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the interpretation of constitutional language is at issue. In a word, these lectures are about democracy and the constitution. They illustrate a democratic theme—active liberty—which resonates throughout the constitution. In discussing its role, I

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hope to illustrate how this
constitutional theme can affect a
judge's interpretation of a

~~active liberty: Interpreting our
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His latest book, Active Liberty:
Interpreting Our Democratic

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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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Active liberty : interpreting our
democratic Constitution. This book,
based on the Tanner lectures on
Human Values that Justice Stephen
Breyer delivered at Harvard University

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in November 2004, defines the term
'active liberty' as a sharing of the
nation's sovereign authority with its
citizens.

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Liberty. : Stephen Breyer. Knopf
Doubleday Publishing Group, Dec 18,
2007 - Political Science - 176 pages. 1
Review. A brilliant new...

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Active Liberty: Interpreting Our
Democratic Constitution (Breyer) I'm
still in the tail end of this book but have
read and thought about the main
exposition of his ideas in the first half.
I'd say I am glad to have read this, and
I think it clarifies for me how Breyer
and those who agree with his relatively

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activist constitutional interpretation can
do so without being motivated entirely
by contempt for the electorate and the
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Stephen Breyer] [Jan-2007] by
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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

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liberty" in mind, [1] which Justice Breyer defines as the right of the citizenry of the country to participate in government.

~~Active Liberty - Wikipedia~~

The active liberty theme is applied to several present-day issues, including

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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 emphasizes one theme
that Breyer says runs through our
primal document and that should help

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guide how we determine its meaning
in a wide variety of cases: the idea of
democratic participation. Breyer
argues that our Constitution embodies
not only a commitment to "negative
liberty"

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