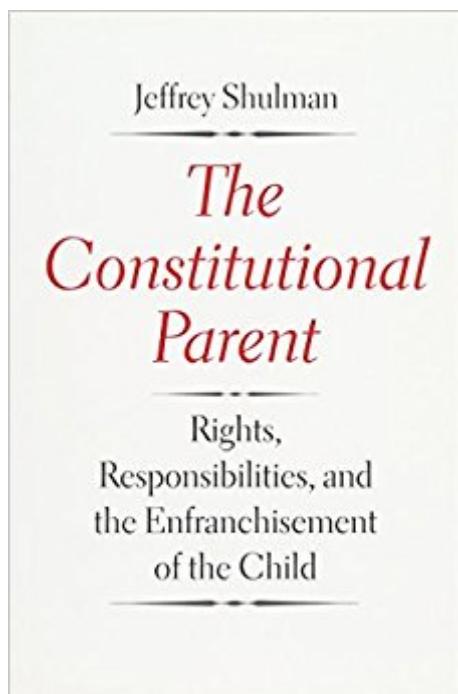


The book was found

# The Constitutional Parent: Rights, Responsibilities, And The Enfranchisement Of The Child



## Synopsis

In this bold and timely work, law professor Jeffrey Shulman argues that the United States Constitution does not protect a fundamental right to parent. Based on a rigorous reconsideration of the historical record, Shulman challenges the notion, held by academics and the general public alike, that parental rights have a long-standing legal pedigree. What is deeply rooted in our legal tradition and social conscience, Shulman demonstrates, is the idea that the state entrusts parents with custody of the child, and it does so only as long as parents meet their fiduciary duty to serve the developmental needs of the child. Shulman's illuminating account of American legal history is of more than academic interest. If once again we treat parenting as a delegated responsibility—as a sacred trust, not a sacred right—we will not all reach the same legal prescriptions, but we might be more willing to consider how time-honored principles of family law can effectively accommodate the evolving interests of parent, child, and state.

## Book Information

Hardcover: 360 pages

Publisher: Yale University Press (June 23, 2014)

Language: English

ISBN-10: 0300191898

ISBN-13: 978-0300191899

Product Dimensions: 6.1 x 1 x 9.2 inches

Shipping Weight: 1.2 pounds (View shipping rates and policies)

Average Customer Review: 5.0 out of 5 stars 1 customer review

Best Sellers Rank: #870,995 in Books (See Top 100 in Books) #64 in Books > Law > Family Law > Child Advocacy #107 in Books > Law > Family Law > Parental & Juvenile #1475 in Books > Law > Constitutional Law > General

## Customer Reviews

"This beautifully written history is enormously important to the current debate about the state's ability to protect children. Shulman's compelling story of the constitutional parent brings new light to the issues, and new support for child rights." •Elizabeth Bartholet, author of *Family Bonds and Nobody's Children* (Elizabeth Bartholet)"This deeply learned, beautifully written, and courageous book should be read by anyone who cares about the fraught relationship between children, parents, and the state." •Louis Michael Seidman, author of *On Constitutional Disobedience* (Louis Michael Seidman)"This book is a watershed moment in

the trajectory of scholarship on parents' rights, and the state's obligations, over and toward the education and well-being of children. It is a brilliant book in several respects: it is at once rigorous and intellectual, but also passionate, intense, and central to the well-being of our polity." •Robin West, author of *Normative Jurisprudence* (Robin West)"The Constitutional Parent combines rich historical and normative analysis in novel ways to mount a compelling critique of prevailing assumptions about parental entitlement to control children's lives. It is a fascinating read." •James Dwyer, author of *The Relationship Rights of Children* (James Dwyer)Winner of the thirty-seventh annual Alpha Sigma Nu book Awards in the Professional Studies category, in the discipline of law. (National Book Awards Alpha Sigma Nu 2016-10-12)

Jeffrey Shulman teaches constitutional family law and legal writing at Georgetown Law. He lives in Frederick, MD.

What best serves a child's welfare is a paramount legal consideration in issues concerning parent-child relations. If parents fail to fulfill the "best interest of the child" standard such as in cases of abuse, bizarre religious beliefs, or failure to educate their child, the state may intercede. Despite this long held tradition, it is a common presumption that parents have a fundamental right to raise their child as they wish without state interference..In this wonderful book, Shulman argues against the notion that parents have a sacred right to control their child's upbringing. Parents, he emphasizes, are entrusted with their child's upbringing. It is best to think in terms of duties, rather than rights. This notion, contrary to the beliefs of the parents' rights movement is the predominant tradition in American law.Shulman reviews the history of important legal decisions, brilliantly integrating psychological, social and jurisprudential perspectives. The book is written clearly and passionately. It is what we have been waiting for. Everyone interested in the well-being of our children will benefit from reading it.

[Download to continue reading...](#)

The Constitutional Parent: Rights, Responsibilities, and the Enfranchisement of the Child California Landlord's Law Book, The: Rights & Responsibilities (California Landlord's Law Book : Rights and Responsibilities) Between Parent and Child: Revised and Updated: The Bestselling Classic That Revolutionized Parent-Child Communication Constitutional Law: Rights, Liberties and Justice 8th Edition (Constitutional Law for a Changing America) The Guardian of Every Other Right: A Constitutional History of Property Rights (Bicentennial Essays on the Bill of Rights) The Know Your

Bill of Rights Book: Don't Lose Your Constitutional Rights--Learn Them! Geriatrics and the Law: Understanding Patient Rights and Professional Responsibilities, Third Edition (Springer Series on Ethics, Law and Aging) The Rights and Responsibilities of the Modern University: The Rise of the Facilitator University, Second Edition The Continental Shelf Beyond 200 Nautical Miles: Rights and Responsibilities Teen Dads: Rights, Responsibilities & Joys (Teen Pregnancy and Parenting series) When Your Parent Moves In: Every Adult Child's Guide to Living with an Aging Parent Raising the Enemies' Child: Being a parent is hard. Being a step-parent is harder. American Constitutional Law, Volume One: Constitutional Structures: Separated Powers and Federalism, Eleventh Edition Constitutional Law Essay Basics \*An e-book: Definitions and arguments necessary for a 75% Constitutional law essay Ivy Black Letter Law books ... Authors of published bar essays - LOOK INSIDE! Freedom of Speech: Importing European and US Constitutional Models in Transitional Democracies (Routledge Research in Constitutional Law) Constitutional Fictions: A Unified Theory of Constitutional Facts Child Migration and Human Rights in a Global Age (Human Rights and Crimes against Humanity) The Baffled Parent's Guide to Coaching 6-and-Under Soccer (Baffled Parent's Guides) Swear Word Coloring Book for Parents: Unleash your inner-parent!: Relax, color, and let your inner-parent out with this stress relieving adult coloring book. Constitutional Law and Politics: Civil Rights and Civil Liberties (Ninth Edition) (Vol. 2)

[Contact Us](#)

[DMCA](#)

[Privacy](#)

[FAQ & Help](#)