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| Titolo | Esperienza Uni4Justice e le prospettive future |
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| Autore | Bedi Sonu |
| Titolo | Beyond race, sex, and sexual orientation : legal equality without identity
// Sonu Bedi, Dartmouth College |
| Pubbl/distr/stampa | Cambridge : , : Cambridge University Press, , 2013 |
| ISBN | 1-139-89079-4
1-107-24132-4
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| Edizione | [1st ed.] |
| Descrizione fisica | 1 online resource (x, 281 pages) : digital, PDF file(s) |
| Disciplina | 342.7308/5 |
| Soggetti | Equality before the law - United States
Discrimination - Law and legislation - United States |
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| Note generali | Title from publisher's bibliographic system (viewed on 05 Oct 2015). |
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| Nota di contenuto | Suspect class and the dilemma of identity -- A powers review -- How |

constitutional law rationalizes racism -- Why racial profiling is based on animus -- The puzzle of intermediate scrutiny -- Same-sex marriage and the disestablishment of marriage.

Sommario/riassunto

The conventional interpretation of equality under the law singles out certain groups or classes for constitutional protection: women, racial minorities, and gays and lesbians. The United States Supreme Court calls these groups 'suspect classes'. Laws that discriminate against them are generally unconstitutional. While this is a familiar account of equal protection jurisprudence, this book argues that this approach suffers from hitherto unnoticed normative and political problems. The book elucidates a competing, extant interpretation of equal protection jurisprudence that avoids these problems. The interpretation is not concerned with suspect classes but rather with the kinds of reasons that are already inadmissible as a matter of constitutional law. This alternative approach treats the equal protection clause like any other limit on governmental power, thus allowing the Court to invalidate equality-infringing laws and policies by focusing on their justification rather than the identity group they discriminate against.
