

“As the outstanding and wide-ranging essays in this volume illustrate, Americans have often disagreed about the meaning and application of the Establishment Clause of the Constitution, and have sometimes confused it with an anti-religious or secularizing policy of marginalizing or privatizing religion. The project of securing the human right to religious liberty by disentangling political and religious authority is ongoing and—as national and world events remind us every day—pressing. This book offers both a helpful introduction to and an insightful debate about the history and future of this project.”

Richard W. Garnett, Professor of Law and Associate Dean, Notre Dame Law School

The First Amendment guarantee that “Congress shall make no law respecting an establishment of religion” rejected the millennium-old Western policy of supporting one form of Christianity in each nation and subjugating all other faiths. The exact meaning and application of this American innovation, however, has always proved elusive. Individual states found it difficult to remove traditional laws that controlled religious doctrine, liturgy, and church life, and that discriminated against unpopular religions. They found it even harder to decide more subtle legal questions that continue to divide Americans today: Did the constitution prohibit governmental support for religion altogether, or just preferential support for some religions over others? Did it require that government remove Sabbath, blasphemy, and oath-taking laws, or could they now be justified on other grounds? Did it mean the removal of religious texts, symbols, and ceremonies from public documents and government lands, or could a democratic government represent these in ever more inclusive ways? These twelve essays stake out strong and sometimes competing positions on what “no establishment of religion” meant to the American founders and to subsequent generations of Americans, and what it might mean today.

T. JEREMY GUNN teaches international relations at Al Akhawayn University in Morocco and is Senior Fellow of the Center for the Study of Law and Religion at Emory University. His numerous publications include *A Standard for Repair: The Establishment Clause, Equality, and Natural Rights* and *Spiritual Weapons: The Cold War and the Forging of an American National Religion*.

JOHN WITTE, JR. is Jonas Robitscher Professor of Law, Alonzo L. McDonald Distinguished Professor and Director of the Center for the Study of Law and Religion at Emory University. He has published 200 articles and 26 books, including *Religion and the American Constitutional Experiment* and *Religion and Human Rights: An Introduction*.