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Advise And Consent

United States. Congress. Senate



Advise And Consent:

Advice and Consent Lee Epstein, Jeffrey A. Segal, 2005-09-15 From Louis Brandeis to Robert Bork to Clarence Thomas the nomination of federal judges has generated intense political conflict With the coming retirement of one or more Supreme Court Justices and threats to filibuster lower court judges the selection process is likely to be once again the center of red hot partisan debate In *Advice and Consent* two leading legal scholars Lee Epstein and Jeffrey A Segal offer a brief illuminating Baedeker to this highly important procedure discussing everything from constitutional background to crucial differences in the nomination of judges and justices to the role of the Judiciary Committee in vetting nominees Epstein and Segal shed light on the role played by the media by the American Bar Association and by special interest groups whose efforts helped defeat Judge Bork Though it is often assumed that political clashes over nominees are a new phenomenon the authors argue that the appointment of justices and judges has always been a highly contentious process one largely driven by ideological and partisan concerns The reader discovers how presidents and the senate have tried to remake the bench ranging from FDR's controversial court packing scheme to the Senate's creation in 1978 of 35 new appellate and 117 district court judgeships allowing the Democrats to shape the judiciary for years The authors conclude with possible reforms from the so called nuclear option whereby a majority of the Senate could vote to prohibit filibusters to the even more dramatic suggestion that Congress eliminate a judge's life tenure either by term limits or compulsory retirement With key appointments looming on the horizon *Advice and Consent* provides everything concerned citizens need to know to understand the partisan rows that surround the judicial nominating process

The Advice and Consent of the Senate Joseph P. Harris, 2023-11-15 This study offers a comprehensive examination of the Senate's role in confirming presidential appointments a practice that remains integral to the U S Constitution's system of checks and balances Originally intended to limit presidential power and prevent undue influence in key appointments the process of Senate confirmation now raises questions about its effectiveness and the impact it has on the administrative function of government The study investigates both the historical purpose and contemporary significance of this constitutional mechanism providing a detailed account of how confirmation practices evolved how they are enacted in today's political landscape and the complex relationships they create between the executive and legislative branches Central to this inquiry is the evolving nature of senatorial confirmation particularly regarding the sheer volume of nominations submitted by presidents in recent years Most of these appointments particularly those for the armed services foreign service and other specialized career roles are approved without individual scrutiny turning Senate confirmation into what many see as a formality However for high level civilian and military appointments Senate approval holds significant weight shaping the landscape of government leadership and often reflecting broader political tensions By analyzing the constitutional basis historical precedents and specific cases of contested nominations the study highlights both the strengths and shortcomings of the confirmation process The investigation also delves into the dynamics of senatorial

courtesy and the extent to which partisan interests have influenced confirmation practices This phenomenon grants individual senators substantial power over appointments within their states often leading to political patronage and pressures that complicate the merit based selection of public officials Ultimately the study calls for a re evaluation of the scope of senatorial confirmation suggesting that limiting its reach to only the highest offices could enhance government efficiency and reduce politicization in lower administrative roles This approach the study argues could restore the intended purpose of confirmation as a meaningful check on presidential appointments preserving the balance envisioned by the framers of the Constitution This title is part of UC Press s Voices Revived program which commemorates University of California Press s mission to seek out and cultivate the brightest minds and give them voice reach and impact Drawing on a backlist dating to 1893 Voices Revived makes high quality peer reviewed scholarship accessible once again using print on demand technology This title was originally published in 1953 **Advice and Dissent** Sarah A. Binder,Forrest

Maltzman,2009-12-01 For better or worse federal judges in the United States today are asked to resolve some of the nation s most important and contentious public policy issues Although some hold onto the notion that federal judges are simply neutral arbiters of complex legal questions the justices who serve on the Supreme Court and the judges who sit on the lower federal bench are in fact crafters of public law In recent years for example the Supreme Court has bolstered the rights of immigrants endorsed the constitutionality of school vouchers struck down Washington D C s blanket ban on handgun ownership and most famously determined the outcome of the 2000 presidential election The judiciary now is an active partner in the making of public policy Judicial selection has been contentious at numerous junctures in American history but seldom has it seemed more acrimonious and dysfunctional than in recent years Fewer than half of recent appellate court nominees have been confirmed and at times over the past few years over ten percent of the federal bench has sat vacant Many nominations linger in the Senate for months even years All the while the judiciary s caseload grows Advice and Dissent explores the state of the nation s federal judicial selection system a process beset by deepening partisan polarization obstructionism and deterioration of the practice of advice and consent Focusing on the selection of judges for the U S Courts of Appeals and the U S District Courts the true workhorses of the federal bench Sarah A Binder and Forrest Maltzman reconstruct the history and contemporary practice of advice and consent They identify the political and institutional causes of conflict over judicial selection over the past sixty years as well as the consequences of such battles over court appointments Advice and Dissent offers proposals for reforming the institutions of judicial selection advocating pragmatic reforms that seek *The Advice and Consent of the Senate* , *Journal of the Executive Proceedings of the Senate of the United States* United States. Congress Senate,1901 **Advice and Consent on Supreme Court Nominations** ,1976 *United States Code* United States,2008 *Journal of the Executive Proceedings of the Senate of the United States of America* United States. Congress. Senate,1828 *Journal of the Executive Proceedings of the Senate* United States. Congress. Senate,1828

The Journal of the Senate During the ... Session of the Legislature of the State of California California. Legislature.
Senate, 1927

Reviewing **Advise And Consent**: Unlocking the Spellbinding Force of Linguistics

In a fast-paced world fueled by information and interconnectivity, the spellbinding force of linguistics has acquired newfound prominence. Its capacity to evoke emotions, stimulate contemplation, and stimulate metamorphosis is truly astonishing. Within the pages of "**Advise And Consent**," an enthralling opus penned by a highly acclaimed wordsmith, readers embark on an immersive expedition to unravel the intricate significance of language and its indelible imprint on our lives. Throughout this assessment, we shall delve in to the book is central motifs, appraise its distinctive narrative style, and gauge its overarching influence on the minds of its readers.

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