

Constitutional Conflicts

Between
Congress and the
President

Fourth Edition, Revised

Louis

Fisher

Constitutional Conflicts Between Congress And The President

Louis Fisher



Constitutional Conflicts Between Congress And The President:

Constitutional Conflicts between Congress and the President Louis Fisher, 2014-08-19 Over three decades after its initial publication Louis Fisher's durable classic remains at the head of its class a book that Congressional Quarterly called as close to being indispensable as anything published in this field This newly revised sixth edition emphatically reinforces that sterling reputation Fisher dissects the crucial constitutional disputes between the executive and legislative branches of government from the Constitutional Convention through President Clinton's impeachment battles to the recent controversies over President Bush's conduct as commander in chief He ventures beyond traditional discussions of Supreme Court decisions to examine the day to day working relationships between the president and Congress By analyzing a mixture of judicial pronouncements executive acts and legislative debates Fisher pinpoints the critical areas of legislative executive tension appointment powers investigatory powers legislative and executive vetoes the budgetary process and war powers He then examines these areas of tension within a concrete political and historical context To scholars this book offers a comprehensive examination of the institutions and issues of public law For practitioners general readers and students of American government it demonstrates how constitutional issues shape and define current events The new edition covers for the first time Obama's military decisions in Afghanistan and Iraq Military operations against Libya in 2011 Threatened attacks on Syria in 2013 Efforts to close Guantanamo Obama's recess appointments during a pro forma session Fast and Furious scandal Holder's contempt and Obama's executive privilege The growth of presidential czars Executive branch secrecy and lack of accountability State Secrets Privilege after 9/11 Distinguishing between implied powers constitutional and inherent powers not constitutional Pocket vetoes and the growth of hybrid vetoes New developments in the President's removal power

The Politics of Shared Power Louis Fisher, 1998 As Congress and the president battle out the federal deficit foreign involvements health care and other policies of grave national import the underlying constitutional issue is always the separation of powers doctrine In *The Politics of Shared Power* a classic text in the field of executive legislative relations Louis Fisher explains clearly and perceptively the points at which congressional and presidential interests converge and diverge the institutional patterns that persist from one administration and one Congress to another and the partisan dimensions resulting from the two party system Fisher also discusses the role of the courts in reviewing cases brought to them by members of Congress the president agency heads and political activists illustrating how court decisions affect the allocation of federal funds and the development and implementation of public policy He examines how the president participates as legislator and how Congress intervenes in administrative matters Separate chapters on the bureaucracy the independent regulatory commissions and the budgetary process probe these questions from different angles The new fourth edition addresses the line item veto and its tortuous history and prospects A chapter on war powers and foreign affairs studies executive legislative disputes that affect global relations including the Iran Contra affair the Persian Gulf War in 1991

and American presence in conflicts such as Haiti and Bosnia An important new discussion focuses on interbranch collisions and gridlock as they have developed since 1992 *The Constitution and the Conduct of American Foreign Policy* David Gray Adler, Larry Nelson George, 1996 In this provocative and readable volume eleven leading constitutional authorities challenge business as usual in American foreign policymaking For far too long they contend Americans have acquiesced to presidential claims to sweeping executive powers in foreign affairs thanks to imperial minded presidents a weak willed Congress and neglectful scholars These authors forcefully argue that the president is not the supreme crafter of foreign policy and that Congress must provide more than a rubber stamp for the president s agenda Unilateral presidential control of foreign relations they warn can pose a grave threat to our nation s welfare and is simply without constitutional warrant Combining constitutional theory with keen historical insights these authors illuminate the roots of presidential abuse of executive power and remind us of the past and potential costs of such disregard for our unique system of checks and balances An essential guide for all concerned citizens and members of Congress this volume should help revive a proper understanding of this crucial dimension of American democracy Naval Law Review ,1985 **Constitutional Law in the United States**

Robert A. Sedler, 2017-10-20 Derived from the renowned multi volume International Encyclopaedia of Laws this very useful analysis of constitutional law in the United States provides essential information on the country s sources of constitutional law its form of government and its administrative structure Lawyers who handle transnational matters will appreciate the clarifications of particular terminology and its application Throughout the book the treatment emphasizes the specific points at which constitutional law affects the interpretation of legal rules and procedure Thorough coverage by a local expert fully describes the political system the historical background the role of treaties legislation jurisprudence and administrative regulations The discussion of the form and structure of government outlines its legal status the jurisdiction and workings of the central state organs the subdivisions of the state its decentralized authorities and concepts of citizenship Special issues include the legal position of aliens foreign relations taxing and spending powers emergency laws the power of the military and the constitutional relationship between church and state Details are presented in such a way that readers who are unfamiliar with specific terms and concepts in varying contexts will fully grasp their meaning and significance Its succinct yet scholarly nature as well as the practical quality of the information it provides make this book a valuable time saving tool for both practising and academic jurists Lawyers representing parties with interests in the United States will welcome this guide and academics and researchers will appreciate its value in the study of comparative constitutional law **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 **Inventing the American Presidency** Thomas E. Cronin, 1989 In fourteen essays supplemented

by relevant sections of and amendments to the Constitution and five Federalist essays by Hamilton provides the reader with the essential historical and political analyses of who and what shaped the presidency **The Constitution and 9/11** Louis Fisher, 2008 The Constitution and 9 11 provides a comprehensive striking and disturbing analysis of executive misuse of power that is made all the more compelling by placing it in a rich and fascinating historical contest No better book is available for placing post 9 11 government actions in the matrix of history and explaining how executive power has degraded the Constitution and citizen rights William G Weaver Back cover White House Studies Compendium Robert W. Watson, 2007 brings together piercing analyses of the American presidency dealing with both current issues and historical events The compendia consists of the combined and rearranged issues of the journal White House Studies with the addition of a comprehensive subject index Preface *Congress and the Politics of Foreign Policy* Colton C. Campbell, Nicol C. Rae, John F. Stack, 2003 This volume explores the changing parameters of presidential congressional relations in the area of foreign policy It addresses the struggle between the three branches of government in view of increasing congressional assertiveness and the complexity of the president's multiple foreign policy agendas The essays constitute a comprehensive study on foreign policy making in the 21st century describing how foreign policy is actually made in Washington D C in such areas as trade arms control and proliferation alliances defense and intelligence budgets sanctions war power treaties and executive agreements financial aid diplomacy procedural legislation treaty ratification and advice and consent For anyone who wants to advance their understanding and appreciation for the role of three American institutions in the crafting of foreign policy making the United States Congress the American Presidency and the United States Supreme Court **The President Shall Nominate** Mitchel A. Sollenberger, 2008 A comprehensive and path breaking study of what happens behind the scenes before presidents publicly announce to the Senate and thus the nation their nominees for federal positions *Nazi Saboteurs on Trial* Louis Fisher, 2005 Louis Fisher chronicles the capture trial and punishment of the Nazi saboteurs in order to examine the extent to which procedural rights are suspended in time of war One of America's leading constitutional scholars Fisher analyzes the political legal and administrative context of the Supreme Court decision *Ex parte Quirin* 1942 reconstructing a rush to judgment that has striking relevance to current events Fisher contends that the Germans constitutional right to a civil trial was hijacked by an ill conceived concentration of power within the presidency overriding essential checks from the Supreme Court Congress and the office of the Judge Advocate General His book provides a cautionary tale as our nation struggles to balance individual rights and national security **BOOK JACKET The American Presidency** Forrest McDonald, 1994 McDonald explores how and why the presidency has evolved into such a complex and powerful institution unlike any other in the world He chronicles the presidency's creation implementation and evolution and explains why it's still working today despite its many perceived afflictions The Presidency of Richard Nixon Melvin Small, 1999 A lively anecdotal account features every facet of Nixon's controversial administration just in time for the

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