1. Record Nr. UNINA9910786169703321 Autore Koppelman Andrew Titolo Defending American religious neutrality [[electronic resource] /] / Andrew Koppelman Cambridge, Mass., : Harvard University Press, 2013 Pubbl/distr/stampa **ISBN** 0-674-07107-7 0-674-06756-8 Descrizione fisica 1 online resource (243 pages) Disciplina 342.7308/52 Soggetti Church and state - United States Freedom of religion - United States Ecclesiastical law - United States Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Bibliographic Level Mode of Issuance: Monograph Nota di bibliografia Includes bibliographical references and index. Nota di contenuto Front matter -- Contents -- Introduction -- 1 The American Specification of Neutrality -- 2 Corruption of Religion and the Establishment Clause -- 3 Religion Clause Doctrine Explained -- 4 Why Single Out Religion? -- 5 A Secular State? -- Notes --Acknowledgments -- Index Although it is often charged with hostility toward religion, First

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Amendment doctrine in fact treats religion as a distinctive human good. It insists, however, that this good be understood abstractly, without the state taking sides on any theological question. Here, a leading scholar of constitutional law explains the logic of this uniquely American form of neutrality-more religion-centered than liberal theorists propose, and less overtly theistic than conservatives advocate. The First Amendment's guarantee of freedom of religion is under threat. Growing numbers of critics, including a near-majority of the Supreme Court, seem ready to cast aside the ideal of American religious neutrality. Andrew Koppelman defends that ideal and explains why protecting religion from political manipulation is imperative in an America of growing religious diversity. Understanding American religious neutrality, Koppelman shows, can explain some familiar puzzles. How can Bible reading in public schools be impermissible while legislative

sessions begin with prayers, Christmas is an official holiday, and the words "under God" appear in the Pledge of Allegiance? Are faith-based social services, public financing of religious schools, or the teaching of intelligent design constitutional? Combining legal, historical, and philosophical analysis, Koppelman shows how law coherently navigates these conundrums. He explains why laws must have a secular legislative purpose, why old, but not new, ceremonial acknowledgments of religion are permitted, and why it is fair to give religion special treatment.