federation of Labor At bottom Mink argues the demographic dynamics of industrialization produced a profound racial response to economic change among organized labor This response shaped the AFL s political strategy and political choices In her account of the unique role played by labor in politics prior to the New Deal Mink focuses on the ways in which the organizational and political interests



of the AFL were mediated by the national issue of immigration and links the AFL's response to immigration to its conservative stance in and toward politics. She investigates the political impact of a labor market split between union and nonunion old and new immigrant workers of dramatic demographic change and of nativism and racism. Mink then elucidates the development of trade union political interests, ideology, and strategy; the movement of the AFL into established state and party structures; and the consequent separation of the AFL from labor's social base.

**The American Political Party System** Michael C. LeMay, 2017-06-22 What historical factors transformed American politics into the institution we know today? This in-depth look at America's party system traces its efficacy, sustainability, and popularity through six influential presidencies spanning 1790 to the present day. Did President Obama's election serve as the impetus to the development of a seventh political party system? This compelling text sheds light on the American political process as seen through the lens of six pivotal presidencies that shaped America's culture, politics, and society and considers how our current president may be the latest transformative leader in this lineage. Covering two centuries of politics, the work offers insight into the American political machine and reveals how and why the two-party system became so dominant in American politics. Topics include the media's focus on the horse race aspect of elections, the declining importance of party identification, and the impact of the geographical split that results in swing states and gerrymandered districts. The work begins by dividing 200 years of politics into 6 periods influenced by a transformative president and discussing the profile of the party system in each era. The next section presents essays contributed by activists across a myriad of political parties and profiles leading political actors and organizations. The final section includes tables, primary source documents, reference lists, a detailed glossary, and a timeline of the development of American political parties that help elucidate the text and show the role political parties have played throughout history.

**A History of the U.S. Political System** Richard A. Harris, Daniel J. Tichenor, 2009-12-23 This reference resource combines unique historical analysis, scholarly essays, and primary source documents to explore the evolution of ideas and institutions that have shaped American government and Americans' political behavior. One of the most active and revealing approaches to research into the American political system is one that focuses on political development: an approach that combines the tools of the political scientist and the historian. **A History of the U.S. Political System: Ideas, Interests, and Institutions** is the first comprehensive resource that uses this approach to explore the evolution of the American political system from the adoption of the Constitution to the present. **A History of the U.S. Political System** is a three-volume collection of original essays and primary documents that examines the ideas, institutions, and policies that have shaped American government and politics throughout its history. The first volume is issues-oriented, covering governmental and nongovernmental institutions as well as key policy areas. The second volume examines America's political development historically, surveying its dynamic government era by era. Volume three is a collection of documentary materials that supplement and enhance the reader's experience with the other volumes.

**Recreating the American Republic** Charles

A. Kromkowski, 2002-09-16 The first comparative historical analysis of the three most important eras of American history

Nature and History in American Political Development James W. Ceaser, Jack N. Rakove, Nancy L. Rosenblum, Rogers M. Smith, James W. Ceaser, 2009-06-30 In this inaugural volume of the Alexis de Tocqueville Lectures James Ceaser traces the way certain foundational ideas including nature history and religion have been understood and used over the course of American history Ceaser treats these ideas as elements of political discourse that provide the ground for other political ideas such as liberty or equality Three critical commentators challenge Ceaser's arguments and a spirited debate about large and enduring questions in American politics ensues

*Conservatism and American Political Development* Brian J. Glenn, Steven M. Teles, 2009-02-26 American political development APD is a core subfield in American political science and focuses on political and policy history For a variety of reasons most of the focus in the twentieth century APD has been on liberal policymaking Yet since the 1970s conservatives have gradually assumed control over numerous federal policymaking institutions This edited book will be the first to offer a comprehensive overview of the impact of conservatism on twentieth century American political development locating its origins in the New Deal and then focusing on how conservatives acted within government once they began to achieve power in the late 1960s The book is divided into three eras and in each it focuses on three core issues social security the environment and education Throughout the authors emphasize the ironic role of conservatism in the expansion of the American state Scholars of the state have long focused on liberalism because liberals were the architects of state expansion However as conservatives increased their presence in the federal apparatus they were frequently co-opted into maintaining or even expanding public fiscal and regulatory power At times conservatives also came to accept the existence of the liberal state but attempted to use it to achieve conservative policy ends Despite conservative power in the US politics and governance the American state remains gargantuan As *Conservatism and American Political Development* shows the new right has not only helped shape the state but has been shaped by it as well

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