

The Contemporary Constitution Modern Interpretations

Joseph A. Melusky
Department of History and Political Science
Saint Francis University
Loretto, Pennsylvania

trit netrica de la Corte Suprema	
Nº de Orden	124983
Ubicación	F5512



KRIEGER PUBLISHING COMPANY

Malabar, Florida 2006

Contents



Preis	ace	X 1
	THE EVOLUTION OF CONSTITUTIONAL RIGHTS LIBERTIES	1
Chap	pter 1: How Do Americans Feel About the Constitution and How Much Do They Know About It?	3
Chap	pter 2: A "Living" Constitution	9
Chap	pter 3: Power-Granting Provisions	13
Chap	pter 4: Power-Limiting Provisions	19
PART I	I: DOCUMENTS AND READINGS	39
1: 7	The Declaration of Independence (1776)	41
2: 7	The Articles of Confederation (1777)	45
3: J	James Madison, The Federalist, Number 10	55
4: J	James Madison, The Federalist, Number 51	59
5: A	Alexander Hamilton, The Federalist, Number 78	61
6 : A	Alexander Hamilton, The Federalist, Number 84	65
7: I	Brutus	69
8: 7	The Constitution of the United States of America	71
PART III: CASES 9		93
7	Penry v. Lynaugh, 492 U.S. 302 (1989) The Eighth Amendment and the execution of mentally retarded individuals	95
	United States v. Eichman, 496 U.S. 310 (1990) Congress attempts to prohibit flag burning	.03

27:	Atkins v. Virginia, 536 U.S. 304 (2002) Revisiting the execution of mentally retarded individuals	289
28:	Board of Education of Independent School District No. 92 of Pottawatomie et al. v. Earls et al., 536 U.S. 822 (2002) Extending drug testing to all students in extracurricular activities	295
29:	Virginia v. Black, 538 U.S. 343 (2003) Cross burning revisited	305
30:	United States et al. v. American Library Association, Inc. et al., 539 U.S. 194 (2003) Regulating and restricting Internet access of library patrons	, 311
31:	Grutter v. Bollinger, 539 U.S. 306 (2003); Gratz v. Bolling 539 U.S. 244 (2003) Affirmative action: considering race in student admissions	er, 321
32:	Lawrence v. Texas, 539 U.S. 558 (2003) Is it a crime for adults to engage in certain forms of consensual intimate sexual conduct?	333
33:	Hamdi v. Rumsfeld, 542 U.S. 507 (2004) Balancing liberty and security in a post-9/11 world: detaining suspected terrorists	341