

1. Record Nr.	UNINA9910812875703321
Autore	Simon Stephen A. <1966->
Titolo	Universal rights and the constitution / / Stephen A. Simon ; production by Ryan Morris ; marketing by Fran Keneston
Pubbl/distr/stampa	Albany, New York : , : State University of New York Press, , 2014 ©2014
ISBN	1-4384-5187-3
Descrizione fisica	1 online resource (198 p.)
Collana	SUNY series in American Constitutionalism
Disciplina	342.7308/5
Soggetti	Constitutional law - United States International and municipal law - United States Natural law - United States Human rights - United States Law - United States
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	""Contents""; ""Acknowledgments""; ""1 Introduction""; ""Natural law and universal arguments""; ""Rights interpretation and universality: An overview""; ""2 Universal arguments in american constitutionalism""; ""Universal arguments in political discourse""; ""Roots of universal arguments in american constitutionalism""; ""Universal arguments and the judiciary""; ""3 Universal arguments in constitutional law""; ""Universal arguments and economic due process""; ""Confusion in the use of universal arguments""; ""Foreign law in constitutional interpretation"" ""The eighth amendment and the debate over universal arguments"" How the courta€?s jurisprudence undermines rights""; ""4 Universal arguments in constitutional theory""; ""Fixed exclusivism""; ""Evolutionary exclusivism""; ""Constitutional aspirationalism""; ""Universalistic theories of interpretation""; ""Framersa€? natural law""; ""5 A role for universal arguments""; ""The Persistent puzzle""; ""Primary reliance on particular arguments""; ""The limited role of universal arguments""; ""Addressing objections""; ""6 Conclusion: universal rights discourse""

"A place for universal rights discourse" "Conclusion"; "Notes";
"References"; "Index"
