Record Nr. UNINA9910338057303321 Autore West Ellis M **Titolo** The Free Exercise of Religion in America: Its Original Constitutional Meaning / / by Ellis M. West Pubbl/distr/stampa Cham:,: Springer International Publishing:,: Imprint: Palgrave Macmillan, , 2019 **ISBN** 9783030060527 3030060527 Edizione [1st ed. 2019.] Descrizione fisica 1 online resource (XIV, 317 p.) 322.1 Disciplina 342.730852 Soggetti Religion and politics America - Politics and government Constitutional law Religion and sociology Politics and Religion **American Politics** Constitutional Law Sociology of Religion Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia 1. Introduction -- 2. Constitutional Rights and Ascertaining their Nota di contenuto Original Meaning -- 3. Setting the Stage -- 4. The Meaning of Religious Liberty in Virginia -- 5. The Meaning of Religious Liberty in the Other Southern States -- 6. The Meaning of Religious Liberty in the Middle States -- 7. The Meaning of Religious Liberty in the New England States -- 8. Initial Conclusion -- 9. The Constitutional Meaning of Religious Freedom: Part One -- 10. The Constitutional Meaning of Religious Freedom: Part Two -- 11. Final Conclusion. This book explains the original meaning of the two religion clauses of Sommario/riassunto the First Amendment: "Congress shall make no law [1] respecting an

establishment of religion or [2] prohibiting the free exercise thereof."

As the book shows, both clauses were intended to protect the free exercise of religion or religious freedom. West shows the position taken

by early Americans on four issues: (1) the general meaning of the "free exercise of religion," including whether it is different from the meaning of "no establishment of religion"; (2) whether the free exercise of religion may be intentionally and directly limited, and if so, under what circumstances; (3) whether laws regulating temporal matters that also have a religious sanction violate the free exercise of religion; and (4) whether the free exercise of religion gives persons a right to be exempt from obeying valid civil laws that unintentionally and indirectly make it difficult or impossible to practice their religion in some way. A definitive work on the subject and a major contribution to the field of constitutional law and history, this volume is key to a better understanding of the ongoing constitutional adjudication based on the religion clauses of the First Amendment.