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Part Two. The book is called Active Liberty: Interpreting Our Democratic Constitution. "I say 'active liberty' because I want to stress that democracy works if -- and only if -- the average citizen participates," Breyer tells Nina Totenberg in an exclusive interview.

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Active Liberty: Interpreting Our Democratic Constitution ...

Active Liberty. Breyer expounded his judicial philosophy in 2005 in Active Liberty: Interpreting Our Democratic Constitution. In it, Breyer urges judges to interpret legal provisions (of the Constitution or of statutes) in light of the purpose of the text and how well the consequences of specific rulings fit those purposes.

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Active Liberty Interpreting Our Democratic Constitution ...

Active Liberty: Interpreting Our Democratic Constitution. The First Amendment's language says that Congress shall not abridge 'the freedom of speech.' But it does not define 'the freedom of speech' in any detail. The nation's Founders did not speak directly about campaign contributions. Madison, who decried faction,...

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active liberty: Interpreting our Democratic constitution

Active Liberty: Interpreting Our Democratic Constitution. A brilliant new approach to the

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Constitution and courts of the United States by Supreme Court Justice Stephen Breyer. For Justice Breyer, the Constitution's primary role is to preserve and encourage what he calls "active liberty": citizen participation in shaping government and its laws.

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Active Liberty Interpreting Our Democratic Constitution ...

His latest book, *Active Liberty: Interpreting Our Democratic Constitution*, based on his Tanner Lecture presented at Harvard University in 2004, is a telling example of how a practical reflection on law can enrich the field of political philosophy. In this essay, Breyer explicitly casts himself as the heir of Benjamin Constant.

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Stephen Breyer - Wikipedia

Breyer squarely identifies his "active liberty" with Constant's "ancient liberty" and argues that democratic self-governance lies at the center of sound constitutional interpretation. In so doing, Breyer is seemingly unaware that Constant emphatically preferred "modern liberty" over "ancient liberty."

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Active Liberty: Interpreting Our Democratic Constitution ...

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Active Liberty : NPR

THE THEME: ACTIVE LIBERTY. THE THEME CONSIDERED . . . The concept of active liberty—as I said at the outset—refers to a sharing of a nation's sovereign authority among its people. Sovereignty involves the legitimacy of a governmental action.

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Supreme Court Justice Breyer on 'Active Liberty' : NPR

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Active liberty : interpreting our democratic Constitution ...

Active Liberty: Interpreting Our Democratic Constitution is a 2005 book by United States Supreme Court Justice Stephen Breyer. The general theme of the book is that Supreme Court justices should, when dealing with constitutional issues, keep "active liberty" in mind, [1] which Justice Breyer defines as the right of the citizenry of the country to participate in government.

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Active Liberty Interpreting Our Democratic Constitution ...

This book, based on the Tanner lectures on Human Values that Justice Stephen Breyer delivered at Harvard University in November 2004, defines the term 'active liberty' as a sharing of the nation's sovereign authority with its citizens.

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Active Liberty - Wikipedia

the theme: active liberty THE THEME CONSIDERED . . . The concept of active liberty--as I said at the outset--refers to a sharing of a nation's sovereign authority among its people.

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Active Liberty: Interpreting Our Democratic Constitution ...

The active liberty theme is applied to several present-day issues, including campaign finance reform, congressional redistricting, privacy in an age of technological information gathering, and affirmative action. It is also applied to statutory interpretation and to the interpretation of administrative law.

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Active Liberty : Interpreting Our Democratic Constitution ...

Perhaps that's what makes Justice Stephen Breyer's new book, *Active Liberty: Interpreting Our Democratic Constitution*, so welcome. Finally, another member of the Court has taken the time to outline his approach to deciding cases.

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Active Liberty: Interpreting Our Democratic Constitution ...

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Judicial Immodesty Stephen Breyer, [i]Active Liberty ...

*Active Liberty: Interpreting Our Democratic Constitution* - Ebook written by Stephen Breyer. Read

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Active Liberty: Interpreting Our Democratic Constitution ...

active liberty: Interpreting our Democratic constitution. stEPHEN BrEYER. The Tanner Lectures on Human Values Delivered at Harvard university november 17-19, 2004. stephen G. Breyer is an associate justice of the united states supreme court, where he has served since 1994.

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