

Democracy, Liberty, and Property

THE STATE
CONSTITUTIONAL CONVENTIONS
OF THE 1820S

Edited by Merrill D. Peterson

Democracy Liberty And Property The State Constitutional Conventions Of The

John R. Vile



Democracy Liberty And Property The State Constitutional Conventions Of The:

Democracy, Liberty and Property Merrill D. Peterson, 1966 Before the Civil War the history of American democracy was state centered Under the constitutional system as it then existed the states had virtually exclusive jurisdiction over almost all matters of concern to the average citizen State government and state policy were pretty much a reflection of state constitutional systems and the state constitutions in turn were the product of state constitutional conventions These constitutional conventions were held to frame a body of supreme and fundamental law that defined the government including its powers and limitations By the 1820 s time had brought transforming changes in society and new political ideas that demanded expression in fundamental law New conventions that would liberalize the existing constitutional system were held in which statesmen of a new generation engaged in great debates on the sources and ends of government with the surviving giants of a dying age They confronted each other on the most controversial issues of the age The issues varied from state to state but everywhere they were sharply contested and the debates were the most profound since the first conventions that ratified the Constitution of the United States In this book the author focuses on the three greatest conventions of the period those of Massachusetts New York and Virginia From Foreward Understanding State Constitutions G. Alan Tarr, 2000-09-25 The distinctiveness of state constitutionalism Explaining state constitutional development Eighteenth century state constitutionalism Nineteenth century state constitutionalism Twentieth century state constitutionalism State constitutional interpretation **Virginia's American Revolution** Kevin R. C. Gutzman, 2007-01-01 Virginia s American Revolution focuses on the remaking of colonial Virginia into a republican society It considers this topic with a focus on particular episodes such as the Richmond Ratification Convention of 1788 and the adoption of the Virginia Resolutions of 1798 that brought the question What does it mean to be republican to the fore *The American State Constitutional Tradition* John J. Dinan, 2006-04-14 For too long the American constitutional tradition has been defined solely by the U S Constitution drafted in 1787 Yet constitutional debates at the state level open a window on how Americans in different places and at different times have chosen to govern themselves From New Hampshire in 1776 to Louisiana in 1992 state constitutional conventions have served not only as instruments of democracy but also as forums for revising federal principles and institutions In *The American State Constitutional Tradition* John Dinan shows that state constitutions are much more than mere echoes of the federal document The first comprehensive study of all 114 state constitutional conventions for which there are recorded debates his book shows that state constitutional debates in many ways better reflect the accumulated wisdom of American constitution makers than do the more traditional studies of the federal constitution Wielding extraordinary command over a mass of historical detail Dinan clarifies the alternatives considered by state constitution makers and the reasons for the adoption or rejection of various governing principles and institutions Among other things he shows that the states are nearly universal in their rejection of the rigid federal model of the constitutional

amendment process favoring more flexible procedures for constitutional change they often grant citizens greater direct participation in law making they have debated and at times rejected the value of bicameralism and they have altered the veto powers of both the executive and judicial branches Dinan also shows that while the Founders favored a minimalist design and focused exclusively on protecting individuals from government action state constitution makers have often adopted more detailed constitutions sometimes specifying positive rights that depend on government action for their enforcement Moreover unlike the federal constitution state constitutions often contain provisions dedicated to the formation of citizen character ranging from compulsory schooling to the regulation of gambling or liquor By integrating state constitution making with the federal constitutional tradition this path breaking work widens and deepens our understanding of the principles by which we've chosen to govern ourselves

All Honor to Jefferson? Erik S. Root, 2008-01-01 This book fills a long neglected hole in American history and political thought The debate over emancipation in 1829-32 and the success of the pro slave interests in these debates paved the way for the development of the positive good thesis that was articulated and popularized by John C Calhoun These debates were to become a bellweather for the union

The Law of American State Constitutions Robert Williams, 2009-10-22 The Law of American State Constitutions provides complete coverage of the legal doctrines surrounding applying to and arising from American state constitutions and their judicial interpretation Using specific examples Professor Williams provides legal analysis of the nature and function of state constitutions by contrast to the federal Constitution including rights separation of powers policy based provisions the judicial interpretation issues that arise under state constitutions and the processes for their amendment and revision Reference is made to history and political theory but legal analysis is the primary focus The Law of American State Constitutions provides an important analytical tool that explains the unique character and the range of judicial interpretation of these constitutions together with the specialized techniques of argument and interpretation surrounding state constitutions This is the first book to present a complete picture of the current body of state constitutional law and its judicial interpretation

The Paradox of Democratic Capitalism David F. Prindle, 2006-08-25 A truly interdisciplinary enterprise The Paradox of Democratic Capitalism examines the interplay of ideas about politics economics and law in American society from the pre revolutionary era to the eve of the September 11 attacks David F Prindle argues that while the United States was founded on liberalism there is constant tension between two ideals of the liberal tradition capitalism and democracy Tracing the rise of natural law doctrine from neoclassical economics Prindle examines the influence of economic development in late medieval society on the emergence of classical liberalism in early America and likens that influence to the impact of orthodox economics on contemporary American society Prindle also evaluates political economic and legal ideas through the lens of his own beliefs He warns against the emerging extremes of liberal ideology in contemporary American politics where the right's definition of capitalism excludes interference from democratic publics and the left's definition of democracy excludes a market based economy

A Selected Bibliography

on Constitutional Conventions Chicago State College, 1970 **Proceedings of the Constitutional Convention of the State of Illinois Convened January 6, 1920** Illinois. Constitutional Convention, 1920 *Proceedings and Debates of the Constitutional Convention of the State of Michigan* Michigan. Constitutional Convention, Joseph H. Brewer, 1907 Marbury V. Madison and Judicial Review Robert Lowry Clinton, 1989 Few Supreme Court decisions are as well known or loom as large in our nation's history as *Marbury v. Madison*. The 1803 decision is widely viewed as having established the doctrine of judicial review which permits the Court to overturn acts of Congress that violate the Constitution; moreover, such judicial decisions are final, not subject to further appeal. Robert Clinton contends that few decisions have been more misunderstood or misused in the debates over judicial review. He argues that the accepted view of *Marbury* is ahistorical and emerges from nearly a century of misinterpretation both by historians and by legal scholars.

The Lost Promise of Progressivism Eldon J. Eisenach, 1994 Congenital malformations are worldwide occurrences striking in every condition of society. These severe physical abnormalities, which are present at birth and affecting every part of the body, happen more often than usually realized: once in every 33 births. The most common after heart defects are those of the neural tube, the brain, and spinal cord, which happen in as many as one in every 350 births. They have been noted as curiosities in man and beast throughout recorded history and received great attention in our time by various fields of study: for example, their faulty prenatal development by embryologists; familial patterns by geneticists; causation by environmentalists; and variability by population scientists. Attention turned much in recent years to the relation of these malformations to deficiency of a particular dietary ingredient, folic acid, a subject this book analyzes in depth. The greatest conundrum of all, which this latest matter like so much else hinges on, is the amazing fact of the tremendous, almost universal decrease in the frequency of these anomalies since early in the 20th century. The puzzle is: What can this downward trend possibly mean, and at bottom, whether it is part of a long-term cyclical pattern. This fascinating biological phenomenon is explored in the book together with various other topics.

Record of the Constitutional Convention of the State of New York, 1915 New York (State). Constitutional Convention, 1915 *A Handbook for the Aggressive Temperance People of the United States* Walter W. Spooner, 1888

Developments in State Constitutional Law Bradley D. McGraw, 1985 The Constitutional Convention of 1787 John R. Vile, 2005-06-24 The first encyclopedic treatment of the personalities, politics, and events involved in drafting the U.S. Constitution. This comprehensive treatment of all the personalities, philosophies, debates, and compromises involved in drafting the U.S. Constitution is the first encyclopedic work on the subject, compiling information into an easily accessible A-Z format. Biographies of all 55 delegates, analysis of the competing political viewpoints, procedural and substantive disputes, along with a host of other details, are all presented here. Both the detail and the scholarship in this book are unmatched in any other work; the encyclopedic presentation simply does not exist elsewhere. Civil liberties, the scope of authority of the three branches of government, and other constitutional matters are increasingly at the forefront of public discussion. Scholars

citizens interested in self education and reference librarians faced with questions about the Constitution will find in this book all they require to answer their needs *Constitution of the State of Louisiana* Louisiana,1921 Annotated by the Publishers editorial staff *Constitution Making in Indiana* Charles Kettleborough,1916 **Constitution Making in Indiana: 1851-1916** Charles Kettleborough,1916 American Book Publishing Record Cumulative, 1950-1977 R.R. Bowker Company. Department of Bibliography,1978

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