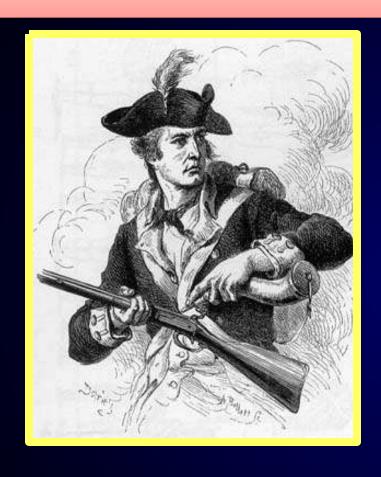
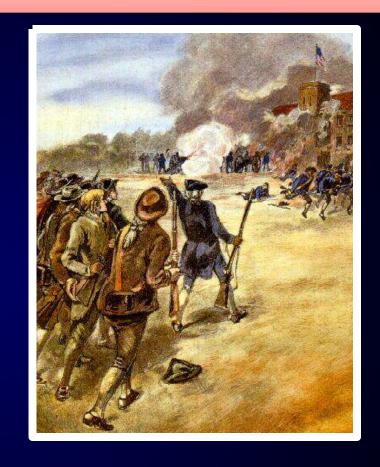
- 2. Divided Convention **
- •9/13 states needed to ratify (to approve)
- Political parties begin
- •Federalists: supported the Constitution
- "The Federalist" --- essays support Constitution
- ◆Anti-Federalists: against Constitution
- Too powerful----supported state's rights
- ◆Compromised with the Bill of Rights
- Ratification struggle ₩
- New Constitution took effect, April 1789
- Washington first President
- Adams first VP
- 3. Inside the Constitution **

Constitution replaced the Articles—becomes the law of the land....



SHAY'S REBELLION, 1785





Daniel Shay

1784 to 1785, unfair taxes, debt and foreclosure Farmer's rebellion to overthrow Mass. Govt.

1. Constitutional Convention: May to Sept. 1787





 The Constitutional **Convention** was a large meeting held in Philadelphia, Pennsylvania at **Independence Hall from** May of 1787 to Sept. to 1787 where 55 delegates representing their states.

•They came to revise, change or throw out the AOC and write a new

GOAL



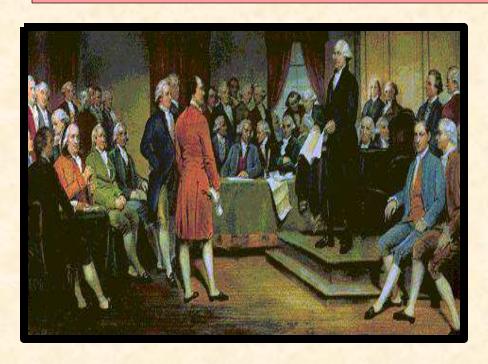
of the Constitutional Convention was how to create a government that did not resemble King George but create a govt. that was powerful enough

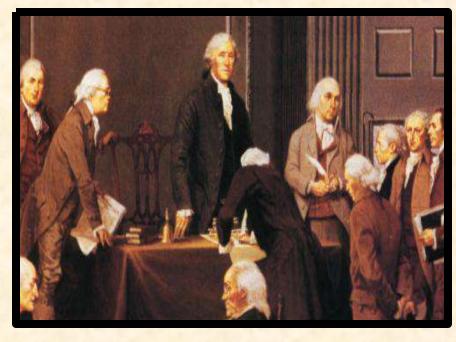


to tax
•regulate trade
•protect private property
•enforce its laws

•without taking away the rights that were fought for in the American Revolution?

CUNSTITUTIONAL CUNVENTIO

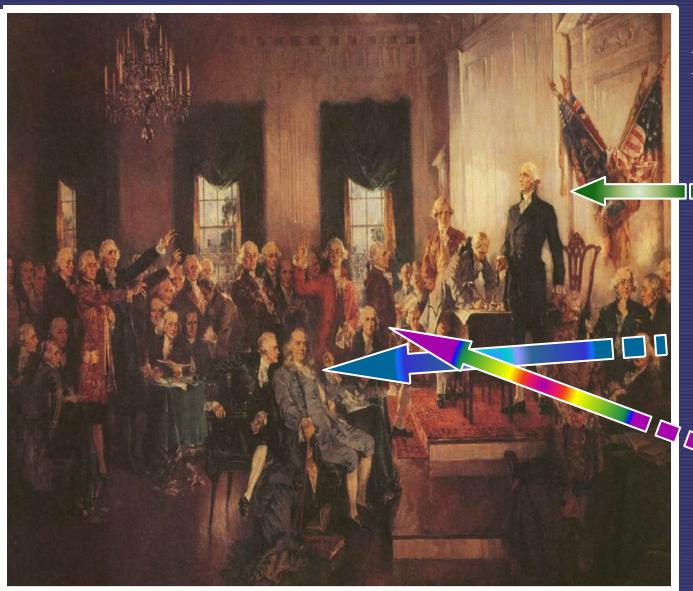




- •Many Representatives (delegates) believed the AOC was too weak to solve the problems of the US and "mobocracy".
 - •The decision was scrap the AOC and start over.

1. Constitutional Convention-----May 1787 to Sept. 1787 Founding Fathers----"framers"

FUUNDING FAITERS



"Framers"

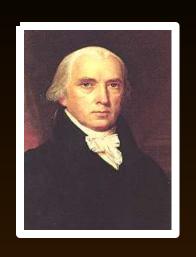
Representatives who wrote the Constitution.

President of Convention George Washington

Father Figure Ben Franklin

Father of Constitution James Madison

Father of the U.S. Constitution



"The writing of the Constitution formed a task more difficult than can be well conceived by those who were not concerned in the execution of it. Adding to the difficulty the natural diversity of human opinions on all new and complicated subjects, it is impossible to consider the degree of concord which ultimately prevailed as less than a miracle."

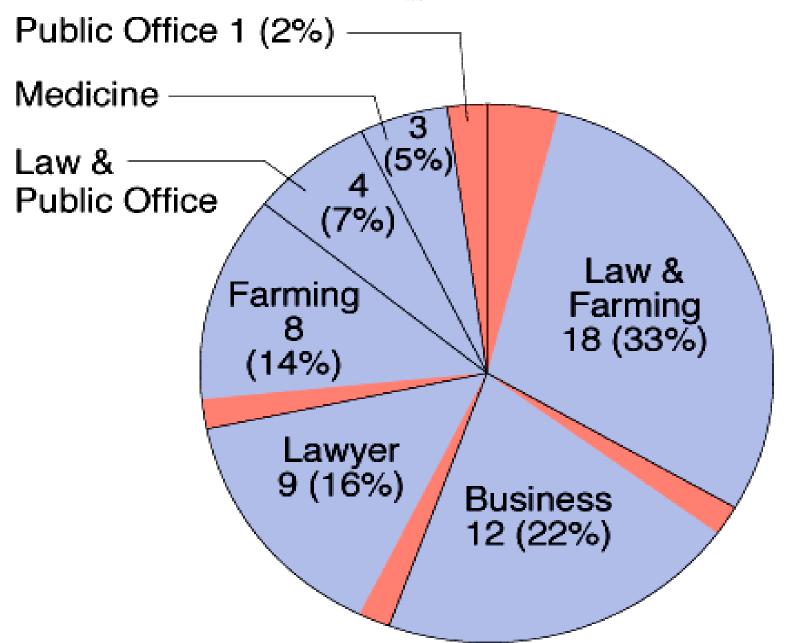
Father of the Constitution and the Bill of Rights

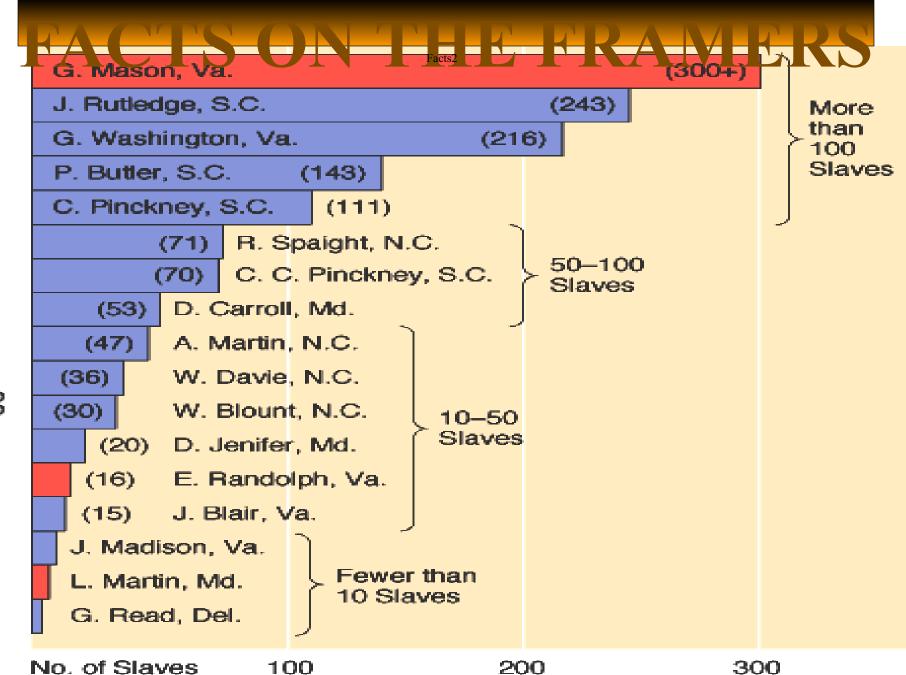
Believed in a strong central government

Wrote part of The Federalist

Would become our 4th president

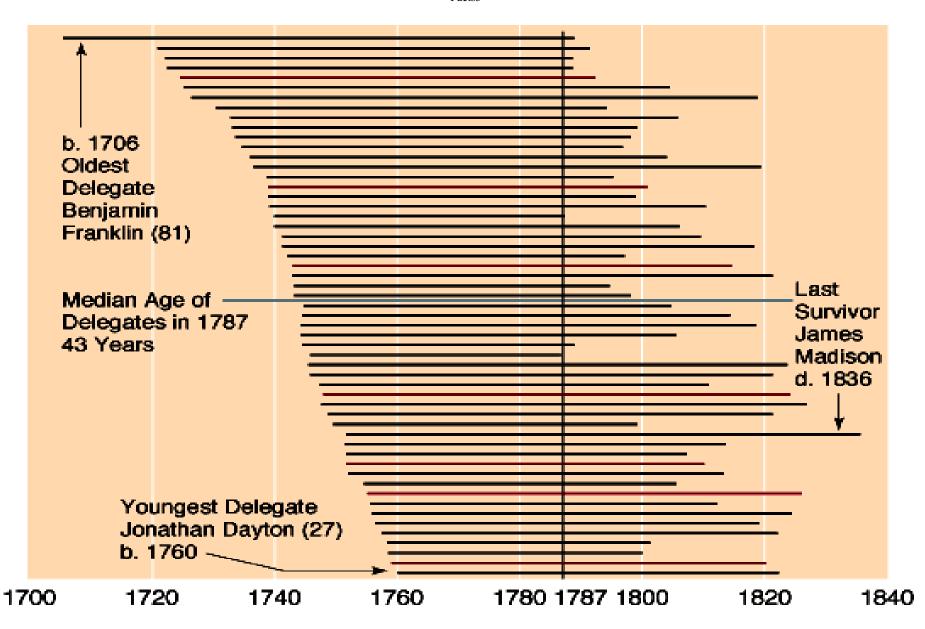
FACTS ON THE FRAMERS





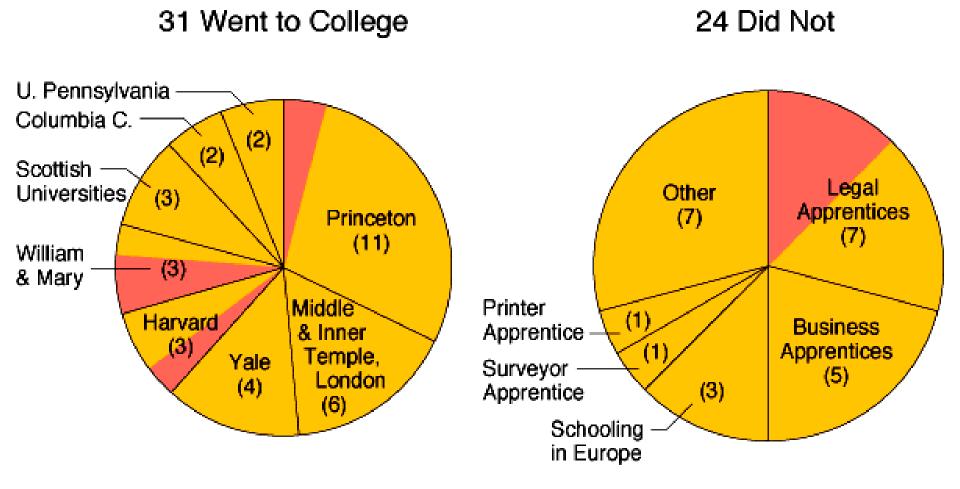
FACTS ON THE FRAMERS

Facts3



FACTS ON THE FRAMERS

Facts4





a"Framer"



HWhite Male Adults

H Landowners

HSome education

H Some were slave owners

H Lawyers

HMerchants



Who wasn't invited to the Convention



Women

Slaves

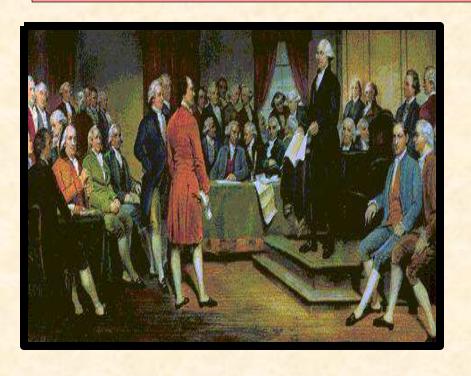
Poor

and Native Americans



Constitutional Convention: May to Sept. 1787
 Founding Fathers----"<u>framers</u>"
 Key issues
 Representation – Great Compromise

CUNSTITUTIONAL CONVENTION



- •First major argument between the delegates was over how many representatives each state would have in Congress.
- •What type of **Congress** should we have?
- •Large states (Massachusetts and Virginia) believed the more population, the more representatives in Congress.
- •Small states (New Jersey and Connecticut) believed each state should have equal representation.

Issues of representative government would be argued at Constitutional Convention

- Virginia Plan proposed by the larger states
 - Establish a national government with 3 branches.
 - Establish a bicameral Congress.
 - People elect 1 house
 - That house elects 2nd house
 - Representation in both houses based on state population

- New Jersey plan proposed by small states
 - Establish a unicameral Congress
 - Each state to have 1 vote
 - Equal representation
 - States equally represented similar to the Articles of Confederation

AT COMPROMISE CREATES CONGR

Conn. Comp

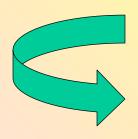
Great Compromise or Connecticut Compromise

New Jersey Plan Virginia Plan



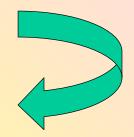
People to elect their representatives.

2 houses of Congress Bicameral



CONGRESS





HOUSE OF REPESENTATIVES

- •Elected by the people
- •Representatives based on population per state....
 - •More population the more representatives you have
 - •2 year term
 - Satisfied larger states

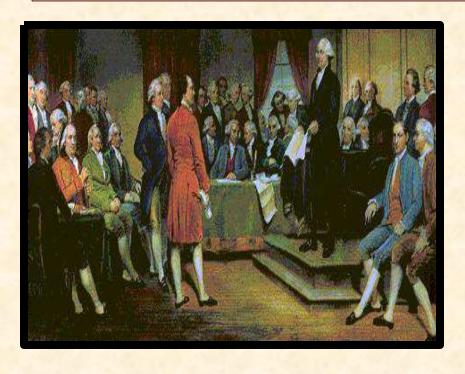
SENATE

- •Elected by each state's congress
 - •Equal representatives
 - •2 representatives per state
 - •6 year term
 - Satisfied smaller states

1. Constitutional Convention: May to Sept. 1787
Founding Fathers----"framers"
Key issues
Representation

Electoral College





2nd major argument between the delegates was how to create an executive (president) which didn't resemble King George III

How would he/she be chosen?

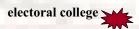
Created an Electoral College

•Placed a "check and balance" on the people's vote but tried to keep "representative democracy" in principle.

ELECTORAL COLLEGE

Historical Background

- 1. Why was the Electoral College created by the Framers?
 - Created as an alternative to either popular election or Congress electing the President.
 - Each state chose <u>electors</u>---based on the number of representatives each states has in Congress.
- 2. Electoral vote was state to state---each elector voted for two candidates.... One vote per candidate.
 - Electors vote with the <u>"will"</u> of the people from the state they represented.....but not required.
 - Candidate with the most votes became President; runner-up became Vice President.
- 3. In case of a tie, the House of Representatives elected the President.



To what extent was the United States Constitution a total departure from the Articles of Confederation.

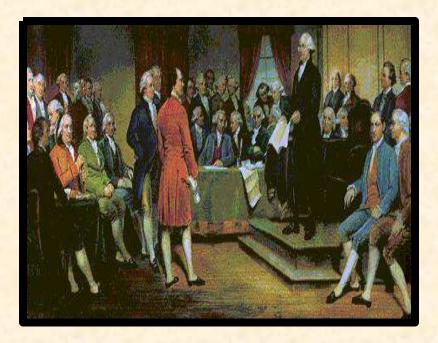
1. Constitutional Convention-----May 1787 to Sept. 1787 Founding Fathers----"framers"
Key issues

Representation

Electoral College

Governmental power

CONSTITUTIONAL CONVENTION



- •3rd major argument between the delegates was how to <u>limit the</u> power of government.
- •But, give it enough power to be effective.

Created a system of government

- •Separated the powers of government into 3 branches that are co-equal but independent from one another.
- •To make sure one branch didn't become to powerful they created a system of checks and balances.

3 BRANCHES OF GOVERNMENT SEPARATION OF POWERS 1013







Legislative Branch

- Congress (Art. 1)
- Makes the law

Executive Branch

- President (Art. 2)
- Carries out the law

Judicial Branch

- Supreme Court (Art. 3)
- Interprets the law

3 Branches are separate, have different powers, coequal and checks and balances on one another to make sure one branch does not get to powerful

3 BRANCHES OF GOVERNMENT SEPARATION OF POWERS







Legislative Branch

Executive Branch

Judicial Branch

3 Branches are separate, have different powers, co-equal and checks and balances on one another to make sure one branch does not get to powerful

Legislative Checks

On Executive

- Override a veto
 - Declare war
 - impeachment

On Judicial

- Approve judges
 - Impeachment

Executive Checks

On Legislative

- Veto a law
- Ask for war
- Propose laws

On Judicial

Appoint judges

Judicial Checks

On Executive and Legislative

- Declare an act of President or law of Congress unconstitutional
- Appointed for life

The American System of Checks and Balances



Congress creates lower courts, may remove judges through impeachment; Senate approves or rejects appointment of judges.

Courts may declare acts of Congress to be unconstitutional.

JUDICIAL BRANCH
THE SUPREME COURT
and other Federal Courts
"Interprets the law"

Judges, appointed for life, are free from executive control; courts may declare executive actions to be unconstitutional.

President appoints Supreme Court justices and other federal judges.

THE PRESIDENT

"Carries out the law"

President may veto legislation, call special sessions, recommend legislation, appeal to the people.

LEGISLATIVE BRANCH THE CONGRESS

"Makes the law"

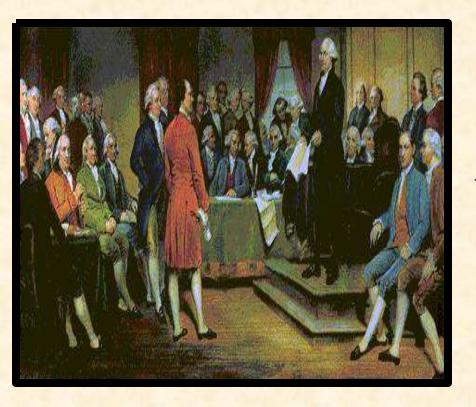
Congress makes laws, creates agencies and programs, appropriates funds to carry out laws and programs, may override veto with two-thirds vote, may remove President through impeachment; Senate approves treaties and presidential appointments.





1. Constitutional Convention: May--Sept. 1787 Founding Fathers----"framers"
Key issues

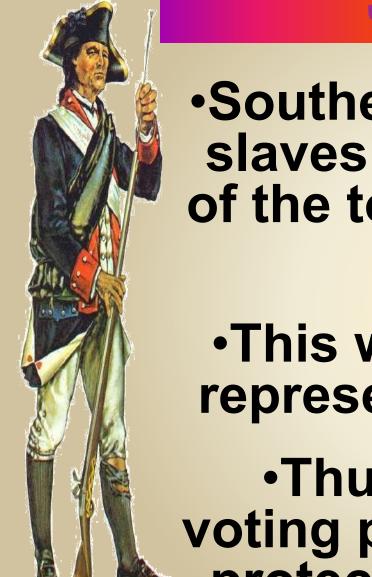
Representation
Governmental power
Electoral College
Slavery-----3/5's Compromise



- •4th major argument between the delegates was over slavery.
- •Southern states wanted their slaves to be counted as part of their population because it would give them more representation in Congress.

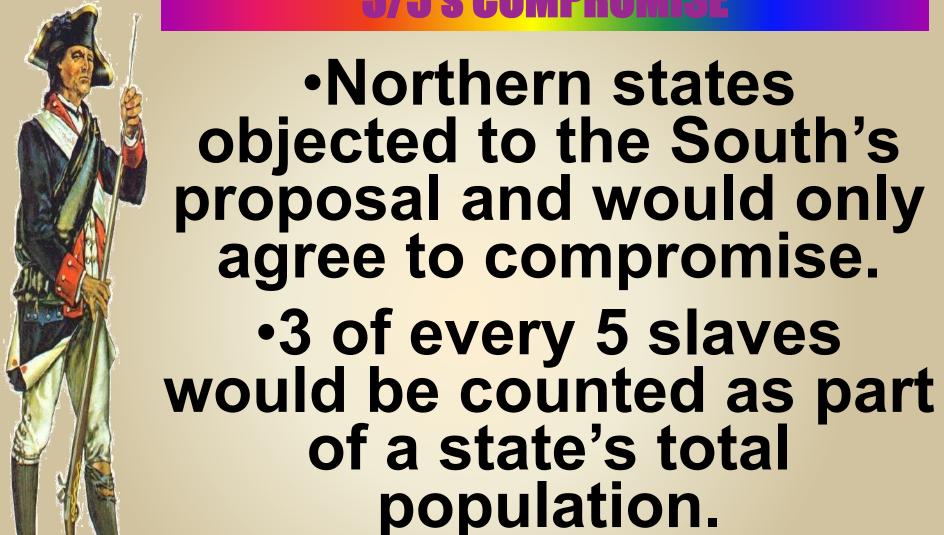
- •Northern states wanted to abolish slavery..
- •Southern States would of left the Constitutional Convention if there was an attempt to abolish slavery.
 - North and South worked out 2 compromises.





- •Southern states wanted their slaves to be counted as part of the total population of their state. Why?
 - •This would give them more representatives in Congress.
- •Thus giving them more voting power in Congress and protecting their self-interest of slavery.





It was supported by both North and South





8/5'S COMPROMISE

Georgia's Population

White = 300,000

Slaves = 100,000 3/5's of 100,000

3/5's of 100,000 = 60,000

300,000 + 60,000 =

Total Population = 360,000 which would be counted towards representation in Congress.





•Agreement was made....North was hoping slavery would eventually fade away and die out.

 This was their step towards abolishing slavery.



GITIVE SLAVE LAW

CAUTION!!

COLORED PEOPLE

OF BOSTON, ONE & ALL,

You are hereby respectfully CAUTIONED and advised, to avoid conversing with the

Watchmen and Police Officers of Boston.

For since the recent ORDER OF THE MAYOR & ALDERMEN, they are empowered to act as

KIDNAPPERS

Slave Catchers,

And they have already been actually employed in KIDNAPPING, CATCHING, AND KEEPING SLAVES. Therefore, if you value your LIBERTY, and the Welfare of the Fugitives among you, Shum them in every possible manner, as so many HOUNDS on the track of the most unfortunate of your race.

Keep a Sharp Look Out for KIDNAPPERS, and have TOP EYE open

- Law created at the Constitutional Convention in 1787.
- Escaped slaves captured had to be returned to their plantation owner.
- Not enforced in North and led to the creation of the <u>Underground</u> Railroad.
- Southerners would become bitter and ultimately left the US.

1. Constitutional Convention-----May 1787 to Sept. 1787 Founding Fathers----"framers"

Key issues

Representation

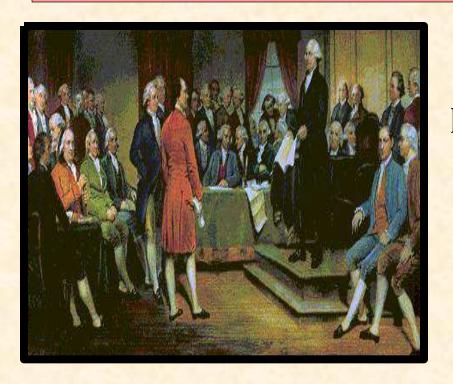
Electoral College

Governmental power

Slavery-----3/5's Compromise

Federal Government

CONSTITUTIONAL CONVENTION



Fifth major argument between the delegates was how to solve the problem over the states having more power than the national government.

Framers created a Federal Government

- •Divided the powers of government on a geographic basis.
 - •They created 3 levels of government.
 - National, state and local

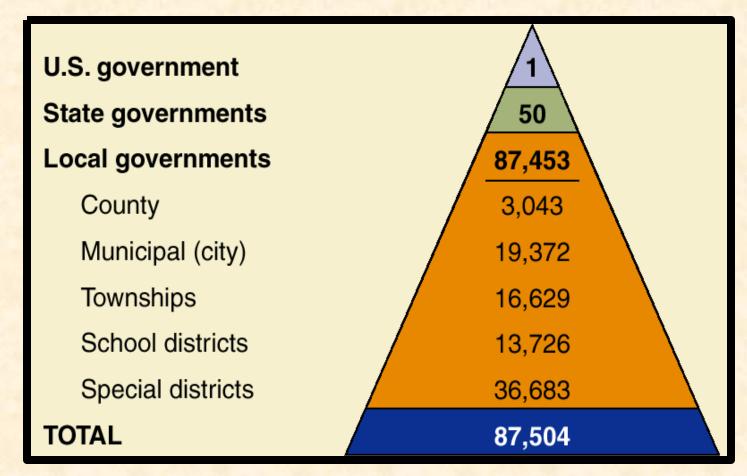
FEDERAL GOVERNMENT



•Supreme law of the land....

•It is above all levels of government and no act, law or public policy can be in conflict with it.

National Government is over the States.





ION OF POWERS IN A FEDERAL SY

Delegated

Concurrent

Reserved

Powers given to national govt Expressed Implied

Power to tax Make treaties **Coin money Establish Post Offices** Raise a military Declare war Admit new states **Build dams Interstate highways Fund NASA Regulate naturalization Establish courts Recognize new countries Copyright/Patents** Weights/measurements Prohibit racism Regulate commerce

Powers shared by all 3 levels

Make/enforce laws
Maintain courts
Collect taxes
Borrow money
Charter banks
Protect welfare of people
Call out the militia

Powers given only to the states

Provide for education Establish local govts Conduct elections Protect public safety Build state highways Raise a state militia **Issue licenses Incorporate businesses** Regulate trade in state Regulate drinking age Set speed limit **Create counties/cities Decide death penalty** Marriage definition Medicinal marijuana

US GOVERNMENT IN 1789

US Govt 1789

States given 40% of governmental powers...States would have some powers to control their own affairs.

New Constitution gave the National Govt. 60% of governmental powers....National Govt. was over the states.....

With the new constitution, the National Government was given the power to tax, regulate trade, enforce its laws and over the states.
National Govt. law would always be over

the states.

A NEW NATION

1. Constitutional Convention-----May 1787 to Sept. 1787 Founding Fathers----"framers"

Key issues

Representation

Electoral College

Governmental power

Slavery-----3/5's Compromise

Federal Government

Corrections made

US Governments in 1781 and 1789

How the Weaknesses of the Articles of Confederation Were Corrected by the Constitution

Articles of Confederation

- States have most of the power and national govt. has little.
- No executive to carry out the laws of Congress
- No national courts---only state courts
- 9/13 states have to approve a law before it goes into effect
- Congress has no power to tax
- Congress can not regulate trade among the states.
- Each state coined its own money.
 No national currency.
- Unicameral Congress
- Articles only a "firm league of friendship"



US Constitution

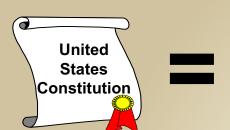
- States have some power, but most power is given to the national govt.
 - Federal Government
- Electoral College
- 3 branches of govt.
 - Executive---enforces law
 - Legislative---makes law
 - Judicial---interprets law
- Checks and balances
- Congress given the power to tax, regulate trade and enforce laws.
- Only national govt. has the power to coin money
- Bicameral (2 house) Congress
- Equal Representation by States and a State's population
- Constitution established a strong
 National Govt. over the States and to
 form a more "perfect union"

Weaknesses of the Articles of Confederation

New Constitution Ratified in 1789

- One vote for each State, regardless of size.
- Congress powerless to lay and collect taxes or duties.
- Congress powerless to regulate foreign and interstate commerce.
- ♦ No executive to enforce acts of Congress.
- No national court system.
- Amendment only with consent of all States.
- ◆ A 9/13 majority required to pass laws.
- Articles only a "firm league of friendship."

- 2 houses of Congress
- Power to tax
- Regulate trade
- President
- Supreme court
- 3/4's of states needed Congress makes law
- A more perfect Union
- Corrections: The New Constitution corrected the weaknesses of the AOC by giving the national government more power than the states with the ability to tax, regulate trade and enforce its laws..



- Supreme law of the land....
- •US Constitution is over all levels of government.

National Government is over the States.

Some delegates feared the central government would be too powerful. A federal govt. was created to allow states and local govts to handle their own affairs.

National Govt.

State Government

Powers of government are divided between a National, state and local governments.

Powers of government are shared by all levels.

Local Government

•9/13 states to ratify

N.H.	Langdon	Gilman		
Mass.	Gorham	King	Strong	Gerry

H.I.

Conn.	Johnson	Sherman	Ellsworth
N.Y.	Hamilton	Lansing	Yates

Brearley

Clymer

Bassett

Carroll

Blair

Blount

Buttler

Baldwin

N.J.

Penn.

Del.

Md

Va.

N.C.

S.C.

Ga.

the C voted	onstitution on stitution on send in the se	tify or ap on, the F It to the s the 13 st to <u>ratify</u>	ramers tates to ates
Houston			

Wilson

Sileman	Elloword			needed	to ratify
Lansing	Yates				<u> </u>
Dayton	Livingston	Paterson	Houston		
Fitzsimmons	Franklin	Ingersoll	Mifflin	G. Morris	R. Morris
Bedford	Broom	Dickinson	Read		
Jenifer	McHenry	L. Martin	Mercer		
Madison	Washington	McClung	Wythe	Mason	Randolph
Spaight	Williamson	Davie	A. Martin		
C. Pinckney	C. Pinckney	Rutledge			20
Few	Pierce	Houstoun	The v	vote was	39 supp

Voted for Constitution39

Absent and

opposed

Voted Against

porting the Constitution (Federalists) and 16 opposing the Constitution

Would later agree to a **Bill of Rights**

(Anti-Federalists)



- 2. Divided Convention
- •9/13 states to ratify
- Political parties
- •Federalists:

RISE OF POLITICAL PARTIES Federalists

- A strong national govt over the states was needed to protect "life, liberty, property and the pursuit of happiness"
- Constitution was a "sound" document which "limited" the power of the national govt.
 - Gave it power to settle problems within the country.
- Representative democracy is what the constitution was built on and stated in the Preamble, We the People.
 - Appealed to more the wealthy, business owners and educated.

George Washington

Ben Franklin,

John Adams,

James Madison

Alexander Hamilton





• The Federalist Papers were a series of 85 essays written by Alexander Hamilton, James Madison and John Jay which supported the Constitution and convinced Americans that a stronger national government was needed.

•Supported the Constitution and a strong central government



- 2. Divided Convention
- •9/13 states to ratify
- Political parties begin
- •Federalists:
- •Anti-Federalists:

Anti-Federalists

- The national govt was too powerful and it would take away your right to "life, liberty, property and the pursuit of happiness"
- The constitution was a threat to the "rights" we fought for in the Revolution
- States" should have more authority than the national govt.
 - Feared representative democracy was threatened because our rights were not protected.
- *Appealed to the common man, farmers and less educated

- Patrick Henry
 - •Thomas Jefferson
 - ·Sam Adams



2. Divided Convention

- •9/13 states to ratify
- Political parties
- •Federalists:
- Anti-Federalists:
- Ratification struggle
- •Compromised = Bill of Rights

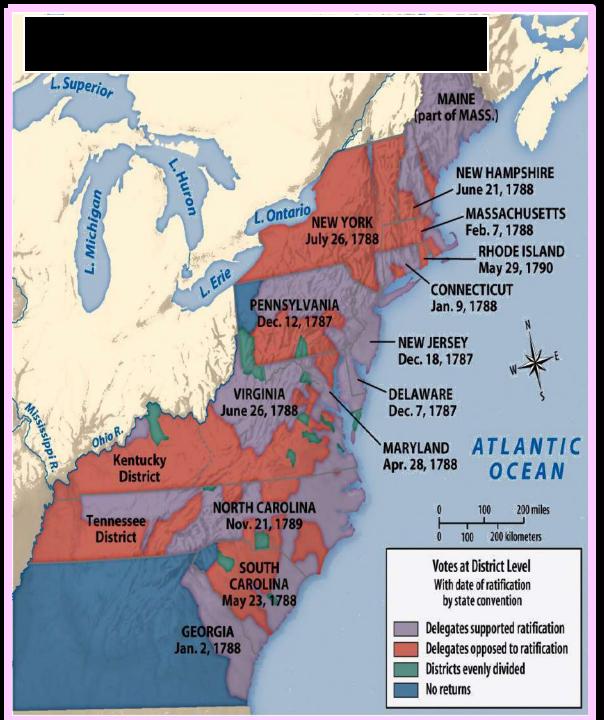
BILL OF RIGHTS

First 10 Amendments to the Constitution in 1791
Rights and freedoms won in the Revolution are preserved and protected...

- 1. FREEDOM of Religion, Press, Speech, Assembly, Petition
- 2. RIGHT TO KEEP AND BEAR ARMS
- 3. No QUARTERING of soldiers in peacetime
- 4. NO UNREASONABLE SEARCH and SEIZURE
- 5. PROTECTION of ACCUSED

- 6. RIGHT TO A SPEEDY, PUBLIC TRIAL BY JURY
- 7. TRIAL BY JURY IN CIVIL SUITS
- 8. NO EXCESSIVE FINES or CRUEL PUNISHMENT
- 9. POWERS RESERVED TO THE PEOPLE
- 10. POWERS RESERVED TO THE STATES





In order for the new Constitution to become the "law of the land", 9 of 13 states had to ratify the Constitution.

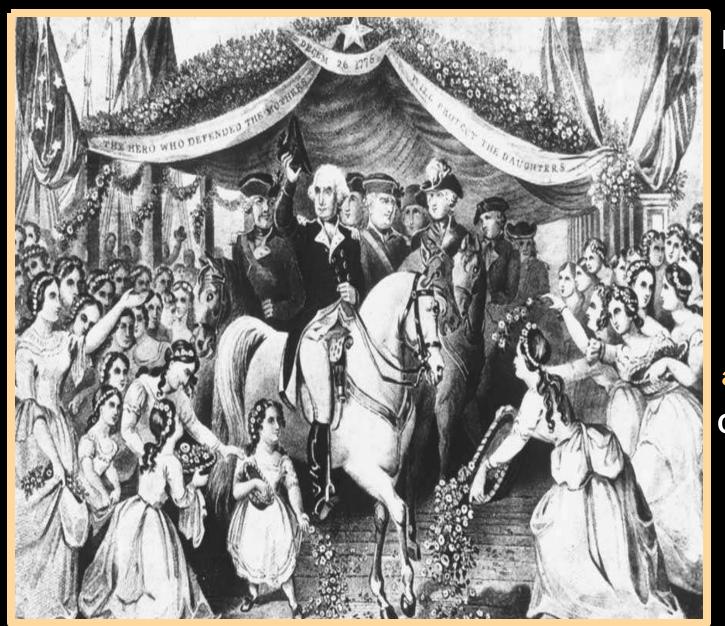
Delaware 30 - 0Pennsylvania 46 – 23 New Jersey 38 - 0Georgia26 – 0 Connecticut 128 – 40 Massachusetts 187–168 Maryland63 – 11 South Carolina 149 – 73 New Hampshire 57 - 47Virginia89 – 79 **New York30 – 27** North Carolina 194 – 77 Rhode Island 34 - 22



2. Divided Convention

- •9/13 states to ratify
- Political parties
- •Federalists:
- •Anti-Federalists:
- Ratification struggle
- Compromised = Bill of Rights
- New Constitution took effect, April 1789

WASHINGTON'S INAGAURAL



New Constitution and Government take effect on April 30, 1789.

Washington
begins his
presidency in
New York City
and alternates
between there
and Philadelphia.

Capital city at this time was New York City.



2. Divided Convention

- •9/13 states to ratify
- Political parties
- •Federalists:
- Anti-Federalists:
- Bill of Rights
- New Constitution took effect, April 1789
- Washington first President
- Adams first VP

3. Inside the Constitution

SUPREME LAW OF THE LAND It represents our belief in

- Power of govt. comes from the people
 - Government power is limited
- Ordered, organized and structured govt.
 - Representative democracy
 - ·Written, May 1787 to Sept. 1787
 - •7,000 words
- Longest lasting constitution in history
- ·Greatest symbol of democracy in the world

Of the United States,

in order to form a more perfect Union establish Justice ensure domestic Tranquility provide for the common defense 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.



Article 1

Legislative Branch Makes the law

- Section 1--House of Representatives and Senate
 - Section 2 & 3---Qualifications for Congress
 - Section 4---Elections and Meetings
 - Section 5---Rules of Order
 - Section 6---Pay Privileges
 - Section 7---How Bills Become Laws
 - Section 8---Powers of Congress
 - Section 9---Powers Denied to Congress
 - Section 10---Powers Denied to States

POWERS OF CONGRESS

Article 1 Section 8

Makes the law Power to tax To coin money Regulate foreign and interstate trade Raise and maintain armed forces Declare war Grant patents and copyrights **Building hydroelectric dams** Interstate highway system Prohibit racial discrimination



Article 2

Executive Branch

Signs, carries out or executes the law into action

Section 1---Qualifications of President & Vice President

- Section 2---Presidential Powers
 - Section 3---Presidential Duties
 - Section 4---Impeachment

ISTITUTIONAL POWERS OF THE PRESIDI

Executive Power

- Signs or enforces the law
 - Veto power
 - Commander in Chief
- Ask for a declaration of war
 - Enter into a treaty
- Grants pardons and reprieves
- Appoints ambassadors, judges and cabinet
 - •Call a special session of Congress



President Bush signing a proposed bill of Congress into law



Article 3

Judicial Branch

Interprets the law (constitution)

Section 1---Qualifications of Judges

Section 2---Jurisdiction of Courts
Section 3---Treason

SUPREME COURT













Appeals from Federal Regulatory Agencies

Appeals from Highest State Courts



Constitutional courts



Special courts



Other courts





Article 4

Concerning the States

Section 1---rights and duties of states
Section 2---rights and liabilities of citizens
Section 3---admitting new states
Section 4---guarantee to states

Article 5

Amending the Constitution---adding on or changing the Constitution---27

Amendments

Article 6

Constitution, law of the land.....Supremacy Clause

Article 7

Ratification of Constitution by 9 states

BILL OF RIGHTS

First 10 Amendments to the Constitution in 1791
Rights and freedoms won in the Revolution are preserved and protected...

- 1. FREEDOM of Religion, Press, Speech, Assembly, Petition
- 2. RIGHT TO KEEP AND BEAR ARMS
- 3. No QUARTERING of soldiers in peacetime
- 4. NO UNREASONABLE SEARCH and SEIZURE
- 5. PROTECTION of ACCUSED

- 6. RIGHT TO A SPEEDY, PUBLIC TRIAL BY JURY
- 7. TRIAL BY JURY IN CIVIL SUITS
- 8. NO EXCESSIVE FINES or CRUEL PUNISHMENT
- 9. POWERS RESERVED TO THE PEOPLE
- 10. POWERS RESERVED TO THE STATES



AMENDMENTS

Amendment	Subject	Year	Time Required for Ratification
1st-10th	Bill of Rights	1791	2 years, 2 months, 20 days
11th	Immunity of States from certain lawsuits	1795	11 months, 3 days
12th	Changes in electoral college procedures	1804	6 months, 6 days
13th	Abolition of slavery	1865	10 months, 6 days
14th	Citizenship, due process, equal protection	1868	2 years, 26 days
15th	No denial of vote because of race, color, or previous enslavement	1870	11 months, 8 days
16th	Power of Congress to tax incomes	1913	3 years, 6 months, 22 days
17th	Popular election of U.S. Senators	1913	10 months, 26 days
18th	Prohibition of alcohol	1919	1 year, 29 days

AMENDMENTS

Amendment	Subject	Year	Time Required for Ratification
19th	Woman suffrage	1920	1 year, 2 months, 14 days
20th	Change of dates for start of presidential and Congressional terms	1933	10 months, 21 days
21st	Repeal of Prohibition (18th Amendment)	1933	9 months, 15 days
22nd	Limit on presidential terms	1951	3 years, 11 months, 6 days
23rd	District of Columbia vote in presidential elections	1961	9 months, 13 days
24th	Ban of tax payment as voter qualification	1964	1 year, 4 months, 27 days
25th	Presidential succession, vice presidential vacancy, and presidential disability	1967	1 year, 7 months, 4 days
26th	Voting age of 18	1971	3 months, 8 days
27th	Congressional pay	1992	202 years, 7 months, 12 days

A NEW START

- 1. Constitutional Convention-----May 1787 to Sept. 1787
- •55 delegates met in Philadelphia
- •Founding Fathers----"framers" **
- •Key issues:
- Representation
- •Great Compromise created---Congress
- Senate----equal representation
- House of Representatives---based on population
- Electoral College
- Governmental power
- Separation of Powers---3 branches of government

EW.

- Checks and balances
- •Slavery-----3/5's Compromise **
- Corrections made
- Stronger national government over the states
- Federal government

