### I. The U.S. Constitution:

- Constitution = The document that describes the system of beliefs and laws by which a country, state, or organization are governed.
- The U.S. Constitution was divided into 3 parts; Preamble, Articles, & Amendments.

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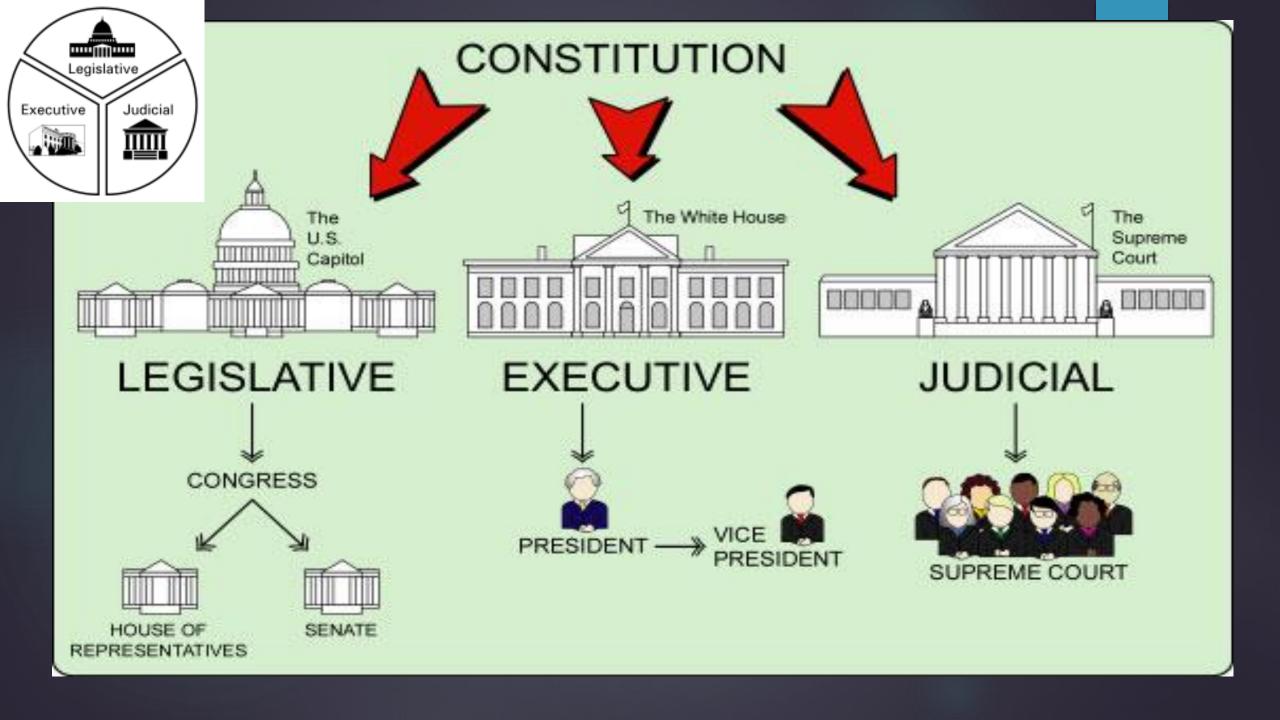
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### A. 7 Basic Principles of the Constitution:

- Popular Sovereignty = People have the right to alter or abolish their government.
- 2. Limited Government = Government only has the powers that the Constitution gives it.
- 3. Separation of Powers = Government is divided into 3 branches of government.
- 4. Checks and Balances = Each branch of government has the power to check, or limit the power of the other two.





#### LEGISLATIVE BRANCH The Congress

House of Representatives; Senate.

House and Senate can veto each other's bills.

Congress approves presidential nominations and controls the budget. It can pass laws over the president's veto and can impeach the president and remove him or her from office.

> The president can veto congressional legislation.



#### EXECUTIVE BRANCH The President

Executive office of the president; executive and cabinet departments; independent government agencies.

Hudges and remove them from office.

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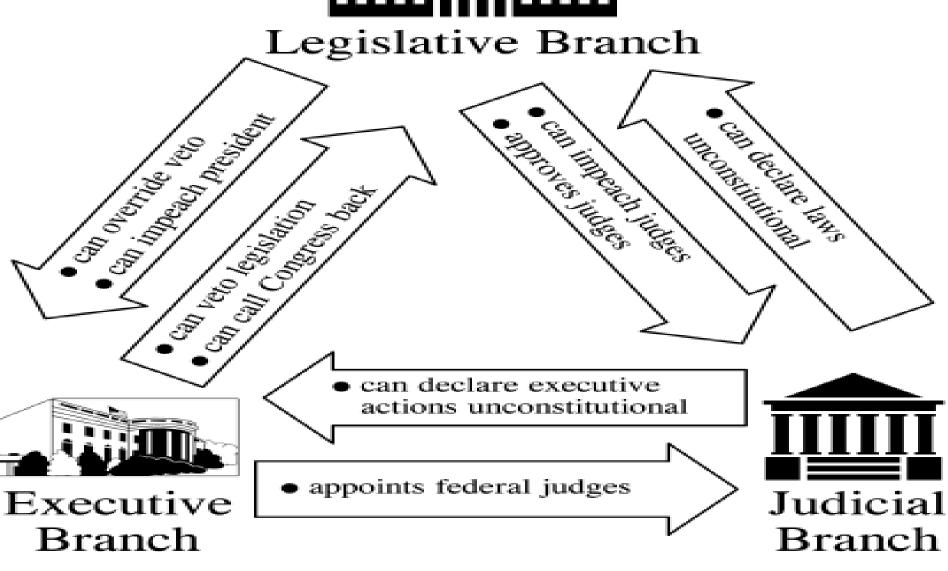
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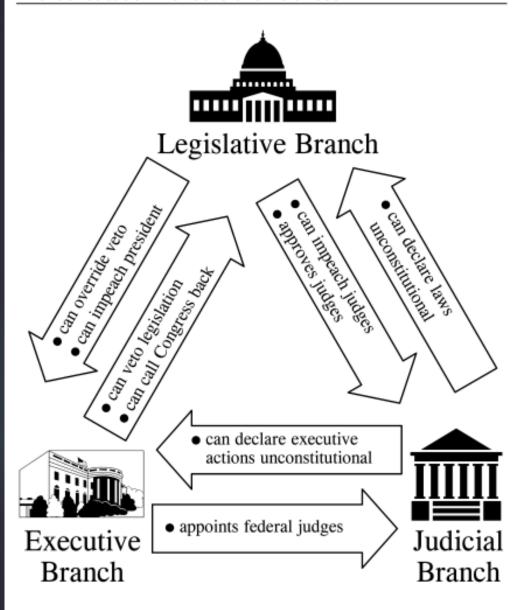
JUDICIAL BRANCH The Courts

Supreme Court; Courts of Appeal; District courts.





The power of the Supreme Court to declare laws and actions of government officials unconstitutional is called the power of judicial review. This power is not in the Constitution itself, but was established in a famous legal case in 1803 called *Marbury* v. *Madison*.



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### **CHECKS AND BALANCES**

# Checks on the Legislative Branch (President carries out laws) Can propose laws Can veto laws Can call special sessions of Congress Makes appointments Negotiates foreign treaties

### Checks on the Judicial Branch Appoints federal judges Can grant pardons to federal offenders Checks on the Judicial Branch Creates lower federal courts Can impeach and remove judges Can propose amendments to overrule judicial decisions Approves appointments of federal judges Check on the Legislative Branch



Legislative Branch

## Branch Can override President's veto Confirms executive appointments Ratifies treaties Can declare war Appropriates money Can impeach and remove President

Checks on the Executive



Check on the Executive Branch

Can declare executive actions unconstitutional

Can declare acts of Congress unconstitutional

- 5. Federalism = Divided the powers between the federal and state governments.
- 6. Republicanism = Republican form of government (citizens elect representatives to carry out their will).
- 7. Individual Rights = The Constitution protects individual rights (Bill of Rights)

### **Federalism**

### **National**

- Declare war
- Maintain armed forces
- Regulate interstate and foreign trade
- · Admit new states
- · Establish post offices
- Set standard weights and measures
- Coin money
- Establish foreign policy
- Make all laws necessary and proper for carrying out delegated powers

### **Shared**

- Maintain law and order
- Levy taxes
- Borrow money
- Charter banks
- Establish courts
- Provide for public welfare

### State

- Establish and maintain schools
- Establish local governments
- Regulate business within the state
- Make marriage laws
- Provide for public safety
- Assume other powers not delegated to the national government or prohibited to the states

### 1. The Preamble:

 Preamble = The opening statement or introduction that outlines the Founding Fathers' intentions & goals.

### Results:

"We the People" = Shows that government gets their authority from the people.



## We the People of the United States

Everyone in the United States of America



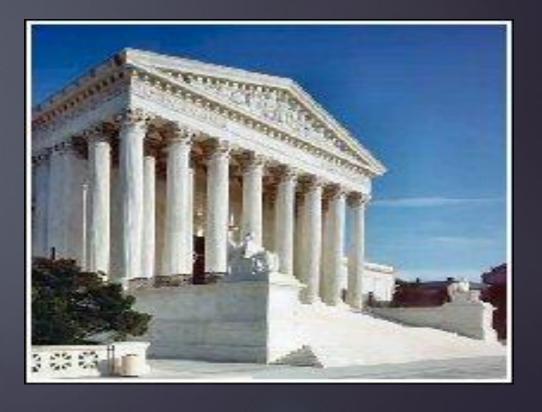
# in order to form a more perfect Union

We should work together to be a unified Nation



## establish Justice

Laws should be applied fairly to every American



The Supreme Court Building

# Insure domestic tranquility



We should have peace and order in the United States





Every country has the right to protect its citizens against foreign attack

## promote the general welfare



The country has the responsibility to promote the well-being of the citizens

### and secure the blessings of liherty to ourselves and our posterit

The people of the United states will remain free



### do ordain and establish the Constitution of the United States of America

We publish the Constitution of the United States of America for everyone



- > The Preamble defined 6 goals;
- 1. To Form a More Perfect Union = Unify the states.
- 2. To Establish Justice = Create a uniform system to settle legal disputes.
- 3. To Insure Domestic Tranquility = Insure peace and order at home.
- 4. To Provide for the Common Defense = Protect citizens against a foreign attack.
- 5. To Promote the General Welfare = Promote the well-being of all citizens.
- To Secure the Blessings of Liberty = Make sure citizens have freedom.

### **PREAMBLE**

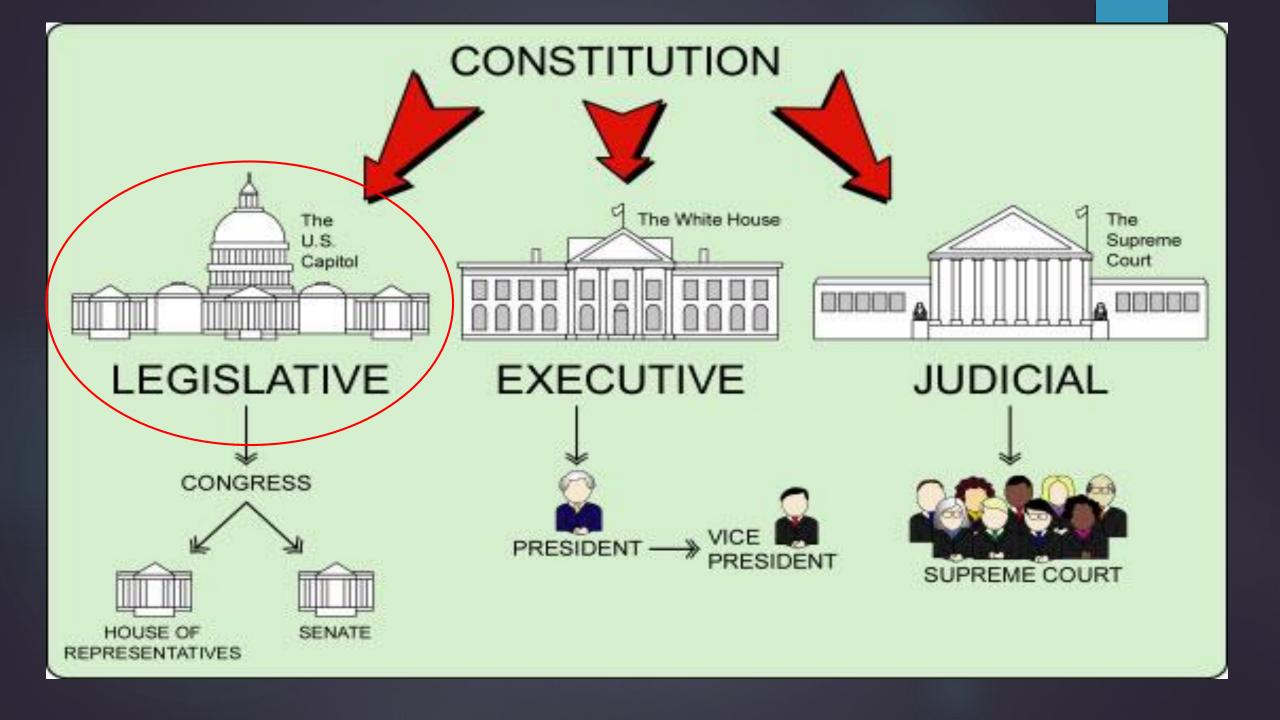
We the people of the United States, in Order to form a more perfect Union, establish Justice, insure domestic Tranquility provide for the common defence, promote the general Welfare, and secure the Blessings of Liberty to ourselves and our Posterity do ordain and establish this Constitution for the United States of America.

### 2. The Articles:

 The seven sections of the Constitution that establish the framework of the government.

## I. Article I (1): Legislative Branch (Congress)

- Congress makes the nation's laws.
- Congress is made up of two houses called a bicameral legislature. House of Representatives & Senate





### a. Facts about the House & Senate:

| Office                      | Number                                   | Term    | Selection   | Requirements  |
|-----------------------------|--|---------|---|---|
| Representative<br>435 total | At least 1 per state based on population | 2 years | Elected by voters (commoners) of congressional district   | Age 25 or over Citizen for 7 years Resident of state in which elected |
| Senator<br>100 total        | 2 per state                              | 6 years | Original Constitution – elected by state legislature Amendment 17 – elected by voters (commoners) | Age 30 or over Citizen for 9 years Resident of state in which elected |

### b. Powers of the House & Senate:

1. Make the Nation's Laws:

Bill = A proposed law.

- A bill is proposed by Congress or the President.
- A bill must be passed by a majority vote (one more than half) in both the House and Senate.
- If a bill passes through Congress, it must be signed by the President to become a law.

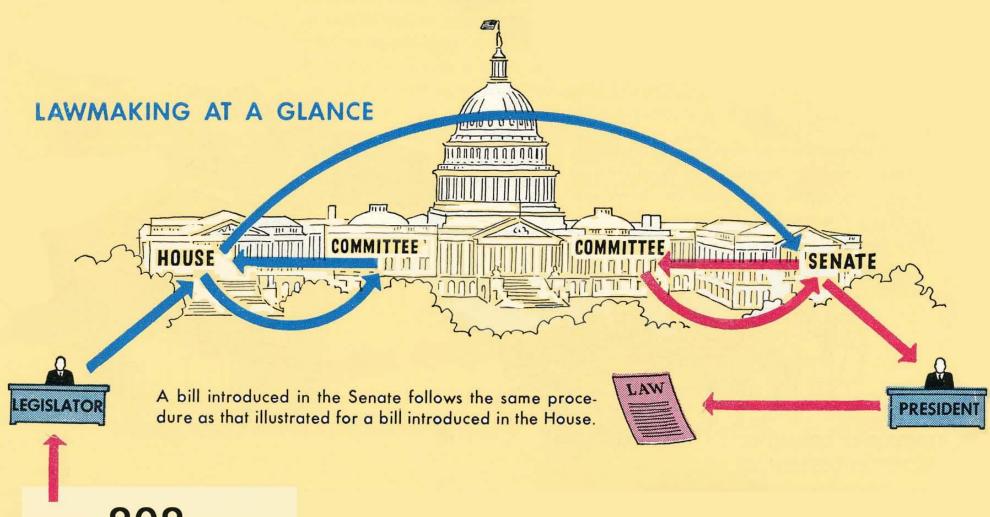


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### Results:

- > Today, more than 10,000 new bills are introduced each year.
- Committees were formed to examine & study bills to provide summaries, presentations, and insight.

Why? It is impossible for every Senator, Congressman, or Congresswoman to read every part of every bill.



H.R. 808
To establish a Department of Peace

- 1. Bill is Drafted: Members of Congress, the Executive Branch, and even outside groups can draft (write or draw up) bills.
- 2. Introduced in House: Representative introduces the bill in the House. Only members can introduce bills.
- 3. Sent to Committee: The Speaker of the House sends the bill to a committee.
- **4. Committee Action:** Most bills die here. The committee may pigeonhole, table, amend, or vote on the bill. If bill passes, it goes to Rules Committee.
- 5. Rules Committee: It decides the rules for debate, and when the bill will come up for debate.
- 6. Floor Action: House debates the bill, and may add amendments. If a majority votes in favor of the bill, it goes to the Senate.
- 7. Introduced in Senate: A Senator introduces the bill, which is sent to a committee.

- **8. Committee Action:** Same procedure as in the House. If the committee majority votes for the bill, it goes to the whole Senate.
- **9. Bill Called Up:** Majority floor leader decides when the whole Senate will consider the bill.
- **10. Floor Action:** The Bill is debated, and amendments may be added. If a majority votes in favor of the bill, it is returned to the House.
- 11. Conference Committee: If the House rejects any of the changes, the bill goes to a conference committee of members from both houses. It works out a compromise.
- **12. Vote on Compromise:** Both houses must approve changes made by the conference committee. If approved, the bill goes to the president.
- 13. Presidential Action: The president may sign (approve) the bill or veto (reject) it. If approved, it becomes law.
- **14. Vote to Override:** If the president vetoes the bill, it can still become law if two thirds of both houses vote to override the veto.

### 2. The Elastic Clause:

- Congress can make all laws "necessary and proper" to carry out the duties of the federal government.
- Interpreted as "stretching" the power of the national government beyond what is written in the Constitution.



### WANTED

INFORMATION AS TO THE WHEREABOUTS OF





### CHAS. A. LINDBERGH, Jr.

OF HOPEWELL, N. J.

SON OF COL. CHAS. A. LINDBERGH

**World-Famous Aviator** 

This child was kidnaped from his home in Hopewell, N. J., between 8 and 10 p.m. on Tuesday, March 1, 1932.

#### DESCRIPTION:

Age, 20 months Weight, 27 to 30 lbs. Height, 29 inches Hair, blond, curly Eyes, dark blue Complexion, light

Deep dimple in center of chin Dressed in one-piece coverall night suit

ADDRESS ALL COMMUNICATIONS TO

COL. H. N. SCHWARZKOPF, TRENTON, N. J., or COL. CHAS. A. LINDBERGH, HOPEWELL, N. J.

ALL COMMUNICATIONS WILL BE TREATED IN CONFIDENCE

COL. H. NORMAN SCHWARZKOPF Supt. New Jersey State Police, Treaten, N. J.

### BABY LINDBERGH OUTRAGE SPURS U. S. KIDNAPING LAW

But Question of National Police Force Immediately Rises With Transfer of Crime Cases from Jurisdiction of States.

### 3. Other Powers of Congress:

 Levy & collect taxes, borrow money, coin money, establish post offices, fix standard weights & measures, and to declare war.

### Example:

Alexarder Hamilton

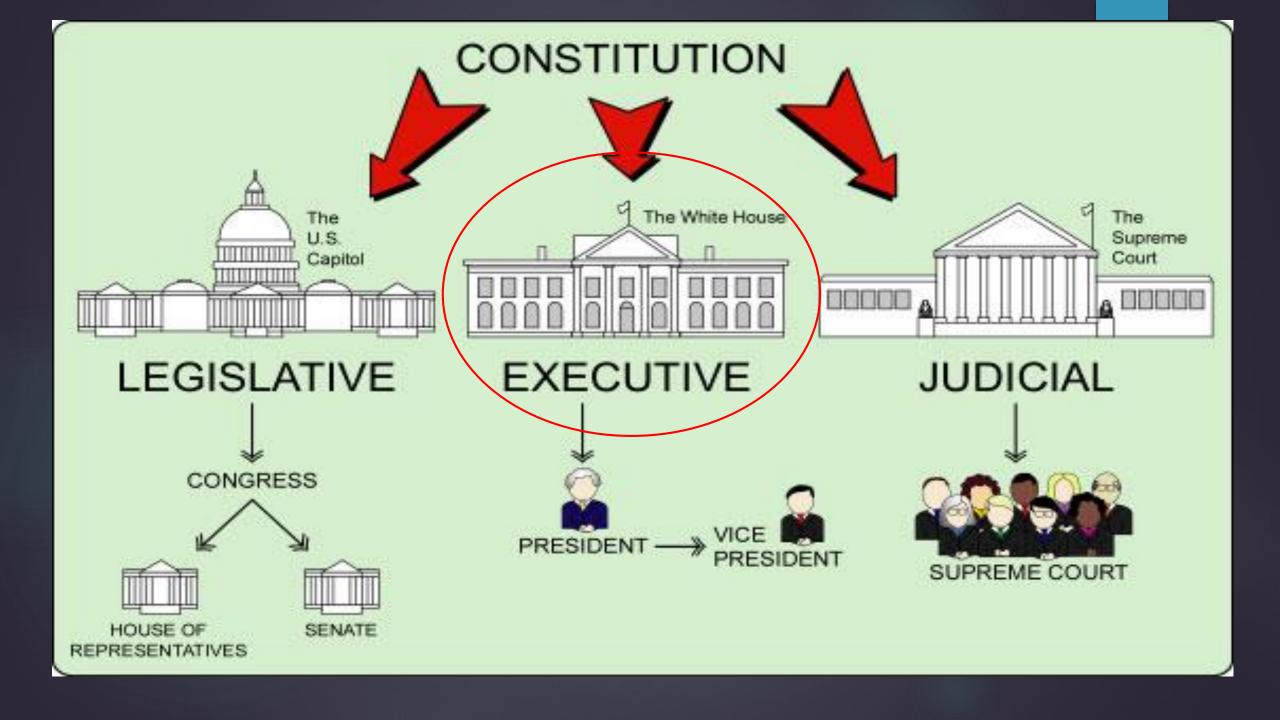
Congress set up a national bank to combat the U.S. debt.

# II. Article II (2): Executive Branch (President)

- Enforces (carries out) the laws passed by Congress and runs the national government.

#### Results:

- President & Vice President are the nations highest elected officials.
- President & Vice President is the only elected position that represents the entire U.S.





# Back

# Front



# a. Facts about the President & Vice President:

| Office                             | Number | Term       | Selection | Requirements   |
|------------------------------------|--------|------------|-----------|--|
| President<br>and Vice<br>President | 1      | 4<br>years | •         | Age 35 or over<br>Natural-born<br>citizen<br>Resident of United<br>States for over 14<br>years |

### b. Powers of the President:

- 1. Direct America's Foreign Policy:
  - Can make treaties with foreign nations.

- 2. Commander in Chief of the Armed Forces:
  - Can guide or deploy troops (army), warships (navy), & planes (air force).
  - Only Congress can declare war.

- 3. Chief Legislature:
  - Can propose laws to Congress.
  - Can veto laws passed by Congress.

# Signing Foreign Treaties















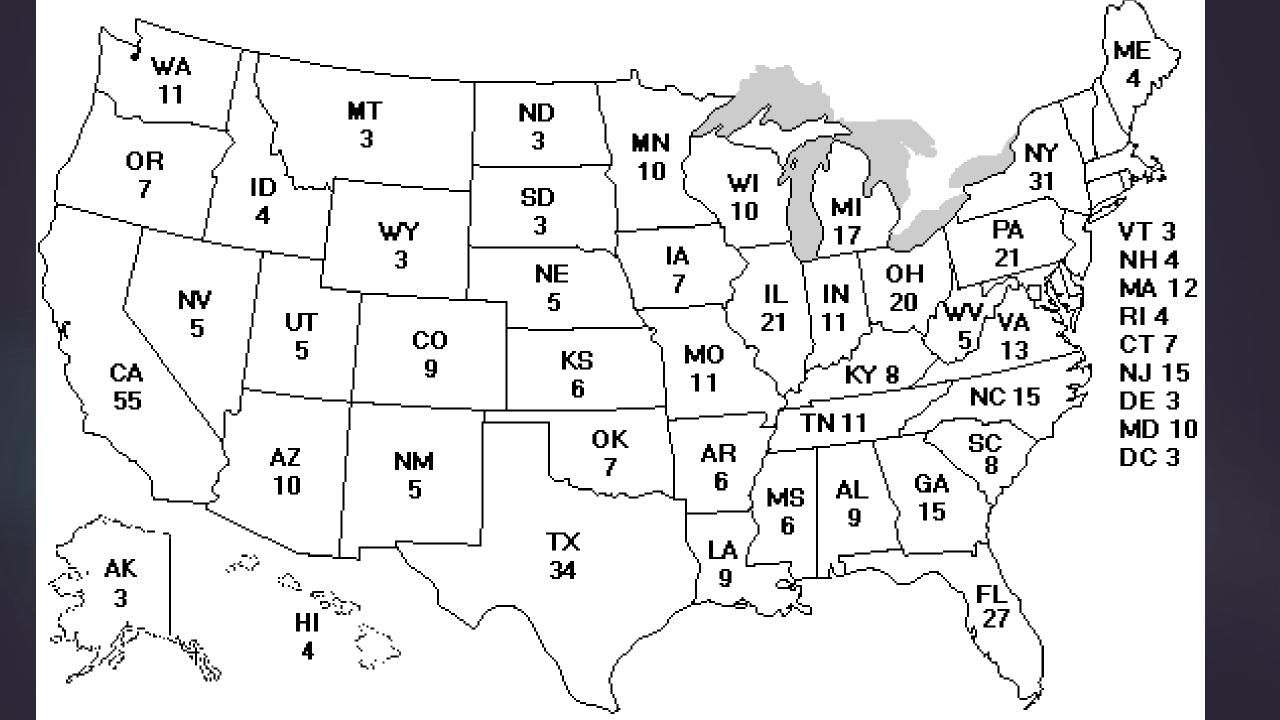


# c. Electing the President:1. Electoral College:

- Every state is assigned a number of electoral votes (electors).
- Elector = people appointed by state legislatures to vote for the President.
- A states' number of electors is based on the number of Senators and Representatives it elects to Congress.

#### **Example**:

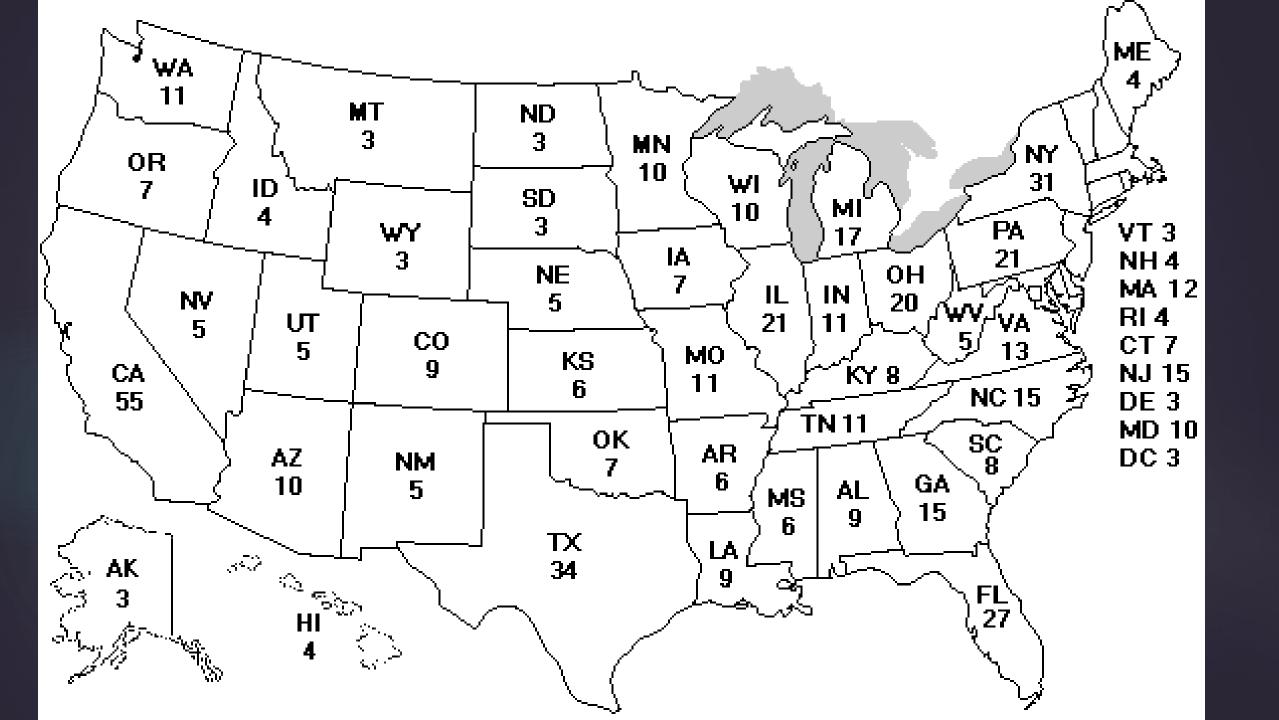
- California has the greatest number of electoral votes:
- > 53 Representatives + 2 Senators = 55 electoral votes (electors)
- \*Electors meet a few weeks after the election and cast their electoral vote.



## 2. Counting Votes:

 In all but two states, a presidential candidate wins a state's electoral votes by winning the majority (more than half) of the state's popular (people's) vote.

\*Maine & Nebraska's electors are not bound to cast their vote for President based on their state's election outcome.



## 3. To Win the Presidency:

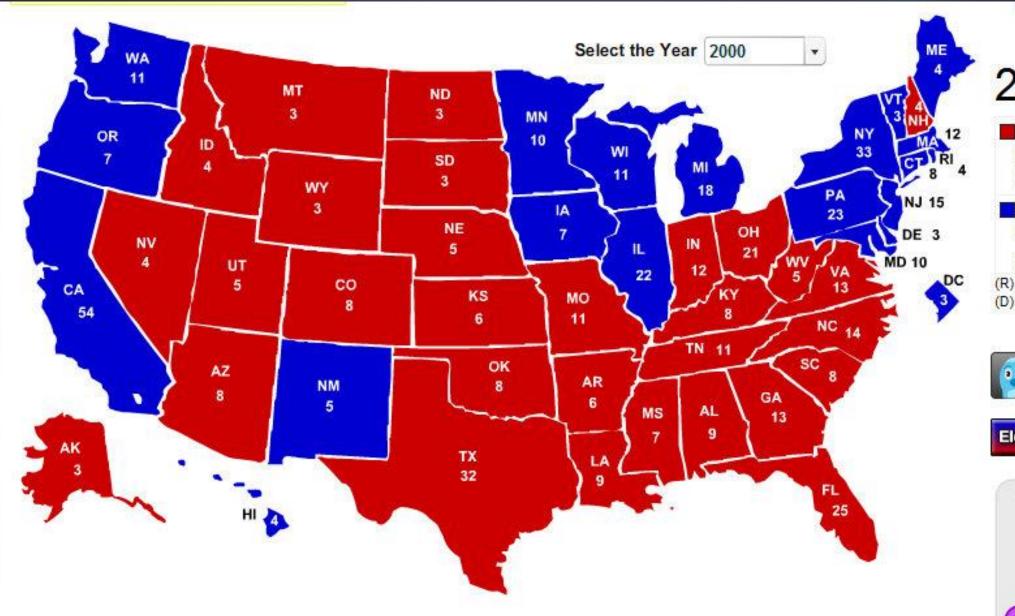
- When a candidate wins a majority of the electoral votes of the states he/she is elected President.

#### Example:

- > 100 Senators + 435 Representatives = 535 electoral votes
- $\rightarrow$  Half of 535 electoral votes = 267.5
- This makes 268 a majority (more than half)

#### Result:

- = When a candidate wins 268 electoral votes on election night he/she wins the Presidency.
- \*4 times the candidate with the most popular votes lost the electoral vote (1824,1876, 1888, & 2000)



### 2000

- George W. Bush (R) ✓ Electoral 271 Popular 50,456,062
- Albert Gore, Jr. (D) Electoral 266 Popular 50,996,582
- (R) = Republican
- (D) = Democratic



Electoral College Quiz

Compare and
Choose a
REWARDS
Credit Card...



## d. Impeaching a President:

- Impeach = To bring accusation against.
- Congress has the power to impeach a President. (checks & balances)
- Impeachment is the trial of the President. Both the legislative & judicial branches play a role.

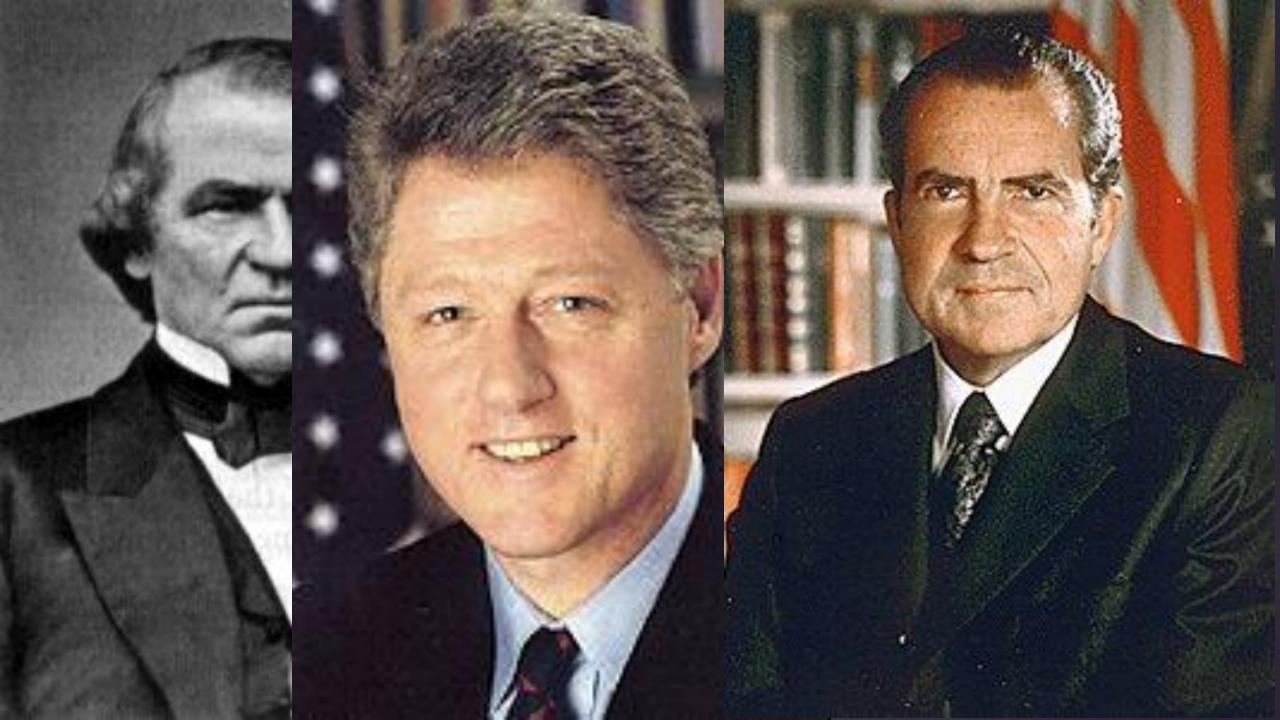
- House of Representatives
- Impeaches or charges President with a crime.
- Done by a majority vote.

#### 2. Senate

- There is a trial in the Senate and the Senate acts as the jury.
- The chief justice of the Supreme Court is the judge.
- If 2/3 of the Senators vote guilty, the President is removed from office.

#### Results:

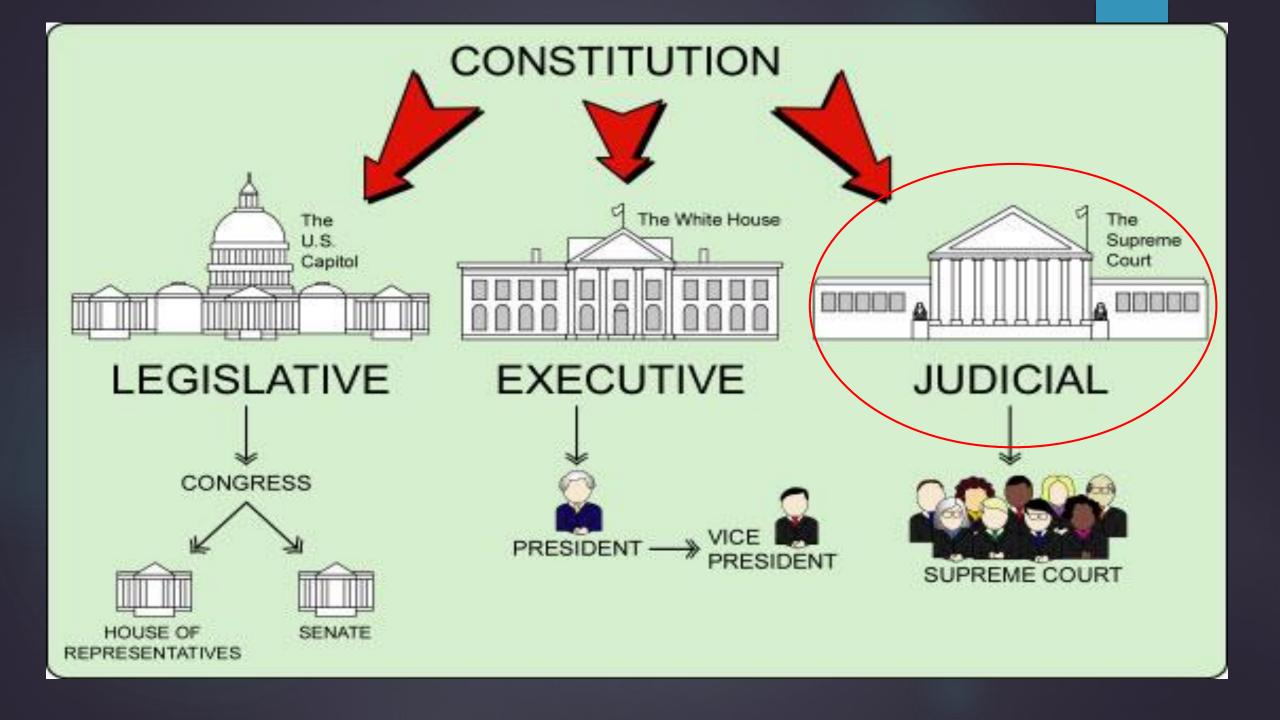
- Only 2 Presidents have been impeached; Andrew Johnson (1868) & Bill Clinton (1998).
- Neither were found guilty by the Senate.



# III. Article III (3): Judicial Branch (Supreme Court)

- Includes the Supreme Court and other Federal Courts.
- Interprets (explains laws) passed by Congress, signed by the President and makes sure the law(s) agree with the U.S. Constitution.

https://www.youtube.com/watch?v=7sualy80iKk





## a. Facts about Supreme Court Justices:

| Office                      | Number | Term | Selection                                 | Requirements                    |
|-----------------------------|--------|------|---|---------------------------------|
| Supreme<br>Court<br>Justice | 9      | Life | Appointed by President Approved by Senate | No requirements in Constitution |



## b. Powers of the Supreme Court:

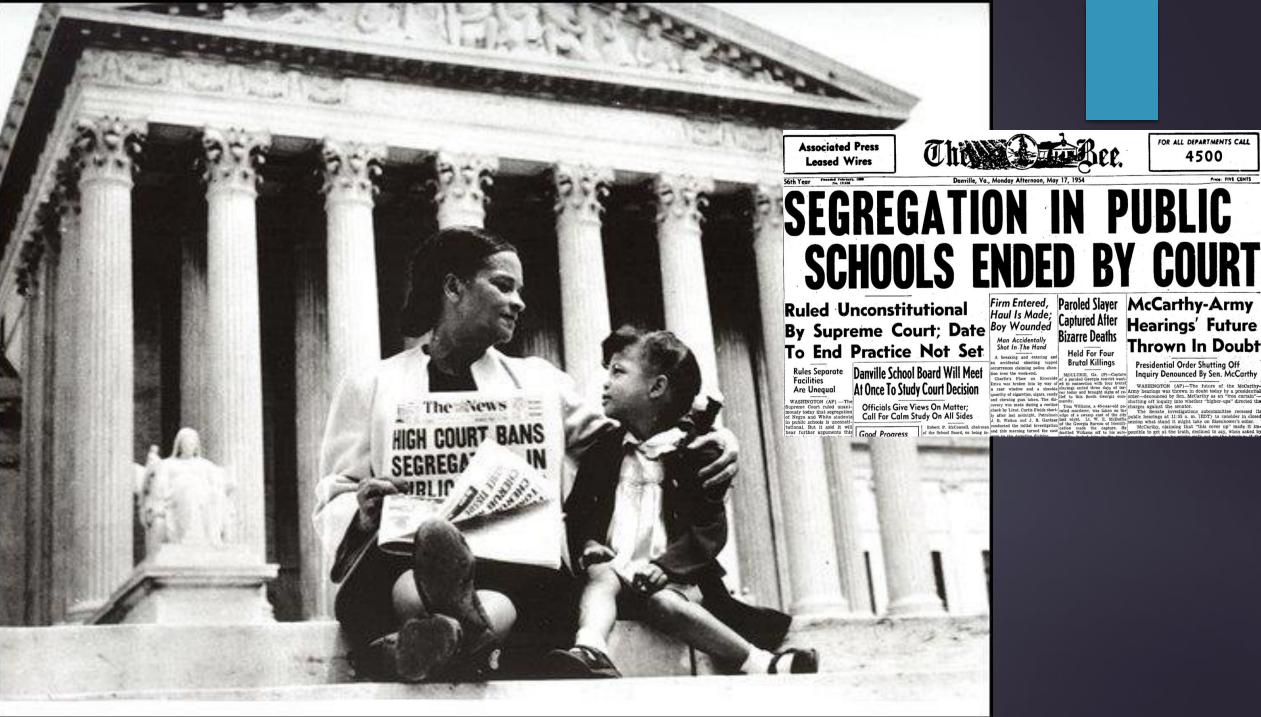
- Judicial Review
- Gives courts the power to determine whether the laws and actions of the legislative and executive branches agree with the Constitution.

Agree = Constitutional

Don't agree = Unconstitutional

#### Result:

If the Supreme Court feels a law is against the Constitution it can declare the law Unconstitutional and stop the law – majority vote (5 to 4) https://www.youtube.co m/watch?v=mWYFwl93u <u>CM</u>



FOR ALL DEPARTMENTS CALL 4500

## SEGREGATION IN PUBLIC SCHOOLS ENDED BY COURT

Held For Four Brutal Killings

Thrown In Doubt

# IV. Article IV (4): Relations Among States

- Outlines the relations between the states.

#### Results:

- States must honor one another's laws and legal decisions.
- > Provides the system for admitting new states.

# \$2,500 REWARD!

RANAWAY, from the Subscriber, residing in Mississippi county, Mo., on Monday the 5th inst., my

#### Negro Man named GEORGE.

Said negro is five feet ten inches high, of dark complexion, he plays well on the Violin and several other instruments. He is a shrewd, smart fellow and of a very affable countenance, and is twenty-five years of age. If said negro is taken and confined in St. Louis Jail, or brought to this county so that I get him, the above reward of \$1,000 will be promptly paid.

JOHN MEANS.

Also, from Radford E. Stanley,

#### A NEGRO MAN SLAVE, NAMED NOAH

Full 6 feet high; black complexion; full eyes; free spoken and intelligent; will weigh about 180 pounds; 32 years old; had with him 2 or 3 suits of clothes, white hat, short blue blanket coat, a pair of saddle bags, a pocket compass, and supposed to have \$350 or \$400 with h m.

ALSO --- A NEGRO MAN NAMED HAMP,

Of dark copper color, big thick lips, about 6 feet high, weighs about 175 pounds, 36 years old, with a scar in the forehead from the kick of a horse; had a lump on one of his wrists and is left-handed. Had with him two suits of clothes, one a casinet or cloth coat and grey pants.

#### Also, Negro Man Slave named BOB,

Copper color, high cheek bones, 5 feet 11 inches high, weighs about 150 pounds?
22 years old, very white teeth and a space between the centre of the upper teeth
Had a blue blanket sack coat with redstriped linsey lining. Supposed to have
two suits of clothes with him; is a little lame in one ancle.

\$1,000 will be given for George—\$600 for Noah—\$450 for Hamp—\$450 for Bob; if caught in a free State, or a reasonable compensation if caught in a Slave State, if delivered to the Subscribers in Miss. Co., Mo., or confined in Jail in St. Lonis, so that we get them Refer to

JOHN MEANS & R. E. STANLEY.

ST. LOUIS, August 23, 1852. (PLEASE STICK UP.)

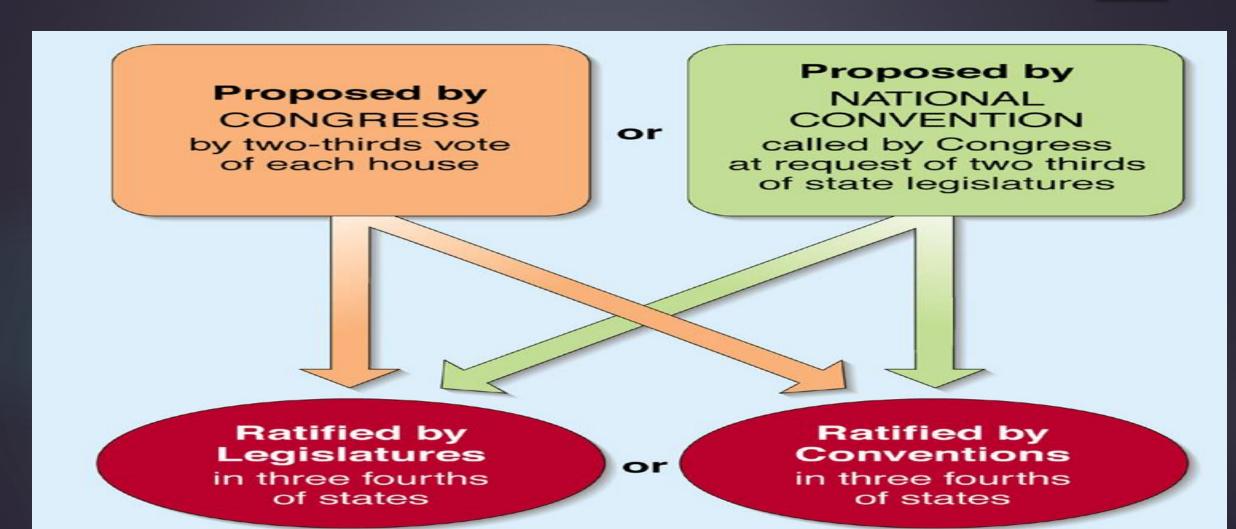
## V.. Article V (5): Amending the Constitution

- Provides the process to amend (change) the Constitution.

#### Results:

- > Amending the Constitution is very difficult to do.
- > In more than 200 years, only 27 amendments have been added to the Constitution.

### **The Amendment Process**



### **Amending the Constitution**

Proposed

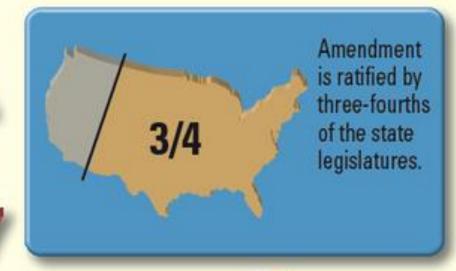
Amendment is proposed by a two-thirds vote of each house of Congress.

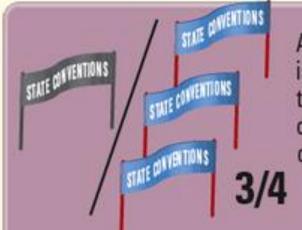


Amendment is proposed by a national convention called by Congress at the request of two-thirds of the state legislatures.



#### Ratified





Amendment is ratified by three-fourths of the state conventions.

## VI. Article VI (6): National Supremacy

- The Constitution is the "supreme law of the land."

#### Result:

> States may not make laws that violate the Constitution or federal laws.





## VII. Article VII (7): Ratification

- 9 of the 13 states had to ratify the Constitution.

\*Many delegates believed that the U.S. Constitution needed a Bill of Rights to protect individual freedoms. To ensure the Constitution was ratified, it was agreed that a Bill of Rights would be added to the Constitution.

## The Ninth PILLAR erected !

The Ratification of the Conventions of nine States, shall be sufficient for the establishment of this Constitution, between the States so ratifying the same." Art. vi.

#### INCIPIENT MAGNI PROCEDERE MENSES.



## THE BILL OF RIGHTS

The First Ten Amendments to the U.S. Constitution









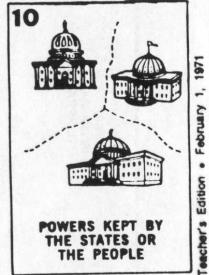












Questions and more information on page 1 of Teacher's Edition.

Transparency Master (#5) for Feb. 1, 1971 Young Chisen

Teacher's