

# Constitution



Legislative



Congress



Executive



President



Judicial



Supreme  
Court

# The Constitution Between Friends Congress The President And The Law

**Louis Fisher**



## **The Constitution Between Friends Congress The President And The Law:**

The Constitution Between Friends Louis Fisher, 1978-01-01      *Presidents Creating the Presidency* Karlyn Kohrs Campbell, Kathleen Hall Jamieson, 2008-05 Arguing that the presidency is not defined by the Constitution which doesn't use the term but by what presidents say and how they say it *Deeds Done in Words* has been the definitive book on presidential rhetoric for more than a decade In *Presidents Creating the Presidency* Karlyn Kohrs Campbell and Kathleen Hall Jamieson expand and recast their classic work for the YouTube era revealing how our media saturated age has transformed the ever evolving rhetorical strategies that presidents use to increase and sustain the executive branch's powers Identifying the primary genres of presidential oratory Campbell and Jamieson add new analyses of signing statements and national eulogies to their explorations of inaugural addresses veto messages and war rhetoric among other types They explain that in some of these genres such as farewell addresses intended to leave an individual legacy the president acts alone in others such as State of the Union speeches that urge a legislative agenda the executive solicits reaction from the other branches Updating their coverage through the current administration the authors contend that many of these rhetorical acts extend over time George W Bush's post September 11 statements for example culminated in a speech at the National Cathedral and became a touchstone for his subsequent address to Congress For two centuries presidential discourse has both succeeded brilliantly and failed miserably at satisfying the demands of audience occasion and institution and in the process it has increased and depleted political capital by enhancing presidential authority or ceding it to the other branches Illuminating the reasons behind each outcome Campbell and Jamieson draw an authoritative picture of how presidents have used rhetoric to shape the presidency and how they continue to re create it      Supreme Court Expansion of Presidential Power Louis Fisher, 2017-07-14 In the fourth of the *Federalist Papers* published in 1787 John Jay warned of absolute monarchs who will often make war when their nations are to get nothing by it More than two centuries later are single executives making unilateral decisions any more trustworthy And have the checks on executive power so critical in the Founders drafting of the Constitution held These are the questions Louis Fisher pursues in this book By examining the executive actions of American presidents particularly after World War II Fisher reveals how the Supreme Court through errors and abdications has expanded presidential power in external affairs beyond constitutional boundaries and damaged the nation's system of checks and balances *Supreme Court Expansion of Presidential Power* reviews the judicial record from 1789 to the present day to show how the balance of power has shifted over time For nearly a century and a half the Supreme Court did not indicate a preference for which of the two elected branches should dominate in the field of external affairs But from the mid thirties a pattern clearly emerges with the Court regularly supporting independent presidential power in times of emergency or issues linked to national security The damage this has done to democracy and constitutional government is profound Fisher argues His evidence extends beyond external affairs to issues of domestic policy such as impoundment of funds legislative vetoes

item veto authority presidential immunity in the Paula Jones case recess appointments and the Obama administration's immigration initiatives Fisher identifies contemporary biases that have led to an increase in presidential power including Supreme Court misconceptions and errors academic failings and mistaken beliefs about inherent powers and unity of office Calling to account the forces tasked with protecting our democracy from the undue exercise of power by any single executive his deeply informed book sounds a compelling alarm

Congress Louis Fisher, 2016-02-19 When asked which branch of government protects citizens' rights we tend to think of the Supreme Court stepping in to defend gay rights for example in the recent same sex marriage case But as constitutional scholar Louis Fisher reveals in his new book this would be a mistake and not just because a decision like the gay marriage ruling can be decided by the opinion of a single justice Rather we tend to judge the executive and judicial branches idealistically while taking a more realistic view of the legislative with its necessarily messier and more transparent workings In Congress Fisher highlights these biases as he measures the record of the three branches in protecting individual rights and finds that Congress far more than the president or the Supreme Court has defended the rights of blacks women children Native Americans and religious liberty After reviewing the constitutional principles that apply to all three branches of government Fisher conducts us through a history of struggles over individual rights showing how the court has frequently failed at many critical junctures where Congress has acted to protect rights He identifies changes in the balance of power over time a post World War II transformation that has undermined the system of checks and balances the Framers designed to protect individuals in their aspiration for self government Without a strong independent Congress this book reminds us our system would operate with two elected officers in the executive branch and none in the judiciary a form of government best described as elitist and one no one would deem democratic In light of the history that unfolds here and in view of a Congress widely decried as dysfunctional Fisher proposes reforms that would strengthen not only the legislative branch's role in protecting individual rights under the Constitution but also its standing in the democracy it serves

*The Unitary Executive Theory* Jeffrey Crouch, Mark J. Rozell, Mitchel A. Sollenberger, 2020-11-30 I have an Article II Donald Trump has announced citing the US Constitution where I have the right to do whatever I want as president Though this statement would have come as a shock to the framers of the Constitution it fairly sums up the essence of the unitary executive theory This theory which emerged during the Reagan administration and gathered strength with every subsequent presidency counters the system of checks and balances that constrains a president's executive impulses It also the authors of this book contend counters the letter and spirit of the Constitution In their account of the rise of unitary executive theory over the last several decades the authors refute the notion that this overweening view of executive power has been a common feature of the presidency from the beginning of the Republic Rather they show it was invented under the Reagan Administration got a boost during the George W Bush administration and has found its logical extension in the Trump administration This critique of the unitary executive theory reveals it as a misguided model for understanding presidential

powers While its adherents argue that greater presidential power makes government more efficient the results have shown otherwise Dismantling the myth that presidents enjoy unchecked plenary powers the authors advocate for principles of separation of powers of checks and balances that honor the Constitution and support the republican government its framers envisioned A much needed primer on presidential power from the nation s founding through Donald Trump s impeachment The Unitary Executive Theory A Danger to Constitutional Government makes a robust and persuasive case for a return to our constitutional limits

**Military Tribunals and Presidential Power** Louis Fisher, 2005 Offers coverage of wartime extra legal courts Focusing on those periods when the Constitution and civil liberties have been most severely tested by threats to national security Fisher critiques tribunals called during the presidencies of Washington Madison Jackson Lincoln Andrew Johnson Wilson Franklin Roosevelt and Truman

**The Decline and Resurgence of Congress** James L. Sundquist, 2002-09-13 Solid ground for optimism as well as cause for foreboding So James L Sundquist views the outcome of the struggle by the Congress in the 1970s to recapture powers and responsibilities that in preceding decades it had surrendered to a burgeoning presidency The resurgence of the Congress began in 1973 in its historic constitutional clash with President Nixon For half a century before that time the Congress had acquiesced in its own decline vis vis the presidency or had even initiated it by building the presidential office as the center of leadership and coordination in the U S government and organizing itself not to initiate and lead but to react and follow But the angry confrontation with President Nixon in the winter of 1972 73 galvanized the Congress to seek to regain what it considered its proper place in the constitutional scheme Within a short period it had created a new congressional budget process prohibited impoundment of appropriated funds enacted the War Powers Resolution intensified oversight of the executive extended the legislative veto over a wide range of executive actions and vastly expanded its staff resources The Decline and Resurgence of Congress after reviewing relations between president and Congress over two centuries traces the long series of congressional decisions that created the modern presidency and relates these to certain weaknesses that the Congress recognized in itself It then recounts the events that marked the years of resurgence and evaluates the results Finally it analyzes the strengths and weaknesses of the new Congress and appraises its potential for leadership and coordination

*The Dual Executive* Michelle Belco, Brandon Rottinghaus, 2017-05-02 Popular perception holds that presidents act first and alone resorting to unilateral orders to promote an agenda and head off unfavorable legislation Little research however has considered the diverse circumstances in which such orders are issued The Dual Executive reinterprets how and when presidents use unilateral power by illuminating the dual roles of the president Drawing from an original data set of over 5 000 executive orders and proclamations the two most frequently used unilateral orders from the Franklin D Roosevelt to the George W Bush administrations 1933 2009 this book situates unilateral orders within the broad scope of executive legislative relations Michelle Belco and Brandon Rottinghaus shed light on the shared nature of unilateral power by recasting the executive as

both an aggressive commander and a cooperative administrator who uses unilateral power not only to circumvent Congress but also to support and facilitate its operations      **In the Name of National Security** Louis Fisher,2006 In light of the Bush administration s continued use of Reynolds to justify its post 9 11 claims to unilateral authority Fisher s work could not be more timely BOOK JACKET      **The United States Senate** Mildred Lehmann Amer,1981      Deeds Done in Words Karlyn Kohrs Campbell,Kathleen Hall Jamieson,1990-06-15 Deeds Done in Words is an impressive piece of work It is the first attempt to identify and assess the principal genres of rhetoric and to interpret the panoply of those genres in terms of the needs of and the needs for ritual in American politics Jeffrey Tulis author of The Rhetorical Presidency Deeds Done in Words is a thoughtful survey of how a democracy uses language to transact its business Based on an enlivened understanding of genre theory and on numerous pieces of original criticism Campbell and Jamieson vividly show how central public discourse has become the lifeblood of the American polity Roderick Hart author of The Sound of Leadership The rhetoric that issues from the White House is becoming an ever more salient part of what the presidency means and does This acute inquiry provides a great many insights into the forms meanings and functions of presidential discourse It is an enlightening contribution to our understanding of American politics Murray Edelman author of Constructing the Political Spectacle

**The Congressional globe** ,1834      **United States of America Congressional Record, Proceedings and Debates of the 113th Congress Second Session Volume 160 - Part 1** ,      *Congressional Record* United States. Congress,1995

The Congressional Globe United States. Congress,1872      **Railway Review** ,1916      **Railway and Engineering Review** ,1916      **The Constitutionality of Executive Agreements** Stephen M. Millett,1990      **The United States of North America as They are** Thomas Brothers,1840      Congressional Record ,1882

## Decoding **The Constitution Between Friends Congress The President And The Law**: Revealing the Captivating Potential of Verbal Expression

In an era characterized by interconnectedness and an insatiable thirst for knowledge, the captivating potential of verbal expression has emerged as a formidable force. Its capability to evoke sentiments, stimulate introspection, and incite profound transformations is genuinely awe-inspiring. Within the pages of "**The Constitution Between Friends Congress The President And The Law**," a mesmerizing literary creation penned by way of a celebrated wordsmith, readers set about an enlightening odyssey, unraveling the intricate significance of language and its enduring effect on our lives. In this appraisal, we shall explore the book's central themes, evaluate its distinctive writing style, and gauge its pervasive influence on the hearts and minds of its readership.

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