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Obama's One-Man-Plan

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David Miller · 4 days ago

<http://www.newyorker.com/online/blogs/comment/2014/01/the-state-of-the-union-or-obama-breaks-up-with-congress.html>

Having read several articles on the subject of Obama and his "either work with me or I'll just do it on my own", I'm curious what everyone's thoughts are on this, in regards to the Executive/Judicial/Legislative and the balance of power between the three.

Speaking apolitically (I already know where my ideas on our current Commander in Chief lie), I'm curious if this could be considered Constitutional or UN-Constitutional, since his statement and bravado appear to undermine the balance of power laid in place so long ago.

P.S. I'm not a "troll", and am not posting anonymously

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Anonymous · 4 days ago

Ironically, I see congress as the weakest branch of all three because the US Supreme Court has denied article 3 standing to individual lawmakers when presidents do the things things like the ones Obama is doing now through executive orders which include an amnesty to illegal immigrants (I don't care that Sonia Sotomayor calls them "undocumented"), and a partial re-write of Obamacare (Obamacare, as written doesn't give the president discretion to delay mandates; I am not even getting into the matter of subsidies through the federal exchange).

The US Supreme Court can do as it wishes (including not taking cases it doesn't like).

The President can, through Executive Orders, instruct the 2 million + employees of the federal government to enforce the laws as he pleases (to the point of ignoring laws altogether or through creative means give amnesty to illegal immigrants).

Congress is pretty much left without remedies (save impeachment which is very rare) to force a president to apply the laws it enacts equally.

So I would say that the denial of article 3 standing to individual lawmakers and the fact that federal judges have life long tenure without accountability to voters are the two strongest weaknesses of the check and balances system. Otherwise, we have much stronger check and balances than what is common in other countries, especially those countries with parliamentary rule.

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Anonymous · 15 hours ago 🔒

There are other threads on this issue u can check for answer :

https://class.coursera.org/conlaw-001/forum/thread?thread_id=2060#post-4804

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Anonymous · 13 hours ago 🔒

I have yet to see any amnesty EO you reference. Nor have the Democrats or Conservatives proposed such an amnesty, but rather a path to citizenship that would require the undocumented to pay fees, taxes and register with the government. Considering many of the colonists and founders were undocumented aliens, I don't see it as being an issue. If the Republicans don't get onboard the proposed path to citizenship before the next election, they will become irrelevant as a party, as the redneck vote will only carry them so far.

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Anonymous · 13 hours ago 🔒

The so called "deferred action" program is de facto amnesty. You are confusing "path to citizenship" with "amnesty". The people who qualified for deferred action have been given work permits that allow them to work for any employer and have been allowed to stay legally in the United States. They have not been given an actual valid immigrant status but they have been given all the tools as if they had one.

Again, today Switzerland voted to restrict immigration from EU countries

<http://www.cbsnews.com/news/switzerland-bucks-european-union-votes-to-limit-immigration/>

.

The claim that the US doesn't have a right to fight illegal immigration does have any precedent in the civilized world. Note that what Switzerland did today was not to say that illegal immigrants cannot have amnesty (that goes without saying) but that even EU countries need to restrict the number of people they send to Switzerland legally.

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Anonymous · 12 hours ago [🔒](#)

Anonymous seems to be a many headed monster.

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Anonymous · 11 hours ago [🔒](#)

As I said, there are many of us, Anonymous!

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