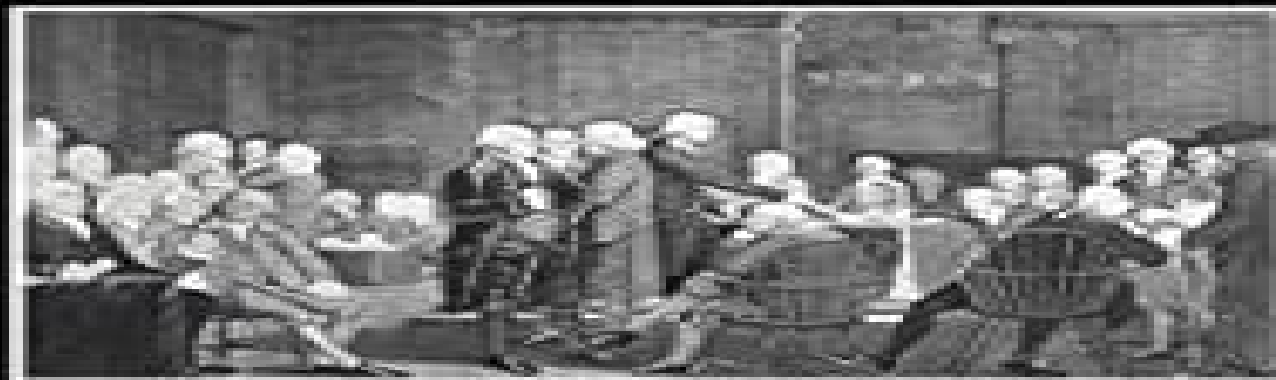


IDEAS IN CONTEXT

THE American Language OF Rights



RICHARD A. PRIMUS

The American Language Of Rights Ideas In Context

Horacio Spector



The American Language Of Rights Ideas In Context:

The American Language of Rights Richard A. Primus, 1999-07-29 Richard A Primus examines three crucial periods in American history the late eighteenth century the civil war and the 1950s and 1960s in order to demonstrate how the conceptions of rights prevailing at each of these times grew out of reactions to contemporary social and political crises His innovative approach sees rights language as grounded more in opposition to concrete social and political practices than in the universalistic paradigms presented by many political philosophers This study demonstrates the potency of the language of rights throughout American history and looks for the first time at the impact of modern totalitarianism in Nazi Germany and the Soviet Union on American conceptions of rights The American Language of Rights is a major contribution to contemporary political theory of interest to scholars and students in politics and government constitutional law and American history

Looking for Rights in All the Wrong Places Emily Zackin, 2013-04-21 Unlike many national constitutions which contain explicit positive rights to such things as education a living wage and a healthful environment the U S Bill of Rights appears to contain only a long list of prohibitions on government American constitutional rights we are often told protect people only from an overbearing government but give no explicit guarantees of governmental help Looking for Rights in All the Wrong Places argues that we have fundamentally misunderstood the American rights tradition The United States actually has a long history of enshrining positive rights in its constitutional law but these rights have been overlooked simply because they are not in the federal Constitution Emily Zackin shows how they instead have been included in America s state constitutions in large part because state governments not the federal government have long been primarily responsible for crafting American social policy Although state constitutions seemingly mired in trivial detail can look like pale imitations of their federal counterpart they have been sites of serious debate reflect national concerns and enshrine choices about fundamental values Zackin looks in depth at the history of education labor and environmental reform explaining why America s activists targeted state constitutions in their struggles for government protection from the hazards of life under capitalism Shedding much needed light on the variety of reasons that activists pursued the creation of new state level rights Looking for Rights in All the Wrong Places challenges us to rethink our most basic assumptions about the American constitutional tradition

Human Rights for Pragmatists Jack Snyder, 2022-07-26 An innovative framework for advancing human rights Human rights are among our most pressing issues today yet rights promoters have reached an impasse in their effort to achieve rights for all Human Rights for Pragmatists explains why activists prioritize universal legal and moral norms backed by the public shaming of violators but in fact rights prevail only when they serve the interests of powerful local constituencies Jack Snyder demonstrates that where local power and politics lead rights follow He presents an innovative roadmap for addressing a broad agenda of human rights concerns impunity for atrocities dilemmas of free speech in the age of social media entrenched abuses of women s rights and more Exploring the historical development of human rights around

the globe Snyder shows that liberal rights based states have experienced a competitive edge over authoritarian regimes in the modern era He focuses on the role of power the interests of individuals and the groups they form and the dynamics of bargaining and coalitions among those groups The path to human rights entails transitioning from a social order grounded in patronage and favoritism to one dedicated to equal treatment under impersonal rules Rights flourish when they benefit dominant local actors with the clout to persuade ambivalent peers Activists policymakers and others attempting to advance rights should embrace a tailored strategy one that acknowledges local power structures and cultural practices Constructively turning the mainstream framework of human rights advocacy on its head Human Rights for Pragmatists offers tangible steps that all advocates can take to move the rights project forward *Modern Constitutions* Rogers M. Smith, Richard R. Beeman, 2020-08-14

More than two millennia ago Aristotle is said to have compiled a collection of ancient constitutions that informed his studies of politics For Aristotle constitutions largely distilled and described the varied and distinctive patterns of political life established over time What constitutionalism has come to mean in the modern era on the other hand originates chiefly in the late eighteenth century and primarily with the U S Constitution written in 1787 and made effective in 1789 and the various French constitutions that first appeared in 1791 In the last half century more than 130 nations have adopted new constitutions half of those within the last twenty years These new constitutions are devoted to many of the same goals found in the U S Constitution the rule of law representative self government and protection of rights But by canvassing constitutional developments at the national and state level in the United States alongside modern constitutions in Eastern and Western Europe Africa and Asia the contributors to *Modern Constitutions* all leading scholars of constitutionalism show that modern constitutions often seek to protect social rights and to establish representative institutions forms of federalism and courts charged with constitutional review that depart from or go far beyond the seminal U S example Partly because of their innovations however many modern constitutional systems now confront mounting authoritarian pressures that put fundamental commitments to the rule of law in jeopardy The contributions in this volume collectively provide a measure of guidance for the challenges and prospects of modern constitutions in the rapidly changing political world of the twenty first century Contributors Richard R Beeman Valerie Bunce Tom Ginsburg Heinz Klug David S Law Sanford Levinson Jaime Llach Christopher McCrudden Kim Lane Scheppele Rogers M Smith Mila Versteeg Emily Zackin *Privatizing the Polity* Holona LeAnne Ochs, 2015-08-04 Research on poverty and research on governance currently exist as largely disparate literatures without a framework for building knowledge regarding how policies and practices compare as poverty alleviation strategies In *Privatizing the Polity* Holona LeAnne Ochs examines the evolution of the governance of welfare programs across the United States Throughout the political spectrum the trend in recent decades has been towards welfare privatization shifting the boundaries of poverty governance from public to private actors whether they are foundations or social entrepreneurs whose interests in poverty governance are more obscure The analysis of more than eighteen years of data suggests that

strategies of devolution and privatization make it more difficult for people to move out of poverty At the same time the framework for understanding the governance structures enactment practices and social wealth leverage presented in Privatizing the Polity offers numerous opportunities for acquiring a deeper understanding of assumptions formerly taken for granted and redirecting the system to enhance poverty alleviation

Rights: Concepts and Contexts Horacio Spector, 2017-05-15 Rights Concepts and Contexts contains the central works of recent scholarship on the nature of rights with contributions by some of the most prominent contemporary theorists in moral legal and political philosophy including Joseph Raz Robert Alexy Jeremy Waldron Morton Horwitz Stephen Darwall Margaret Gilbert David Lyons and Aharon Barak With approaches ranging from the political to the historical and from the analytical to the critical this collection touches on the major conceptual and practical questions of this important field what is the nature and grounding of human rights How should conflicts of rights best be analyzed Are rights best understood in terms of choice benefits or some hybrid of the two What are the connections between rights and duties and between rights and justice The collection also offers useful introductions to emerging issues in rights theory such as the purported bipolarity of rights *Language Rights V.*

Pupavac, 2012-09-23 Exploring language rights politics in theoretical historical and international context this book brings together debates from law sociolinguistics international politics and the history of ideas The author argues that international language rights advocacy supports global governance of language and questions freedoms of speech and expression **Law Quadrangle Notes**, 2001

A NEW DEAL FOR THE WORLD Elizabeth Borgwardt, 2007-09-30 In a work of sweeping scope and luminous detail Elizabeth Borgwardt describes how a cadre of World War II American planners inaugurated the ideas and institutions that underlie our modern international human rights regime Borgwardt finds the key in the 1941 Atlantic Charter and its Anglo American vision of war and peace aims In attempting to globalize what U S planners heralded as domestic New Deal ideas about security the ideology of the Atlantic Charter buttressed by FDR's Four Freedoms and the legacies of World War I redefined human rights and America's vision for the world Three sets of international negotiations brought the Atlantic Charter blueprint to life Bretton Woods the United Nations and the Nuremberg trials These new institutions set up mechanisms to stabilize the international economy promote collective security and implement new thinking about international justice The design of these institutions served as a concrete articulation of U S national interests even as they emphasized the importance of working with allies to achieve common goals The American architects of these charters were attempting to redefine the idea of security in the international sphere To varying degrees these institutions and the debates surrounding them set the foundations for the world we know today By analyzing the interaction of ideas individuals and institutions that transformed American foreign policy and Americans view of themselves Borgwardt illuminates the broader history of modern human rights trade and the global economy collective security and international law This book captures a lost vision of the American role in the world Human Rights and Social Work Jim Ife, 2012-06-07

Now in its third edition *Human Rights and Social Work* explores how the principles of human rights inform contemporary social work practice Jim Ife considers the implications of social work's traditional Enlightenment heritage and the possibilities of post-Enlightenment practice in a way that is accessible, direct and engaging. The world has changed significantly since the publication of the first edition in 2000 and this book is situated firmly within the context of present-day debates, concerns and crises. Ife covers the importance of relating human rights to the non-human world as well as the consequences of political and ecological uncertainty. Featuring examples, further readings and a glossary, readers are able to identify and investigate the important issues and questions arising from human rights and social work. Now more than ever, *Human Rights and Social Work* is an indispensable resource for students, scholars and practitioners alike. **Rights to Language** Robert Phillipson, 2000-05 Celebrates Tove Skutnabb-Kangas 60th birthday Contributions from around the world on minority indigenous and immigrant education education leading to multilingualism linguistic human rights language global power issues *The Emergence of American Occidentalism in Literature and Culture* Muthanna Al-Janabi, 2025-10-28 The book presents an innovative conceptualization of Western thought, casting the discourse of black and white intellectuals and politicians as a treatise on Occidentalism. It envisions American Occidentalism as an inner discourse where Critical Occidentalists interact textually and historically in response to the prevailing crosscurrents. To capture this narrativity, the first chapter establishes the book's new terminology, rereads ancient Greek texts and critiques the works of key anthropologists like James G. Carrier and Fernando Coronil as well as cultural theorists such as Hassan Hanafi, Xiaomei Chen and Ian Buruma and Avishai Margalit. The other three chapters analyze the Occidentalist tendency in the discursive, official and intellectual practices of the Early Republic, the twentieth century and the twenty-first century. Ideal for scholars and individuals interested in postcolonial theory, African American literature and political sciences, this book challenges readers to see the Occident not as a fixed entity but as a dynamic, self-critical tradition. *Handbook on Global Social Justice* Gary Craig, 2018-07-27 In the fifty years since Rawls' seminal work *A Theory of Justice*, the concept has been debated with those on the political right and left advocating very different understandings. This unique global collection, written by a group of international experts, offers wide-ranging analyses of the meaning of social justice that challenge the ability of the market to provide social justice for all. The Handbook also looks at how the theory of social justice informs practice within a range of occupations or welfare divisions. *Children's Rights and the Developing Law* Jane Fortin, 2009-08-13 Following the implementation of the Human Rights Act 1998, awareness has increased that we live in a rights-based culture and that children constitute an important group of rights holders. Now in its third edition, *Children's Rights and the Developing Law* explores the way developing law and policies in England and Wales are simultaneously promoting and undermining the rights of children. It reflects on how far these developments take account of children's interests, using current research on children's needs as a template against which to assess their effectiveness and considering a broad range of topics including medical law.

education and youth justice A critical approach is maintained throughout particularly when assessing the extent to which the concept of children s rights is being acknowledged by the courts and policy makers and the degree to which the UK fulfils its obligations under for example the UN Convention on the Rights of the Child

The Oxford Handbook of Contextual Political Analysis Robert E. Goodin, Charles Tilly, 2008-06-19 This is part of a ten volume set of reference books offering authoritative and engaging critical overviews of the state of political science This work explores the idea of context in politics from a number of angles including philosophically psychologically historically and culturally

Language Rights and the Law in the United States Sandra Del Valle, 2003-01-01 A comprehensive review of the legal status of minority languages in the USA It also provides the historical and political context for the legal manoeuvring that culminated in landmark civil rights victories All of the major cases in the USA concerning language rights are discussed in detail and in a manner that should be easily accessible to the non legal audience The topics range from the English only movement to consumer law and from employment discrimination to international law

Transnational French Studies Charles Forsdick, Claire Launchbury, 2023-10-01 The contributors to Transnational French Studies situate this disciplinary subfield of Modern Languages in actively transnational frameworks The key objective of the volume is to define the core set of skills and methodologies that constitute the study of French culture as a transnational transcultural and translingual phenomenon Written by leading scholars within the field chapters demonstrate the type of inquiry that can be pursued into the transnational realities both material and non material that are integral to what is referred to as French culture The book considers the transnational dimensions of being human in the world by focussing on four key practices which constitute the object of study for students of French language and multilingualism the construction of transcultural places and the corresponding sense of space the experience of time and transnational subjectivities The underlying premise of the volume is that the transnational is present and has long been present throughout what we define as French history and culture Chapters address instances and phenomena associated with the transnational from prehistory to the present opening up the geopolitical map of French studies beyond France and including sites where communities identified as French have formed

Composing Social Identity in Written Language Donald L. Rubin, 2013-09-13 This volume constitutes a unique contribution to the literature on literacy and culture in several respects It links together aspects of social variation that have not often been thus juxtaposed ethnicity nationality gender and participant role relations The unifying theme of this collection of papers is that all of these factors are aspects of writers identities identities which are simultaneously expressed and constructed in text The topic of social identity and writing can be approached from a variety of scholarly avenues including humanistic critical and historical perspectives The papers in the present volume make reference to and contribute to such humanistic perspectives however this book lies squarely within the tradition of social science It draws primarily upon the disciplines of linguistics discourse analysis anthropology social and cognitive psychology and education studies The

constituent topics of social identity style and writing themselves lie at the intersections of several related fields of scholarship Writing remains of peak interest to educators from many fields and is still a hot topic The instructional ramifications of the particular issues addressed in this volume are of vital concern to educational systems adjusting to the realities of our multicultural society This publication therefore should attract a substantial and diverse readership of scholars educators and policymakers affiliated with many fields including applied linguistics composition and rhetoric communication studies dialect studies discourse analysis English composition English language arts education ethnic studies language behavior literacy sociolinguistics stylistics women s studies and writing research and instruction

Lau v. Nichols and Chinese American Language Rights Trish Morita-Mullaney, 2024-08-13 This book employs a narrative policy portraiture approach to recenter the stories of the Chinese community involved in the Lau v Nichols court case of 1974 This seminal Supreme Court case ruled that the failure to provide adequate and accessible instruction to approximately 1800 students of Chinese ancestry denied them the opportunity to participate in public education and constituted a discrimination on the basis of national origin While much has been written on language education policy changes for emergent bilinguals in the US the perspectives of the key actors involved in the case are rarely heard This book brings Chinese and Chinese American voices to the forefront placing the participants within the retrospective social context as they reach their own conclusions about the process and outcomes of the case It draws upon research in language policy and Asian American studies and invites readers to imagine the social futures and possibilities for what Lau v Nichols means for the 21st century and beyond The volume fills a significant gap in narration representation and retrospective research and will be of interest to graduate students and researchers in Asian American studies bilingual education educational policy and leadership as well as teachers school administrators and policymakers

The Citizenship Revolution Douglas Bradburn, 2009-07-13 Most Americans believe that the ratification of the Constitution in 1788 marked the settlement of post Revolutionary disputes over the meanings of rights democracy and sovereignty in the new nation In The Citizenship Revolution Douglas Bradburn undercuts this view by showing that the Union not the Nation was the most important product of independence In 1774 everyone in British North America was a subject of King George and Parliament In 1776 a number of newly independent states composed of American citizens began cobbling together a Union to fight their former fellow countrymen But who was an American What did it mean to be a citizen and not a subject And why did it matter Bradburn s stunning reinterpretation requires us to rethink the traditional chronologies and stories of the American Revolutionary experience He places battles over the meaning of citizenship in law and in politics at the center of the narrative He shows that the new political community ultimately discovered that it was not really a Nation but a Union of States and that it was the states that set the boundaries of belonging and the very character of rights for citizens and everyone else To those inclined to believe that the ratification of the Constitution assured the importance of national authority and law in the lives of American people the emphasis on the significance and power of the states as the

arbiter of American rights and the character of nationhood may seem strange But as Bradburn argues state control of the ultimate meaning of American citizenship represented the first stable outcome of the crisis of authority allegiance and identity that had exploded in the American Revolution a political settlement delicately reached in the first years of the nineteenth century So ended the first great phase of the American citizenship revolution a continuing struggle to reconcile the promise of revolutionary equality with the pressing and sometimes competing demands of law order and the pursuit of happiness

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