

Strangers

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Constitution

Gerald L. Neuman

Strangers To The Constitution

Mark A. Graber



Strangers To The Constitution:

Strangers to the Constitution Gerald L. Neuman, 2010-07-01 Gerald Neuman discusses in historical and contemporary terms the repeated efforts of U S insiders to claim the Constitution as their exclusive property and to deny constitutional rights to aliens and immigrants and even citizens if they are outside the nation s borders Tracing such efforts from the debates over the Alien and Sedition Acts in 1798 to present day controversies about illegal aliens and their children the author argues that no human being subject to the governance of the United States should be a stranger to the Constitution Thus whenever the government asserts its power to impose obligations on individuals it brings them within the constitutional system and should afford them constitutional rights In Neuman s view this mutuality of obligation is the most persuasive approach to extending constitutional rights extraterritorially to all U S citizens and to those aliens on whom the United States seeks to impose legal responsibilities Examining both mutuality and more flexible theories Neuman defends some constitutional constraints on immigration and deportation policies and argues that the political rights of aliens need not exclude suffrage Finally in regard to whether children born in the United States to illegally present alien parents should be U S citizens he concludes that the Constitution s traditional shield against the emergence of a hereditary caste of illegals should be vigilantly preserved

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developments of the era To enrich his account White draws from the latest research from across the social sciences economic history anthropology and sociology yet weave those insights into a highly accessible narrative Along the way he provides a compelling case for why law can be seen as the key to understanding the development of American life as we know it Law in American History Volume II will be an essential text for both students of law and general readers *Pres. Rhetoric*, 16

Vanessa B. Beasley, 2006 As the nation's ceremonial as well as political leader presidents through their rhetoric help to create the frame for the American public's understanding of immigration In an overarching essay and ten case studies Who Belongs in America explores select moments in U.S. immigration history focusing on the presidential discourse that preceded addressed or otherwise corresponded to events BOOK JACKET *Dred Scott and the Problem of Constitutional Evil* Mark A. Graber, 2006-07-03 Dred Scott and the Problem of Constitutional Evil first published in 2006 concerns what is entailed by pledging allegiance to a constitutional text and tradition saturated with concessions to evil The Constitution of the United States was originally understood as an effort to mediate controversies between persons who disputed fundamental values and did not offer a vision of the good society In order to form a more perfect union with slaveholders late eighteenth century citizens fashioned a constitution that plainly compelled some injustices and was silent or ambiguous on other questions of fundamental right This constitutional relationship could survive only as long as a bisectional consensus was required to resolve all constitutional questions not settled in 1787 Dred Scott challenges persons committed to human freedom to determine whether antislavery northerners should have provided more accommodations for slavery than were constitutionally strictly necessary or risked the enormous destruction of life and property that preceded Lincoln's new birth of freedom **Strangers to the Constitution , Making Foreigners** Kunal M. Parker, 2015-09-02 This book connects the history of immigration with histories of Native Americans African Americans women the poor Latino Americans and Asian Americans *Law in American History* G. Edward White, 2012 In this second installment of G. Edward White's sweeping history of law in America from the colonial era to the present White covers the period between 1865-1929 which encompasses Reconstruction rapid industrialization a huge influx of immigrants the rise of Jim Crow the emergence of an American territorial empire World War I and the booming yet xenophobic 1920s As in the first volume he connects the evolution of American law to the major political economic cultural social and demographic developments of the era To enrich his account White draws from the latest research from across the social sciences economic history anthropology and sociology yet weave those insights into a highly accessible narrative Along the way he provides a compelling case for why law can be seen as the key to understanding the development of American life as we know it Law in American History Volume II will be an essential text for both students of law and general readers **Threat of Dissent** Julia Rose Kraut, 2020-07-21 From the Alien Friends Act to the Cold War and the War on Terror the US has used ideological exclusions and deportations to suppress freedom of speech and association of foreigners depicted as threatening to national security Julia Rose Kraut

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Americans resist such a policy despite their own immigrant histories and the substantial social economic intellectual and cultural benefits of welcoming newcomers Why In Brain Gain Darrell West asserts that perception or vision is one reason reform in immigration policy is so politically difficult Public discourse tends to emphasize the perceived negatives Fear too often trumps optimism and reason And democracy is messy with policy principles that are often difficult to reconcile The seeming irrationality of U S immigration policy arises from a variety of thorny and interrelated factors particularistic politics and fragmented institutions public concern regarding education and employment anger over taxes and social services and ambivalence about national identity culture and language Add to that stew a myopic or worse press persistent fears of terrorism and the difficulties of implementing border enforcement and legal justice West prescribes a series of reforms that will put America on a better course and enhance its long term social and economic prosperity Reconceptualizing immigration as a way to enhance innovation and competitiveness the author notes will help us find the next Sergey Brin the next Andrew Grove or even the next Albert Einstein

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