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*\* The 'debate facts' below are paired off against their respective debate counterparts...*

### **Compact Theory:**

Constitution created a compact between states and federal govt. If the federal govt breaks it, the states don't have to obey it.

### **Kentucky Resolution:**

States did not have to enforce a law that they felt was unconstitutional or outside the government's expressed powers.

### **Doctrine of Nullification:**

States have the right to determine a law's constitutionality, and ignore it if it is ruled unconstitutional by the state legislature.

### **Threats of secession:**

If necessary, states could withdraw from the Union.

## **States' Rights Debate**

### **Permanent Union:**

States voluntarily gave up their sovereignty when they entered the Union.

### **Supremacy Clause:**

Federal laws are the law of the land, and state laws may not contradict federal law.

### ***Marbury v. Madison:***

The Supreme Court alone has the authority to determine constitutionality.

### **Fears of anarchy:**

Nullification by states would lead to national chaos.

# States Rights Debate

**S Nieto**



## States Rights Debate:

Prologue ,1988    The States Rights Debate: Antifederalism and the Constitution Alpheus Thomas Mason,1972    **The Democratic Speaker's Hand-book ...** ,1868    **Official Record of the Debates ...** Australia. Constitutional Convention,1897    ... *Official Record of the Debates ...* ,1897    **Hansard's Parliamentary Debates** Great Britain. Parliament,1879    American Federationist ,1964    **Parliamentary Debates** ,1879    *Debates and Proceedings of the Constitutional Convention of the State of California, Convened at the City of Sacramento, Saturday, September 28, 1878* California. Constitutional Convention,1878    **Cobbett's Parliamentary Debates** Great Britain. Parliament,1879    John Randolph Henry Adams,1899    Parliamentary debates, legislative council and legislative assembly Australia Western parl,1900    **American Statesmen: John Randolph** John Torrey Morse,1898    *The Southern Quarterly Review* ,1879

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