



American Enterprise Institute  
Constitutional Studies

# Slavery and Its Consequences: The Constitution, Equality, and Race

Robert A. Goldwin and Art Kaufman,  
editors



# Slavery And Its Consequences The Constitution Equality And Ra

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## **Slavery And Its Consequences The Constitution Equality And Ra:**

**Slavery and Its Consequences** Robert A. Goldwin, Art Kaufman, 1988 This book discusses the institution of slavery and how it relates to the Constitution

**James Madison's Constitution** Eric T. Kasper, Howard Schweber, 2025-01-15 In James Madison's Constitution Eric T. Kasper and Howard Schweber have assembled a roster of ten prominent contributors to excavate Madison's thinking about key concepts and issues over questions of what the Constitution requires, permits and prohibits. Madison's key role at the Constitution's drafting was instrumental in forging the document into what it is today. In many areas the modern Constitution still reflects Madison's conception and design. In other areas however the Constitution as it emerged in a final text and as it has been amended and interpreted to the present day does not always conform to Madison's vision. Nevertheless examining Madison's thinking across a range of constitutional issues has much to offer for understanding our nation's primary governing document today. Indeed there are great disagreements among jurists, policymakers, journalists, academics and the general public about how to interpret the Constitution and what various clauses mean. Frequently Madison is cited as a source on both sides of political, scholarly and legal debates over the meaning of various constitutional provisions.

**CONTRIBUTORS** Jeff Broadwater, Paul Finkelman, Zachary K. German, Alan R. Gibson, Jack N. Rakove, David J. Siemers, Quentin P. Taylor, George Thomas, Lynn Uzzell and Michael P. Zuckert

**Political Economy: Institutions, Competition and Representation** William A. Barnett, Melvin Hinich, Norman Schofield, 1993-07-30 The contents of this volume are drawn from the seventh International Symposium in Economic Theory and Econometrics and represent recent advances in the development of concepts and methods in political economy. Contributors include leading practitioners working on formal, applied and historical approaches to the subject. The collection will interest scholars in the fields of political science and political sociology no less than economics. Part I outlines relevant concepts in political economy including implementation, community, ideology and institutions. Part II covers theory and applications of the spatial model of voting. Part III considers the different characteristics that govern the behaviour of institutions while Part IV analyses competition between political representatives. Part V is concerned with the way in which government acquires information held by voters or advisors and Part VI addresses government choice on monetary policy and taxation.

**Slavery in the American Republic** David F. Ericson, 2011-10-27 Many scholars believe that the existence of slavery stymied the development of the American state because slaveholding Southern politicians were so at odds with a federal government they feared would abolish their peculiar institution. David Ericson argues to the contrary showing that over a seventy year period slavery actually contributed significantly to the development of the American state even as a house divided. Drawing on deep archival research that tracks federal expenditures on slavery related items Ericson reveals how the policies, practices and institutions of the early national government functioned to protect slavery and thereby contributed to its own development. Here are surprising descriptions of how the federal government increased its state capacities as it implemented slavery friendly

policies such as creating more stable slave markets by removing Native Americans deterring slave revolts recovering fugitive slaves enacting a ban on slave imports and not enacting a ban on the interstate slave trade It also bolstered its own law enforcement power by reinforcing navy squadrons to interdict illegal slave trading hiring deputy marshals to capture fugitive slaves and slave rescuers and deploying soldiers to remove Native Americans and deter slave rescues and revolts Going beyond Don Fehrenbacher's *The Slaveholding Republic* Ericson shows how the presence of slavery indirectly influenced the development of the American state in highly significant ways Enforcement of the 1808 slave import ban involved the federal government in border control for the first time and participation in founding a colony in Liberia established an early model of public private partnerships The presence of slavery also spurred the development of the U S Army through its many slavery related deployments particularly during the Second Seminole War and the federal government's own slave rentals influenced its labor management practices Ericson's study unearths a long neglected history connecting slavery influenced policy areas more explicitly to early American state development and more fully accounting for the money and manpower the federal government devoted to those areas Rich in historical detail it marks a significant contribution to our understanding of state development and the impact of slavery on early American politics *The debate on the American Revolution* Gwenda

Morgan, 2024-06-04 This book is the first in depth study of the way in which historians have dealt with the coming of the American Revolution and the formation of the US Constitution The approach is thematic examining how historians in different periods interpreted these events and their causes and more contentiously their meaning Making accessible to modern readers the work of often neglected early historians this book examines how the emergence of history as a professional discipline led to new and competing versions of the history of the Revolution It spans the entire period from the first generation of writers whose ideas about history were shaped by the Enlightenment to those of the twenty first century who drew on the rich legacy provided by black studies gender and women's studies cultural studies and ethnohistory This book will be an invaluable resource for all students and scholars of the American Revolution **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      **The ^ASlaveholding Republic** the late Don E.

Fehrenbacher, 2002-12-19 Many leading historians have argued that the Constitution of the United States was a proslavery document But in *The Slaveholding Republic* one of America's most eminent historians refutes this claim in a landmark history that stretches from the Continental Congress to the Presidency of Abraham Lincoln Fehrenbacher shows that the Constitution itself was more or less neutral on the issue of slavery and that in the antebellum period the idea that the Constitution protected slavery was hotly debated many Northerners would concede only that slavery was protected by state law not by federal law Nevertheless he also reveals that U S policy abroad and in the territories was consistently proslavery Fehrenbacher makes clear why Lincoln's election was such a shock to the South and shows how Lincoln's approach to emancipation which seems exceedingly cautious by modern standards quickly evolved into a Republican revolution that ended the anomaly of the United States as a slaveholding republic      The History of the Supreme Court of the United States

William M. Wiecek, 2006-01-23 *The Birth of the Modern Constitution* recounts the history of the United States Supreme Court in the momentous yet usually overlooked years between the constitutional revolution in the 1930s and Warren Court judicial activism in the 1950s 1941 1953 marked the emergence of legal liberalism in the divergent activist efforts of Hugo Black William O Douglas Frank Murphy and Wiley Rutledge The Stone Vinson Courts consolidated the revolutionary accomplishments of the New Deal and affirmed the repudiation of classical legal thought but proved unable to provide a substitute for that powerful legitimating explanatory paradigm of law Hence the period bracketed by the dramatic moments of 1937 and 1954 written off as a forgotten time of failure and futility was in reality the first phase of modern struggles to define the constitutional order that will dominate the twenty first century      **Trafficking of Human Beings from a**

**Human Rights Perspective** Tom Obokata, 2006-11-01 Trafficking of human beings is a widespread practice in the modern world It has been estimated that between 600 000 and 800 000 people the majority of whom are women and children are trafficked worldwide each year The rapid growth in trafficking of human beings and its transnational nature have prompted the international community to take urgent action and a major step was taken when the United Nations adopted the Protocol to Prevent and Suppress Trafficking in Persons Especially Women and Children Trafficking Protocol attached to the United Nations Convention against Transnational Organised Crime Organised Crime Convention in December 2000 Yet addressing the human rights aspects of the phenomenon has proven to be difficult in practice and so far a holistic approach which addresses wider issues surrounding the phenomenon has not been taken The purpose of this book is to go further than simply recognising that trafficking is a human rights issue It attempts to establish a human rights framework to analyse and address the act by identifying applicable human rights norms and principles from the beginning to the end of the trafficking process such as the rights to life work health as well as freedom from torture and slavery It then articulates key obligations under international human rights law including the obligations to prohibit trafficking punish traffickers protect victims and to

address the causes and the consequences of the practice      A Curriculum of Repression Haroon Kharem,2006 Textbook

The Sage Handbook of School Music Education José Luis Aróstegui,Catharina Christophersen,Jeananne Nichols,Koji Matsunobu,2024-09-27 The Sage Handbook of School Music Education stands as an essential guide for navigating the evolving educational landscape in the wake of the 2008 financial crisis and the transformative impact of the COVID 19 pandemic The handbook addresses philosophical foundations social justice challenges the envisioning of a transformative curriculum and critical issues in music teacher education Written by a diverse team of leading scholars this handbook offers a truly global perspective with contributors from Africa Asia Australasia Europe and North and South America The handbook engages with the profound interplay of economic political and social forces that shape educational policies Scholars within this collaborative work delve into what it means to educate in a world undergoing significant changes This entails an exploration of emerging educational approaches considerations for societal implications and the interconnectedness of school music education with broader curricular and global contexts As a cohesive resource The Sage Handbook of School Music Education not only addresses the challenges faced by educators but also envisions the transformative potential of music education in fostering creativity inclusivity and adaptability This handbook serves as a compass for students practitioners and scholars in the field and all those passionate about navigating the complexities of redefining music education for a new era Part 1 Foundations Part 2 Struggling for Social Justice Through Music Education Part 3 Curriculum Development Part 4 Teacher Education      **Frederick Douglass and the Fourth of July** James A. Colaiaco,2015-03-24 A critical evaluation of the address the preeminent African American abolitionist and orator gave in observance of Independence Day On July 5th 1852 Frederick Douglass one of the greatest orators of all time delivered what was arguably the century's most powerful abolition speech At a time of year where American freedom is celebrated across the nation Douglass eloquently summoned the country to resolve the contradiction between slavery and the founding principles of our country In this book James A Colaiaco vividly recreates the turbulent historical context of Douglass speech and delivers a colorful portrait of the country in the tumultuous years leading to the Civil War Now including a reader's guide with discussion points this book provides a fascinating new perspective on a critical time in American history Praise for Frederick Douglass and the Fourth of July If you're feeling blasé about this year's observance of our oldest patriotic holiday James A Colaiaco's Frederick Douglass and the Fourth of July should stir you out of complacency What makes it essential reading is its deepening of one's appreciation for how the color blind malleable Constitution is a tissue of ambiguity and compromises The Wall Street Journal Colaiaco provides the most complete exposition yet of Douglass's constitutional abolitionism He performs a vital service in reviving the moral spirit of America's greatest exemplar of black manhood Claremont Review of Books Colaiaco's examination of this long forgotten masterpiece is long overdue and superbly realized Harold Holzer author of Lincoln at Cooper Union co chairman U S Lincoln Bicentennial Commission      Prologue ,2000      **Diversity and Citizenship** Gary J. Jacobsohn,Susan Dunn,1996

Lectures presented as part of the celebration of the bicentennial of the founding of Williams College      **Black Electoral Politics** Lucius J. Barker, 2017-09-29 The official publication of the National Conference of Black Political Scientists NCOBPS this annual publication includes significant scholarly research reflecting the diverse interests of scholars from various backgrounds who use a variety of models approaches and methodologies The central focus is on politics and policies that advantage or disadvantage groups because of race ethnicity sex or other factors The research is performed in a variety of contexts and settings This second volume is dedicated to the twentieth anniversary of the founding of the NCOBPS and is commemorated in a special introductory section that includes major feature articles a special symposium and a book review section Lucius J Barker is Edna F Gellhorn Professor of Public Affairs and Political Science at Washington University St Louis and author of a number of books and articles on American judicial politics and public law and African American politics

*The Black History of the White House* Clarence Lusane, 2013-01-23 The Black History of the White House presents the untold history racial politics and shifting significance of the White House as experienced by African Americans from the generations of enslaved people who helped to build it or were forced to work there to its first black First Family the Obamas Clarence Lusane juxtaposes significant events in White House history with the ongoing struggle for democratic civil and human rights by black Americans and demonstrates that only during crises have presidents used their authority to advance racial justice He describes how in 1901 the building was officially named the White House amidst a furious backlash against President Roosevelt for inviting Booker T Washington to dinner and how that same year that saw the consolidation of white power with the departure of the last black Congressman elected after the Civil War Lusane explores how from its construction in 1792 to its becoming the home of the first black president the White House has been a prism through which to view the progress and struggles of black Americans seeking full citizenship and justice Clarence Lusane is one of America's most thoughtful and critical thinkers on issues of race class and power Manning Marable Barack Obama may be the first black president in the White House but he is far from the first black person to work in it In this fascinating history of all the enslaved people workers and entertainers who spent time in the president's official residence over the years Clarence Lusane restores the White House to its true colors Barbara Ehrenreich Reading *The Black History of the White House* shows us how much we DON'T know about our history politics and culture In a very accessible and polished style Clarence Lusane takes us inside the key national events of the American past and present He reveals new dimensions of the black presence in the US from revolutionary days to the Obama campaign Yes black hands built the White House enslaved black hands but they also built this country's economy political system and culture in ways Lusane shows us in great detail A particularly important feature of this book its personal storytelling we see black political history through the experiences and insights of little known participants in great American events The detailed lives of Washington's slaves seeking freedom or the complexities of Duke Ellington's relationships with the Truman and Eisenhower White House show us American racism and also black

America's fierce hunger for freedom in brand new and very exciting ways This book would be a great addition to many courses in history sociology or ethnic studies courses Highly recommended Howard Winant The White House was built with slave labor and at least six US presidents owned slaves during their time in office With these facts Clarence Lusane a political science professor at American University opens The Black History of the White House City Lights a fascinating story of race relations that plays out both on the domestic front and the international stage As Lusane writes The Lincoln White House resolved the issue of slavery but not that of racism Along with the political calculations surrounding who gets invited to the White House are matters of musical tastes and opinionated first ladies ingredients that make for good storytelling Boston Globe Dr Clarence Lusane has published in The Washington Post The Miami Herald The Baltimore Sun Oakland Tribune Black Scholar and Race and Class He often appears on PBS BET C SPAN and other national media **Free in the World** Mark E. Brandon, 1998 Brandon also develops a general typology of constitutional failure He identifies several ways in which failure can occur shows that failure in one area may signify success in another and argues that the possibility of failure is built into the foundations of all constitutional regimes **BOOK JACKET** **Equal Protection** Francis Graham Lee, 2003-11-17 An introductory survey of the government's role in America's continuing drive for equality Today's lingering inequalities particularly the American dilemma of racism runs throughout U S history Equal Protection provides readers with a historical overview of the controversies over the issue of equality an understanding of how government and particularly the courts and Congress has reacted to these controversies and the role these issues have played in shaping U S society This volume follows the push for equal treatment regardless of age gender disabilities economic status or sexual orientation It focuses on legislation such as the Americans with Disabilities Act and political initiatives and movements such as The Great Society the ERA and the War on Poverty Here are American's interpretations of equal rights then and now [A Fire Bell in the Past](#) Jeffrey L. Pasley, John Craig Hammond, 2021-06-25 Many new states entered the United States around 200 years ago but only Missouri almost killed the nation it was trying to join When the House of Representatives passed the Tallmadge Amendment banning slavery from the prospective new state in February 1819 it set off a two year political crisis in which growing northern antislavery sentiment confronted the southern whites aggressive calls for slavery's westward expansion The Missouri Crisis divided the U S into slave and free states for the first time and crystallized many of the arguments and conflicts that would later be settled violently during the Civil War The episode was as Thomas Jefferson put it a fire bell in the night that terrified him as the possible knell of the Union Drawing on the participants in two landmark conferences held at the University of Missouri and the City University of New York this first of two volumes finds myriad new perspectives on the Missouri Crisis Celebrating Missouri's bicentennial the scholarly way with fresh research and unsparing analysis this eloquent collection of essays from distinguished historians gives the epochal struggle over Missouri statehood its due as a major turning point in American history Contributors include the editors Christa Dierksheide David N Gellman Sarah L H



Gronningsater Robert Lee Donald Ratcliffe Andrew Shankman Anne Twitty John R Van Atta and David Waldstreicher

**Making an Antislavery Nation** Graham A. Peck, 2017-08-31 Winner of the Russell P Strange Memorial Book Award This sweeping narrative presents an original and compelling explanation for the triumph of the antislavery movement in the United States prior to the Civil War Abraham Lincoln's election as the first antislavery president was hardly preordained From the country's inception Americans had struggled to define slavery's relationship to freedom Most Northerners supported abolition in the North but condoned slavery in the South while most Southerners denounced abolition and asserted slavery's compatibility with whites' freedom On this massive political fault line hinged the fate of the nation Graham A Peck meticulously traces the conflict over slavery in Illinois from the Northwest Ordinance in 1787 to Lincoln's defeat of his archrival Stephen A Douglas in the 1860 election Douglas's attempt in 1854 to persuade Northerners that slavery and freedom had equal national standing stirred a political earthquake that brought Lincoln to the White House Yet Lincoln's framing of the antislavery movement as a conservative return to the country's founding principles masked what was in fact a radical and unprecedented antislavery nationalism It justified slavery's destruction but triggered the Civil War Presenting pathbreaking interpretations of Lincoln Douglas and the Civil War's origins Making an Antislavery Nation shows how battles over slavery paved the way for freedom's triumph in America

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