



IDEAS IN CONTEXT

THE American
Language
OF Rights



RICHARD A. PRIMUS

The American Language Of Rights Ideas In Context

Elizabeth Borgwardt



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

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

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. — *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

Law Quadrangle Notes ,2001

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

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

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.

Decoding **The American Language Of Rights Ideas In Context**: Revealing the Captivating Potential of Verbal Expression

In a time characterized by interconnectedness and an insatiable thirst for knowledge, the captivating potential of verbal expression has emerged as a formidable force. Its power to evoke sentiments, stimulate introspection, and incite profound transformations is genuinely awe-inspiring. Within the pages of "**The American Language Of Rights Ideas In Context**," a mesmerizing literary creation penned by a celebrated wordsmith, readers embark on an enlightening odyssey, unraveling the intricate significance of language and its enduring affect our lives. In this appraisal, we shall explore the book is central themes, evaluate its distinctive writing style, and gauge its pervasive influence on the hearts and minds of its readership.

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The American Language Of Rights Ideas In Context Introduction

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