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## ~~Active Liberty: Interpreting Our~~ ~~Democratic Constitution ...~~

the interpretation of constitutional  
language is at issue. In a word, these  
lectures are about democracy and the  
constitution. They illustrate a  
democratic theme— “ active  
liberty ” —which resonates

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throughout the constitution. In discussing its role, I hope to illustrate how this constitutional theme can affect a judge ' s interpretation of a

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His latest book, *Active Liberty: Interpreting Our Democratic Constitution*, based on his Tanner Lecture presented at Harvard University in 2004, is a telling example of how a practical reflection on law can enrich the field of political philosophy. In this essay, Breyer explicitly casts himself as the heir of Benjamin Constant.

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based on the Tanner lectures on Human Values that Justice Stephen Breyer delivered at Harvard University in November 2004, defines the term 'active liberty' as a sharing of the nation's sovereign authority with its citizens.

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Active Liberty: Interpreting Our Democratic Constitution. Active Liberty. : Stephen Breyer. Knopf Doubleday Publishing Group, Dec 18, 2007 - Political Science - 176 pages. 1 Review. A brilliant new...

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Active Liberty: Interpreting Our Democratic Constitution (Breyer) I'm still in the tail end of this book but

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have read and thought about the main exposition of his ideas in the first half. I'd say I am glad to have read this, and I think it clarifies for me how Breyer and those who agree with his relatively activist constitutional interpretation can do so without being motivated entirely by contempt for the electorate and the legislature.

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Active Liberty: Interpreting Our Democratic Constitution is a 2005 book by United States Supreme Court Justice Stephen Breyer. The general theme of the book is that Supreme Court justices should, when dealing with constitutional issues, keep "active liberty" in mind, [1] which Justice Breyer defines as the right of the citizenry of the country to participate in government.

## ~~Active Liberty - Wikipedia~~

The active liberty theme is applied to several present-day issues, including campaign finance reform, congressional redistricting, privacy in an age of technological information gathering, and affirmative action. It is also applied to statutory interpretation and to the interpretation of administrative law.

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Active Liberty emphasizes one theme that Breyer says runs through our primal document and that should help guide how we determine its meaning in a wide variety of cases: the idea of democratic participation. Breyer argues that our Constitution embodies not only a commitment to "negative liberty"

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