

# HISTORY OF AMERICAN FEDERALISM



# Development Of American Federalism

**Homer Carey Hockett**



## **Development Of American Federalism:**

The Development of American Federalism William H. Riker, 2012-12-06 The chapters of this book have diverse origins. They were written over the period 1954-1984. Several, i.e., three, four, seven, and ten, were originally published in scholarly journals. Several, i.e., one, eight, nine, and eleven, are excerpts from my previous books *Soldiers of the States* and *Federalism: Origin, Operation, and Significance*. And several, i.e., two, five, and six, were written for conferences and are now published here for the first time. Despite the fact that this history suggests they are quite unrelated, these chapters do indeed center on one theme: the continuity of American federalism. In order to emphasize that theme, I have written an introduction and an initial commentary for each chapter. These commentaries taken together with the introduction constitute the exposition of the theme. Some of these chapters, four, six, and ten, were written with my students Ronald Schaps, John Lemco, and William Bast. They did much of the research and analysis, so the credit for these chapters belongs to them as much as to me. Chapter five is based quite closely on William Paul Alexander's dissertation for the Ph.D. degree at the University of Rochester, 1973.

**Contemporary American Federalism** Joseph F. Zimmerman, 2008-09-10 Contemporary American Federalism traces the development of the federal system within the United States from 1789 to the present. In contrast to earlier works on American federalism, this book examines not only national-state relations but also interstate relations and state-local relations and does so while introducing and explaining how theories of federalism may be utilized to understand the system at its origins and as it operates today. Individual chapters explore the establishment of the federal system, the United States Constitution, congressional preemption of state regulatory authority, federalism and the judiciary, intergovernmental fiscal relations, interstate relations, state-local relations, and finally the growth of power centralization within the federal system.

*Federalism and the Making of America* David Brian Robertson, 2013-03-01 Though Americans rarely appreciate it, federalism has profoundly shaped their nation's past, present, and future. Federalism, the division of government authority between the national government and the states, affects the prosperity, security, and daily life of every American. In this nuanced and comprehensive overview, David Brian Robertson shows that past choices shape present circumstances and that a deep understanding of American government, public policy, political processes, and society requires an understanding of the key steps in federalism's evolution in American history. The most spectacular political conflicts in American history have been fought on the battlefield of federalism, including states' rights to leave the union, government power to regulate business and responses to the problems of race, poverty, pollution, abortion, and gay rights. Federalism helped fragment American politics, encourage innovation, foster the American market economy, and place hurdles in the way of efforts to mitigate the consequences of economic change. Federalism helped construct the path of American political development. *Federalism and the Making of America* is a sorely needed text that treats the politics of federalism systematically and accessibly, making it indispensable to all students and scholars of American politics. Chosen as one of Choice's Outstanding Academic Titles for

2012 *Foundations and Development of American Federalism* Paul Abraham Freund, 1964 *Contemporary American Federalism* Joseph Francis Zimmerman, 2008 Traces the development of the American federal system of government focusing principally on the shifting balance of powers between the national government and the states **States' Rights and American Federalism** Frederick D. Drake, Lynn Nelson, 1999-11-30 The debate over states rights versus federalism in America is one that has raged since our country's founding Arguments over the interpretation of the Constitution and the meaning of power and its distribution among the states governments echoes in governmental chambers even today Students can trace the history and development of issues surrounding this debate as well as the reactions to them through this unique and comprehensive collection of over 65 primary documents Court cases opinion pieces speeches and many other documents bring to life the controversies surrounding the debate Explanatory introductions to documents aid users in understanding the various arguments put forth in deliberations over different governmental matters while illuminating the significance of each document Drake and Nelson trace the origins and changes in the nature of states rights and American federalism using carefully chosen documents to reflect the fact that the tension and interaction between the states governments and the national government define the ideals and provide the means for realistic achievement of these ideals Documents can be easily accessed through five different sections each section exploring a specific period in history and contributing to the understanding of the debate The introductory and explanatory text help readers understand the nature of the conflicts the issues being contested the social and cultural pressures that shaped each debate and the manner in which the passions of individual government officials justices and our presidents affected the development of policies concerning states rights and federalism **Contemporary American Federalism** Joseph F. Zimmerman, 1992-05-12 This volume has been written specifically for students of the U S system of government and for students interested in federalism in practice Joseph F Zimmerman traces the development of the U S federal system from 1789 to the present day by focussing in the shifting balance of power between the nation and the states It introduces the important theories of federalism and explains how they can be used to understand the system as it was originally drawn up and as it operates now All the important trends in national state relations are examined with particular attention being given to the preemption by the federal legislature and judiciary of the powers and authority of the states The U S federal system has changed radically since its inception and continues to increase in complexity This lucid and accessible account links the system's current practices with its history and looks forward to the future of the most important federal system in operation today **The Development of American Federalism from Republicanism to Regionalism** Martin Paul Sabastian Raniowski, 1998 **State Constitutions in the Federal System**, 1989 American Federalism Duane Lockard, 1969 **An Outline of the Constitutional History of the United States** Homer Carey Hockett, 1926 The Development of the American Constitution, 1877-1917 Loren P. Beth, 1971 *The History and Prospects of the Social Sciences* Harry Elmer Barnes, 1925 Four Phases of American

Development John Bassett Moore,1912      **The Politics of Sovereignty** Connor Maxwell Ewing,2016 The development of American federalism is a story of contested sovereignty and those contests are fundamentally shaped by the evolving structures relationships and understandings of the constitutional order This dissertation seeks to show how the American federal system is both cause and effect of political development Even as it structures legal and political contestation American federalism is shaped even redefined by such contestation Central to the account of American federalism that I advance are two related arguments about the nature of the federal system The first is that the Constitution s definition of the state federal relationship is structurally underdeterminate while the Constitution constrains the set of permissible state federal relationships it fixes no single definition Rather than establish a determinate division of state and national powers the Constitution establishes a range of parameters for their relationship and sets forth the legal and political processes through which that relationship is contested defined and revised As a result the American federal system both shapes and is shaped by constitutionally structured politics Developing an implication of this argument the second argument holds that notions and definitions of sovereignty are structured relationally Articulations of national power reciprocally define a category of state powers just as invocation of local concerns over which states have authority reciprocally define national concerns over which the national government has authority On this account federalism is both an independent and a dependent variable an approach that shifts our focus from federalism and American political development to federalism in American political development By foregrounding the underdeterminacy of the federal system and interrogating the constitutional construction it anticipates we can glimpse the intertwined contingency and continuity of American constitutional development This dissertation is broadly divided into two parts the first theoretical the second developmental each of which consists of two components The resulting four chapters constitute the core of the project The theoretical chapters Chapters One and Two provide a framework for understanding the federal system both in the general context of the American Constitution and more specifically in contrast with the separation of powers This framework is fundamentally structured by the underdeterminate constitutional division of state and national powers and the consequent need for constitutional construction of the state federal relationship The developmental chapters Chapters Three and Four operationalize the theoretical framework developed in the first two chapters in two different domains constitutional jurisprudence and a discrete episode of the political construction of the state federal relationship Taken together these chapters are intended to illustrate the central argument of the preceding chapters that the constitutional design of the federal system anticipates development and that this development is inflected by the institutional logics of the principal institutions of American government The dissertation concludes with a brief reflection on the two conceptual cornerstones of the analysis presented in the preceding chapters constitutional construction and constitutional logics      *Federalism in America* Joseph R. Marbach,Ellis Katz,Troy E. Smith,2006 Defines the most important concepts and describes the models institutions court cases policies epochs and

personalities that shaped or have been shaped by American federalism      River of Promise, River of Peril John E. Thorson, 1994 Snaking 2 540 miles from Montana to the Mississippi River the Missouri is the longest waterway in the nation Its basin stretching 530 000 square miles extends broadly into ten states and twenty five Indian reservations For millions of years the river and its tributaries meandered untamed But that irrevocably changed with the passage of the Pick Sloan Plan part of the Flood Control Act of 1944 In River of Promise River of Peril John Thorson takes the first comprehensive look at how and why the Missouri River basin now with six major dams and hundreds of miles of navigation canals has become one of the most significantly altered drainage systems in the country He also looks at the consequences The Pick Sloan Plan he argues has not fared well over time particularly in its failure to provide an effective blueprint for regional river management Persistent conflicts over the river he contends illuminate important weaknesses of federalism in dealing with regional resources the most glaring being the exclusion of any proactive role for Indian tribal governments To support his argument Thorson examines the physical demographic and political features of the river basin analyzes the comprehensive river development that gave birth to the Pick Sloan Plan reveals why the original goals of the legislature were never achieved explores the deep seated and continuing tensions between basin governments and investigates how Indian tribes the river s ecology and federalism have been damaged as the river has been developed He also describes the various associations created and later abandoned from the sixties to the eighties and assesses their virtues and limitations Thorson sees in the story of the Missouri River Basin the vertical and horizontal strains of federalism the states chafing against federally mandated and controlled projects exacerbated by the lack of constitutional guidance for handling conflicts among neighboring states and with Indian nations Not just bent on spotlighting problems Thorson also evaluates different approaches for improved river system management and recommends a Missouri River management institution based on environmentally sensitive policies a strong state role and full participation by the basin s tribal governments      *The Evolution of the Constitution of the United States* Sydney George Fisher, 1897      **The Law Quarterly Review** ,1917

**Federalism and Political Development** Phool Kumar Sharma, 1979

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