

The Moral Foundations of United States Constitutional Democracy

by James H. Rutherford

*AN ANALYTICAL AND HISTORICAL
INQUIRY INTO THE PRIMARY
MORAL CONCEPT OF EQUALITY*

The Moral Foundations Of United States Constitutional Democracy

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II, Otis H. Stephens Jr.**



The Moral Foundations Of United States Constitutional Democracy:

The Moral Foundations of United States Constitutional Democracy James H. Rutherford, 1992 An analytical and historical inquiry into the primary moral concept of equality Cover **The Common Good of Constitutional Democracy** Martin Rhonheimer, 2013 The Common Good of Constitutional Democracy offers a rich collection of essays in political philosophy by Swiss philosopher Martin Rhonheimer Like his other books in both ethical theory and applied ethics which have recently been published in English the essays included are distinguished by the philosophical rigor and meticulous attention to the primary and secondary literature of the various topics discussed *The Moral Foundations of Politics* Ian Shapiro, 2012-10-30 Oct 30 2012 Publication date from publisher's site <http://yalepress.yale.edu/yupbooks/book.asp?isbn=97803001854> **Biopolitics at 50 Years** Tony Wohlers, Amy Fletcher, 2022-11-21 Biopolitics at 50 Years Founding and Evolution explores the study of biology and politics through the prism of fifty years of experience presenting current research that illustrates the nature and evolution of biopolitics [The Limits of Russian Democratisation](#) Alexander Domrin, 2006-04-18 Written by an established scholar in the field this text examines the nature of emergency powers and their use in the Russian constitution It explores the use of such powers in Russian history comparing the Russian situation with those that exist in other countries and discussing the legal thought underpinning such powers The practicalities and theories of emergency orders are traced throughout history with Dormin arguing that the longer an emergency regime lasts the less effective the measure becomes With original research and remarkable insight this text will be of interest to scholars examining the new Russia its rulers conflicts and motives as well as its political systems *Changes in American Morality* Frank S. Farello, 2001-07-27 CHANGES IN AMERICAN MORALITY OF THE PEOPLE BY THE PEOPLE FOR THE SELF contends that America has lost touch with the fundamental ethics of its founding principles This coupled with the deleterious effects of individualism liberalism materialism and relegating religion to the fringes of the public forum has undermined Americas achievement of a truly common good The result is a serious deterioration of our former collectively conceived moral compass in favor of a more personally composed moral code This code often blurs the boundaries between right and wrong as the attainment of an unbridled self satisfaction takes precedence above all else Therefore America has become a nation of competing individuals each seeking to extract ever increasing levels of personal pleasure and fulfillment from every possible source often at the expense of our collective civil and social associations our local communities even our families With the works of the Founders and many of Americas recent and modern social thinkers as references Mr Farello achieves a thorough examination and explanation of the evolution of many of Americas current social ills and arrives at a number of solid solutions to those problems This book is must reading for anyone concerned with American societys current direction **American Exceptionalism** Seymour Martin Lipset, 1996 Is America unique One of our major political analysts explores the deeply held but often unarticulated beliefs that shape the American creed A magisterial attempt to distill a lifetime of

learning about America into a persuasive brief by the dean of American political sociologists Carlin Romano Boston Globe

Constitutional Democracy Under Stress Peter L Biro, Peter L. Biro, 2022-12-31 Constitutional democracy is not just any old form of democracy It has a peculiar logic and is premised upon some exacting criteria and principles including good laws and institutions predicated on specific fundamental core values and principles But it is when fully ingrained in the public sensibility a sort of civic serum necessary to inoculate free citizens against the ravages of anti democratic populism authoritarianism racism nativism discrimination xenophobia corruption self dealing and much worse The need for civic inoculation of that sort is urgent today globally The essays in this volume probe the sources and malaise now confronting Constitutional Democracy However they go much further Many of the essays are indeed road maps for a realistic and cultivated response to our present condition The clues for a rehabilitated democracy are found here analytically but also prescriptively

Moral and Political Philosophy James H. Rutherford, 2004 This book presents a framework for understanding moral and political philosophy based on a multi dimensional understanding of human nature Author James Rutherford graduated from Harvard University and did his post graduate work at the Ohio State University College of Medicine and at the Albert Einstein College of Medicine in New York City He says that none of the philosophical perspectives presented over the past 100 years have given a coherent view of the whole This book aims to bring coherence to moral and political philosophy

Legal Positivism, Politics, and Critical Ethics Elena Namli, 2025-07-10 This book challenges the view that legal positivism should be reduced to a conceptual analysis of legal validity Instead Elena Namli reclaims legal positivism as a theory of the relationship between law morality and politics Presenting novel interpretations of the classical works of Herbert L A Hart Joseph Raz and J rgen Habermas Namli frames legal positivism as a theory that makes possible a moral and political critique of valid law Moreover this book defends the dialectical relationship between law politics and morality by combining a positivist approach to legal validity with a constructivist ethical theory which strengthens the critical potential of legal positivism Legally valid norms may not always be morally justified but understanding the moral quality of legal regulations is essential for comprehending modern law

Political Liberalism in Muslim Societies Fevzi Bilgin, 2011-02-01 Having survived the process of modernization and reasserted themselves in public life religious traditions play an increasingly important public role in shaping and defining social institutions and interactions This book examines Rawls s theory of political liberalism in the context of Muslim societies where religion wields a significant social and political influence Contrasting a sociological analysis with a theoretical approach the author explores the political questions brought up by religious individuals organizations and minorities and examines fundamental notions such as neutrality of state public private distinction and individual autonomy Offering a rich set of conceptual and normative instruments the author presents new ways to incorporate political liberalism into political discourses and advocating policy prescriptions for the advancement of democracy in Muslim societies Independent of the focus on Muslim societies this book makes a significant contribution to

the political liberalism debate As such it will be of interest not only to students of Islam and the Middle East but also to those with an interest in political philosophy democracy religion and contemporary political theory Left Universalism, Africentric Essays Ato Sekyi-Otu, 2018-08-06 Left Universalism Africentric Essays presents a defense of universalism as the foundation of moral and political arguments and commitments Consisting of five intertwined essays the book claims that centering such arguments and commitments on a particular place in this instance the African world is entirely compatible with that foundational universalism Ato Sekyi Otu thus proposes a less conventional mode of Africentrism one that rejects the usual hostility to universalism as an imperialist Eurocentric hoax Sekyi Otu argues that universalism is an inescapable presupposition of ethical judgment in general and critique in particular and that it is especially indispensable for radical criticism of conditions of existence in postcolonial society and for vindicating visions of social regeneration The constituent chapters of the book are exhibits of that argument and question some fashionable conceptual oppositions and value apartheid This book will be of great interest to students and scholars in the fields of social and political philosophy contemporary political theory postcolonial studies African philosophy and social thought Citizenship Acquisition and National Belonging G. Calder, P. Cole, J. Seglow, 2009-11-12 What does it take to become a citizen of a particular nation Is it justified to restrict membership of a society and if so on what grounds This book explores a series of pressing controversial issues surrounding the acquisition of citizenship in theory and practice *Leadership in Nonprofit Organizations* Kathryn A. Agard, 2011 Leadership in Non Profit Organizations tackles issues and leadership topics for those seeking to understand more about this dynamic sector of society A major focus of this two volume reference work is on the specific roles and skills required of the non profit leader in voluntary organizations Key features include contributions from a wide range of authors who reflect the variety vibrancy and creativity of the sector itself an overview of the history of non profit organizations in the United States description of a robust and diverse assortment of organizations and opportunities for leadership an exploration of the nature of leadership and its complexity as exemplified in the non profit sector availability both in print and online this title will form part of the 2010 Encyclopedia Collection on SAGE Reference Online The Handbook includes topics such as personalities of non profit leaders vision and starting a nonprofit organization nonprofit law statutes taxation and regulations strategic management financial management collaboration public relations for promoting a non profit organization human resource policies and procedures Understanding the Founding Alan Gibson, 2010-09-07 The first edition of Alan Gibson's Understanding the Founding is widely regarded as an invaluable guide to the last century's key debates surrounding America's founding This new edition retains all of the strengths of the original while adding a substantial new section addressing a major but previously unaddressed issue and also significantly revising Gibson's invaluable conclusion and bibliography In the original edition which was built upon his previous work in Interpreting the Founding Gibson addressed four key questions Were the Framers motivated by their economic interests How democratic was the Framers Constitution Should we interpret

the Founding using philosophical or strictly historical approaches What traditions of political thought were most important to the Framers He focused especially on the preconceptions that scholars brought to these questions explored the deepest sources of scholars disagreements over them and suggested new and thoughtful lines of interpretation and inquiry His incisive analysis brought clarity to the complex and sprawling debates and shed new light on the institutional and intellectual foundations of the American political system Gibson has now added a path breaking new chapter entitled How Could They Have Done That Founding Scholarship and the Question of Moral Responsibility which reprises and critiques on of the most important and vexing contemporary debates on the American founding The new chapter focuses on how the men who fought a revolution in the name of liberty and declared to the world that all men are created equal could have supported the institution of slavery and even owned slaves themselves accepted the legal and social subordination of women and been responsible for Indian removal and genocide against Native Americans Efforts to criticize or defend the Founders on these issues now constitute a daunting body of scholarship addressing what David Brion Davis has called the dilemmas of slaveholding revolutionaries Gibson s astute and fair minded analysis of this scholarship offers keen insights into how we might move toward more mature and responsible evaluations of the Founders

Asymmetry, Multinationalism and Constitutional Law Maja Sahadžić, 2020-09-02 This book examines the link between constitutional asymmetry and multinationalism and the effects asymmetry produces on legitimacy and stability in federal and quasi federal systems This is done through a structured and exhaustive comparative analysis covering states in Africa America Asia and Europe Contrary to traditional federal theory contemporary scholars have linked constitutional asymmetry with multinational federal systems by presenting asymmetry as a mechanism for diversity management This book offers insights on whether and how constitutional asymmetry is linked with multinationalism and looks into the socio economic cultural ideological historical and separatist factors that support the emergence of asymmetries The work also provides a legal analysis of whether constitutional asymmetry is a condition or a threat to legitimacy and stability in federal systems The book will be essential reading for academics researchers and policy makers in law and political science interested in the fields of constitutional law federal theory multinationalism and minorities

Pluralism Peter Lassman, 2013-04-26 The problem of value pluralism permeates modern political philosophy Its presence can be felt even when it is not explicitly the central topic under investigation Political thinkers such as Max Weber Isaiah Berlin and Stuart Hampshire derive pessimistic sometimes tragic conclusions from their reflections upon pluralism On the other hand there is a more optimistic view represented by John Rawls and Jürgen Habermas that sees value pluralism as a problem that is easier to live with This book presents the first accessible overview for both post and undergraduate students of the way in which this problem has been understood and responded to by modern political thinkers

How to Save a Constitutional Democracy Tom Ginsburg, Aziz Z. Huq, 2018-10-05 We can t afford to be complacent any more A formidable book extremely rich in historical examples case

studies and quantitative data International Journal of Constitutional Law Democracies are in danger Around the world a wave of populist leaders threatens to erode the core structures of democratic self rule In the United States the tenure of Donald Trump marks a decisive turning point for many What kind of president intimidates jurors calls the news media the enemy of the American people and seeks foreign assistance investigating domestic political rivals Many think the Constitution will safeguard us from lasting damage But is that assumption justified Drawing on an array of other countries experiences Tom Ginsburg and Aziz Z Huq show how constitutional rules can both hinder and hasten the decline of democratic institutions The checks and balances of the federal government a robust civil society and media and individual rights such as those enshrined in the First Amendment often fail as bulwarks against democratic decline The sobering reality they contend is that the US Constitution s design makes democratic erosion more not less likely Its structural rigidity has had unforeseen consequence leaving the presidency weakly regulated and empowering the Supreme Court to conjure up doctrines that ultimately facilitate rather than inhibit rights violations Even the bright spots in the Constitution the First Amendment for example may have perverse consequences in the hands of a deft communicator who can degrade the public sphere by wielding hateful language banned in many other democracies We and the rest of the world can do better and the authors conclude by laying out practical steps for how laws and constitutional design can play a more positive role in managing the risk This book makes a huge contribution to our understanding of how democracies erode and what institutional reforms would make it harder for authoritarian populists to entrench their power Yascha Mounk author of The People vs Democracy Whereas other recent books on the crisis of American democracy focus on what has gone wrong Ginsburg and Huq provide us with clear eyed proposals including some bold constitutional reforms for how to fix it Steven Levitsky New York Times bestselling coauthor of How Democracies Die

Encyclopedia of American Civil Rights and Liberties Kara E. Stooksbury, John M. Scheb II, Otis H. Stephens Jr., 2017-09-21 Thoroughly updated and featuring 75 new entries this monumental four volume work illuminates past and present events associated with civil rights and civil liberties in the United States This revised and expanded four volume encyclopedia is unequalled for both the depth and breadth of its coverage Some 650 entries address the full range of civil rights and liberties in America from the Colonial Era to the present In addition to many updates of material from the first edition the work offers 75 new entries about recent issues and events among them dozens of topics that are the subject of close scrutiny and heated debate in America today There is coverage of controversial issues such as voter ID laws the use of drones transgender issues immigration human rights and government surveillance There is also expanded coverage of women s rights gay rights gay marriage and Native American rights Entries are enhanced by 42 primary documents that have shaped modern understanding of the extent and limitations of civil liberties in the United States including landmark statutes speeches essays court decisions and founding documents of influential civil rights organizations Designed as an up to date reference for students scholars and others interested in the expansive array of topics covered the work will broaden

readers understanding of and appreciation for the people and events that secured civil rights guarantees and concepts in this country At the same time it will help readers better grasp the reasoning behind and ramifications of 21st century developments like changing applications of Miranda Rights and government access to private Internet data Maintaining an impartial stance throughout the entries objectively explain the varied perspectives on these hot button issues allowing readers to draw their own conclusions

Confucian Democracy in East Asia Sungmoon Kim, 2014-02-24 This book explores a mode of democracy that is culturally relevant and socially practicable in the contemporary pluralistic context of historically Confucian East Asian societies by critically engaging with the two most dominant theories of Confucian democracy Confucian communitarianism and meritocratic elitism The book constructs a mode of public reason and reasoning that is morally palatable to East Asians who are still saturated in Confucian customs by reappropriating Confucian familialism and using this perspective to theorize on Confucian democratic welfarism and political meritocracy It then applies the theory of Confucian democracy to South Korea arguably the most Confucianized society in East Asia and examines the theory s practicality in Korea s increasingly individualized pluralized and multicultural society by looking at cases of freedom of expression freedom of association insult law and immigration policy

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