

Chapter 2 The Constitution Answers

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The Use and Application of the Line Item Veto
Commentaries on the Constitution of the United States
The Second Founding: How the Civil War and Reconstruction Remade the Constitution
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Understanding the Arizona Constitution

Armed interventions in Libya, Haiti, Iraq, Vietnam, and Korea challenged the US president and Congress with a core question of constitutional interpretation: does the president, or Congress, have constitutional authority to take the country to war? War Powers argues that the Constitution doesn't offer a single legal answer to that question. But its structure and values indicate a vision of a well-functioning constitutional politics, one that enables the branches of government themselves to generate good answers to this question for the circumstances of their own times. Mariah Zeisberg shows that what matters is not that the branches enact the same constitutional settlement for all conditions, but instead how well they bring their distinctive governing capacities to bear on their interpretive work in context. Because the branches legitimately approach constitutional questions in different ways, interpretive conflicts between them can sometimes indicate a successful rather than deficient interpretive politics. Zeisberg argues for a set of distinctive constitutional standards for evaluating the branches and their relationship to one another, and she demonstrates how observers and officials can use those standards to evaluate the branches' constitutional politics. With cases ranging from the Mexican War and World War II to the Cold War, Cuban Missile Crisis, and Iran-Contra scandal, War Powers reinterprets central controversies of war powers scholarship and advances a new way of evaluating the constitutional behavior of officials outside of the judiciary.

How People Learn

The Lawyers Reports Annotated

Western political systems tend to be 'constitutional democracies', dividing the system into a domain of politics, where the people rule, and a domain of law, set aside for a trained elite. Antoni Abat i Ninet strives to resolve these apparently exclusive

War Powers

Abortion Politics

Real People. Real Stories. Real Politics. Politics involves people, from many backgrounds, struggling to make their voices heard. Real people, telling their stories, reflect our ideals, choices, and collective experiences as a nation. In *American Government: Stories of a Nation*, author Scott Abernathy tunes in to these voices, showing how our diverse ideas shape the way we participate and behave, the laws we live by, and the challenges we face. Each chapter features real stories illustrating how the American political system is the product of strategies, calculations, and miscalculations of countless individuals. Students learn the nuts and bolts of political science through these compelling stories. Learning concepts in context is a tested learning technique that works to help ideas stick. The key concepts are memorable because they are tied to real politics, where students see political action and political choices shaping how institutions advance or impede the fulfillment of fundamental ideas. Not only will all students see themselves reflected in the pages, but they will come to understand that they, too, are strategic players in American politics, with voices that matter. Just like the Full version, The Essentials edition is perfect for instructors who don't wish to cover the last three chapters on policy.

American Government

Our American Government textbook adheres to the scope and sequence of introductory American government courses nationwide. We have endeavored to make the workings of American Government interesting and accessible to students while maintaining the conceptual coverage and rigor inherent in the subject at the college level. With this objective in mind, the content of this textbook has been developed and arranged to provide a logical progression from the fundamental principles of institutional design at the founding, to avenues of political participation, to thorough coverage of the political

structures that constitute American government. The book builds upon what students have already learned and emphasizes connections between topics as well as between theory and applications. The goal of each section is to enable students not just to recognize concepts, but to work with them in ways that will be useful in later courses, future careers, and as engaged citizens. The organization and pedagogical features were developed and vetted with feedback from American government instructors dedicated to the project.

U.S. History

Review of the first edition: "There can be no doubt whatever that his work will, through its merits, become the standard student's book on the Tudor Constitution." *Law Quarterly Review*

Model Rules of Professional Conduct

Constitutionalising Europe

"A must-read for this era."—Jake Tapper, CNN Anchor and Chief Washington Correspondent An insightful, urgent, and perennially relevant handbook that lays out in common sense language how the United States Constitution works, and how its protections are eroding before our eyes—essential reading for anyone who wants to understand and parse the constantly breaking news about the backbone of American government. The Constitution is the most significant document in America. But do you fully understand what this valuable document means to you? In *How to Read the Constitution--and Why*, legal expert and educator Kimberly Wehle spells out in clear, simple, and common sense terms what is in the Constitution, and most importantly, what it means. In compelling terms and including text from the United States Constitution, she describes how the Constitution's protections are eroding—not only in express terms but by virtue of the many legal and social norms that no longer shore up its legitimacy—and why every American needs to heed to this "red flag" moment in our democracy. This invaluable—and timely—resource includes the Constitution in its entirety and covers nearly every significant aspect of the text, from the powers of the President and how the three branches of government are designed to hold each other accountable, to what it means to have individual rights—including free speech, the right to bear arms, the right to be free from unreasonable searches and seizures, and the right to an abortion. Finally, the book explains why it has never been more important than now for all Americans to know how our Constitution works—and why, if we don't step in to protect it now, we could lose its protections forever. *How to Read the Constitution--and Why* is essential reading for anyone who cares about maintaining an accountable government and the individual freedoms that the Constitution enshrines for everyone in America—regardless of political party.

The Fierce Urgency of Now

How Democratic Is the American Constitution?

Reprint of the second edition, with additions by his son, W.W. Story [1819-1895]. Originally published: Boston: Little, Brown and Company, 1851. Two volumes. xxxiii, 734; 632 pp. First published in 1833, this work is generally considered to be the most important work written on the American Constitution before the Civil War, and it remains an important work. Dedicated to John Marshall, it presents a strongly Nationalist interpretation. It is divided into three books. Book I contains a history of the colonies and discussion of their charters. Book II discusses the Continental Congress and analyzes the flaws that crippled the Articles of Confederation. Book III begins with a history of the Constitution and its ratification. This is followed by a brilliant line-by-line exposition of each of its articles and amendments. Comparing it to *The Federalist*, James Kent said that Story's work was "written in the same free and liberal spirit, with equal exactness and soundness of doctrine, and with great beauty and eloquence of composition. Whoever seeks a complete history and exposition of this branch of our jurisprudence, will have recourse to [this] work, which is written with great candor, and characterized by extended research, and a careful examination of the vital principles upon which our government reposes." cited in Marvin, *Legal Bibliography* 669-670. Apart from James Kent, no man has had greater influence on the development of American law than Joseph Story [1779-1845]. He was Dane Professor of Law at Harvard, where he played a key role in the growth of the school and the establishment of its national eminence. His many books have been cited extensively to this day. An associate justice of the U.S. Supreme Court from 1812 to 1845, and the youngest person ever to serve on the Court, he was the author of several landmark decisions, such as *Martin v. Hunter's Lessee* and *Prigg v. Pennsylvania*.

Constitutional Law

A contemporary framework without the fluff.

Commentaries on the Constitution of the United States

Increase student performance, student engagement, and critical analysis skills with the third edition of *American Democracy Now*. This program is available with *GinA*, an educational game in which students learn American Government by doing, as well as McGraw-Hill's *LearnSmart*, an adaptive questioning tool proven to increase content comprehension and improve student results. Unique to this program, *American Democracy Now 3e* is a student-centered text focused on student performance. This contemporary approach and design, coupled with market-leading digital products, make this an

ideal solution to course goals.

Taking the Constitution Away from the Courts

An account of the origin of Japan's post-war regime and the imposition of the "no war" constitution. The book argues that Japan's economic miracle has been a compensatory response to its deprived political status.

The Constitution of England, Or An Account of the English Government, in which it is Compared, Both with the Republican Form of Government, and the Other Monarchies in Europe

From the Pulitzer Prize-winning scholar, a timely history of the constitutional changes that built equality into the nation's foundation and how those guarantees have been shaken over time. The Declaration of Independence announced equality as an American ideal, but it took the Civil War and the subsequent adoption of three constitutional amendments to establish that ideal as American law. The Reconstruction amendments abolished slavery, guaranteed all persons due process and equal protection of the law, and equipped black men with the right to vote. They established the principle of birthright citizenship and guaranteed the privileges and immunities of all citizens. The federal government, not the states, was charged with enforcement, reversing the priority of the original Constitution and the Bill of Rights. In grafting the principle of equality onto the Constitution, these revolutionary changes marked the second founding of the United States. Eric Foner's compact, insightful history traces the arc of these pivotal amendments from their dramatic origins in pre-Civil War mass meetings of African-American "colored citizens" and in Republican party politics to their virtual nullification in the late nineteenth century. A series of momentous decisions by the Supreme Court narrowed the rights guaranteed in the amendments, while the states actively undermined them. The Jim Crow system was the result. Again today there are serious political challenges to birthright citizenship, voting rights, due process, and equal protection of the law. Like all great works of history, this one informs our understanding of the present as well as the past: knowledge and vigilance are always necessary to secure our basic rights.

Lawyers Reports Annotated

The Model Rules of Professional Conduct provides an up-to-date resource for information on legal ethics. Federal, state and local courts in all jurisdictions look to the Rules for guidance in solving lawyer malpractice cases, disciplinary actions, disqualification issues, sanctions questions and much more. In this volume, black-letter Rules of Professional Conduct are followed by numbered Comments that explain each Rule's purpose and provide suggestions for its practical application. The

Rules will help you identify proper conduct in a variety of given situations, review those instances where discretionary action is possible, and define the nature of the relationship between you and your clients, colleagues and the courts.

United States Government

Constitutional Law: Power, Liberty, Equality presents most of the constitutional law cases generally considered canonical and, with one important exception, follows the tried and true organizational means widely used in constitutional law texts of dividing chapters and sections are along subject matter lines such as the Commerce Clause, equal protection, freedom of expression, and so on. Nonetheless, this book differs from other constitutional law textbooks in important ways. The text introduces cases by providing contextual information and by explicitly articulating much of the black letter law being introduced. Under this structure the cases provide the student with the opportunity to more easily see the difference between the doctrine per se and how it is actually developed and used by the Court. Cases become examples of the rules being applied and vehicles for deeper exploration of broader principles and themes.

Academic Encounters Level 2 Student's Book Reading and Writing

Classic Books Library presents this brand new edition of “The Federalist Papers”, a collection of separate essays and articles compiled in 1788 by Alexander Hamilton. Following the United States Declaration of Independence in 1776, the governing doctrines and policies of the States lacked cohesion. “The Federalist”, as it was previously known, was constructed by American statesman Alexander Hamilton, and was intended to catalyse the ratification of the United States Constitution. Hamilton recruited fellow statesmen James Madison Jr., and John Jay to write papers for the compendium, and the three are known as some of the Founding Fathers of the United States. Alexander Hamilton (c. 1755–1804) was an American lawyer, journalist and highly influential government official. He also served as a Senior Officer in the Army between 1799-1800 and founded the Federalist Party, the system that governed the nation’s finances. His contributions to the Constitution and leadership made a significant and lasting impact on the early development of the nation of the United States.

American Democracy Now

A majestic big-picture account of the Great Society and the forces that shaped it, from Lyndon Johnson and members of Congress to the civil rights movement and the media Between November 1963, when he became president, and November 1966, when his party was routed in the midterm elections, Lyndon Johnson spearheaded the most transformative agenda in American political history since the New Deal, one whose ambition and achievement have had no parallel since. In just three years, Johnson drove the passage of the Civil Rights and Voting Rights Acts; the War on Poverty program; Medicare

and Medicaid; the National Endowments for the Arts and the Humanities; Public Broadcasting; immigration liberalization; a raft of consumer and environmental protection acts; and major federal investments in public transportation. Collectively, this group of achievements was labeled by Johnson and his team the “Great Society.” In *The Fierce Urgency of Now*, Julian E. Zelizer takes the full measure of the entire story in all its epic sweep. Before Johnson, Kennedy tried and failed to achieve many of these advances. Our practiced understanding is that this was an unprecedented “liberal hour” in America, a moment, after Kennedy’s death, when the seas parted and Johnson could simply stroll through to victory. As Zelizer shows, this view is off-base: In many respects America was even more conservative than it seems now, and Johnson’s legislative program faced bitter resistance. *The Fierce Urgency of Now* animates the full spectrum of forces at play during these turbulent years, including religious groups, the media, conservative and liberal political action groups, unions, and civil rights activists. Above all, the great character in the book whose role rivals Johnson’s is Congress—indeed, Zelizer argues that our understanding of the Great Society program is too Johnson-centric. He discusses why Congress was so receptive to passing these ideas in a remarkably short span of time and how the election of 1964 and burgeoning civil rights movement transformed conditions on Capitol Hill. Zelizer brings a deep, intimate knowledge of the institution to bear on his story: The book is a master class in American political grand strategy. Finally, Zelizer reckons with the legacy of the Great Society. Though our politics have changed, the heart of the Great Society legislation remains intact fifty years later. In fact, he argues, the Great Society shifted the American political center of gravity—and our social landscape—decisively to the left in many crucial respects. In a very real sense, we are living today in the country that Johnson and his Congress made.

The American Political System

Prepares students for listening, note-taking, classroom discussion, reading and writing on topics in American history and culture. Aimed at a secondary school audience.

American Government

Develops students' listening, note-taking, and discussion skills using authentic interviews and lectures and a variety of pre- and post-listening activities.

The Constitution of Selves

First released in the Spring of 1999, *How People Learn* has been expanded to show how the theories and insights from the original book can translate into actions and practice, now making a real connection between classroom activities and learning behavior. This edition includes far-reaching suggestions for research that could increase the impact that classroom

teaching has on actual learning. Like the original edition, this book offers exciting new research about the mind and the brain that provides answers to a number of compelling questions. When do infants begin to learn? How do experts learn and how is this different from non-experts? What can teachers and schools do-with curricula, classroom settings, and teaching methods--to help children learn most effectively? New evidence from many branches of science has significantly added to our understanding of what it means to know, from the neural processes that occur during learning to the influence of culture on what people see and absorb. How People Learn examines these findings and their implications for what we teach, how we teach it, and how we assess what our children learn. The book uses exemplary teaching to illustrate how approaches based on what we now know result in in-depth learning. This new knowledge calls into question concepts and practices firmly entrenched in our current education system. Topics include: How learning actually changes the physical structure of the brain. How existing knowledge affects what people notice and how they learn. What the thought processes of experts tell us about how to teach. The amazing learning potential of infants. The relationship of classroom learning and everyday settings of community and workplace. Learning needs and opportunities for teachers. A realistic look at the role of technology in education.

The Federalist Papers

The Academic Encounters Second edition series uses a sustained content approach to teach skills necessary for taking academic courses in English. There are two books for each content area. Academic Encounters Level 2 Student's Book Reading and Writing: American Studies engages students through academic readings, photos, and charts on stimulating topics from U.S. History and Culture. Topics include the foundations of government, equal rights, and the American Dream. Students develop important skills such as skimming, reading for the main idea, reading for speed, understanding vocabulary in context, summarizing, and note-taking. By completing writing assignments, students build academic writing skills and incorporate what they have learned. The topics correspond with those in Academic Encounters Level 2 Listening and Speaking: American Studies. The books may be used independently or together.

Academic Encounters Level 2 Student's Book Listening and Speaking with DVD

Reviews and discusses landmark cases heard by the United States Supreme court from 1803 through 2000.

Academic Encounters: American Studies Student's Book

Here a leading scholar in constitutional law, Mark Tushnet, challenges hallowed American traditions of judicial review and judicial supremacy, which allow U.S. judges to invalidate "unconstitutional" governmental actions. Many people, particularly

liberals, have "warm and fuzzy" feelings about judicial review. They are nervous about what might happen to unprotected constitutional provisions in the chaotic worlds of practical politics and everyday life. By examining a wide range of situations involving constitutional rights, Tushnet vigorously encourages us all to take responsibility for protecting our liberties. Guarding them is not the preserve of judges, he maintains, but a commitment of the citizenry to define itself as "We the People of the United States." The Constitution belongs to us collectively, as we act in political dialogue with each other--whether in the street, in the voting booth, or in the legislature as representatives of others. Tushnet urges that we create a "populist" constitutional law in which judicial declarations deserve no special consideration. But he warns that in so doing we must pursue reasonable interpretations of the "thin Constitution"--the fundamental American principles embodied in the Declaration of Independence and the Preamble to the Constitution. A populist Constitution, he maintains, will be more effective than a document exclusively protected by the courts. Tushnet believes, for example, that the serious problems of the communist scare of the 1950s were aggravated when Senator Joseph McCarthy's opponents were lulled into inaction, believing that the judicial branch would step in and declare McCarthy's actions unconstitutional. Instead of fulfilling the expectations, the Court allowed McCarthy to continue his crusade until it was ended. Tushnet points out that in this context and in many others, errors occurred because of the existence of judicial review: neither the People nor their representatives felt empowered to enforce the Constitution because they mistakenly counted on the courts to do so. Tushnet's clarion call for a new kind of constitutional law will be essential reading for constitutional law experts, political scientists, and others interested in how and if the freedoms of the American Republic can survive into the twenty-first century.

Commentaries on the Constitution of the United States

This book focuses on current abortion policy and practice in the United States, Canada, Europe and Japan, and aims to provide a comprehensive and balanced picture of current abortion policy in a cross-cultural perspective.

Constitutional Violence

The anthrax incidents following the 9/11 terrorist attacks put the spotlight on the nation's public health agencies, placing it under an unprecedented scrutiny that added new dimensions to the complex issues considered in this report. The Future of the Public's Health in the 21st Century reaffirms the vision of Healthy People 2010, and outlines a systems approach to assuring the nation's health in practice, research, and policy. This approach focuses on joining the unique resources and perspectives of diverse sectors and entities and challenges these groups to work in a concerted, strategic way to promote and protect the public's health. Focusing on diverse partnerships as the framework for public health, the book discusses: The need for a shift from an individual to a population-based approach in practice, research, policy, and community engagement. The status of the governmental public health infrastructure and what needs to be improved,

including its interface with the health care delivery system. The roles nongovernment actors, such as academia, business, local communities and the media can play in creating a healthy nation. Providing an accessible analysis, this book will be important to public health policy-makers and practitioners, business and community leaders, health advocates, educators and journalists.

How to Read the Constitution--and Why

Published by OpenStax College, U.S. History covers the breadth of the chronological history of the United States and also provides the necessary depth to ensure the course is manageable for instructors and students alike. U.S. History is designed to meet the scope and sequence requirements of most courses. The authors introduce key forces and major developments that together form the American experience, with particular attention paid to considering issues of race, class and gender. The text provides a balanced approach to U.S. history, considering the people, events and ideas that have shaped the United States from both the top down (politics, economics, diplomacy) and bottom up (eyewitness accounts, lived experience).

The Tudor Constitution

American Government

An amnesia victim asking "Who am I?" means something different from a confused adolescent asking the same question. Marya Schechtman takes issue with analytic philosophy's emphasis on the first sort of question to the exclusion of the second. The problem of personal identity, she suggests, is usually understood to be a question about historical life. What she calls the "reidentification question" is taken to be the real metaphysical question of personal identity, whereas questions about beliefs or values and the actions they prompt, the "characterization question," are often presented as merely metaphorical. Failure to recognize the philosophical importance of both these questions, Schechtman argues, has undermined analytic philosophy's attempts at offering a satisfying account of personal identity. Considerations related to the characterization question creep unrecognized into discussions of reidentification, with the result that neither question is adequately addressed. Schechtman shows how separating the two questions allows for a more fruitful approach to the reidentification question, and she develops her own narrative account of characterization. She suggests that persons constitute their identities by developing autobiographical narratives that bear the right relation to facts about the environment, the general concept of a person, and other people's concepts of who they are.

Constitutional Courts and European Integration

The European Union (EU) is in a state of transformation with its constitutional future the subject of much heated debate. This book provides a durable, authoritative and comprehensive account of constitutional development, examining the pivotal roles of law and judicial politics in establishing the EU constitutional edifice. Michael Longo demonstrates and substantiates the arguments for and against constitutionalisation through the development of a theoretical framework drawing on theories and empirical research in both law and political science to understand this new process of European Integration.

The Future of the Public's Health in the 21st Century

The Academic Encounters Second edition series uses a sustained content approach to teach skills necessary for taking academic courses in English. There are two books for each content area. Academic Encounters Level 2 Student's Book with DVD Listening and Speaking: American Studies engages students through interviews and academic lectures on stimulating topics from the fields of U.S. History and Culture. Topics include the Constitution, immigration, the Civil Rights Movement, and the American value system. Students develop crucial listening and note-taking skills, discuss content, conduct interviews, and make presentations. A Student DVD includes all of the academic lectures. Topics correspond with those in Academic Encounters Level 2 Reading and Writing: American Studies. The books may be used independently or together.

The Pursuit of Justice

In a continent where a majority of states are members of the European Union, the supremacy of law can no longer be understood without respect for the supremacy of supranational law. The implementation of this basic principle, deriving from the European Community legal order, from a constitutional point of view poses problems which have not been resolved in a uniform manner. This volume contains seventeen reports which demonstrate how these issues have been dealt with by different legal Systems in Europe.

American Government

Presents relevant standards-based content that targets student interest to stimulate and encourage learning. Includes case studies, thought-provoking questions, and simulations, and develops 21st century skills in students so that they can apply what they learn and participate as effective and responsible citizens.

Academic Listening Encounters: American Studies Teacher's Manual

An authoritative guide to Arizona government—written in plain language! How do laws make their way through the state legislature? What are the specific powers of the governor? How do the courts make public policy? Can citizens change the constitution? A leading lawyer and college educator who was an assistant attorney general through six governors, Toni McClory has written a definitive guide to Arizona government that is as comprehensive as it is easy to understand. It provides a thorough explanation of the state's constitution and shows the impact that its unique features have had on the everyday operation of the state's political system. Thoroughly up to date and clearly written, this book belongs on every Arizonan's shelf. Much of the information it contains is based on original research compiled by the author from primary sources and draws on her direct experience with government processes, officials, and events. - For concerned citizens, it offers topics of special interest to voters—including facts about initiatives and referenda and a chapter on local government—and contains references to online government resources. - For lawyers and business people, it makes available a brief yet sophisticated synopsis of state government along with a wealth of citations and supporting detail. - For students and teachers, it offers an exceptionally readable introductory text that relies heavily on primary sources and features "pro and con" passages—examining both sides of important issues—that are designed to stimulate critical thinking. From administrative rules to water law, *Understanding the Arizona Constitution* is your complete guide to the inner workings of the state. It is an essential reference for today's citizens and tomorrow's leaders.

Magruder's American Government

The Use and Application of the Line Item Veto

Commentaries on the Constitution of the United States

The Second Founding: How the Civil War and Reconstruction Remade the Constitution

In this provocative book, one of our most eminent political scientists questions the extent to which the American Constitution furthers democratic goals. Robert Dahl reveals the Constitution's potentially antidemocratic elements and explains why they are there, compares the American constitutional system to other democratic systems, and explores how we might alter our political system to achieve greater equality among citizens. In a new chapter for this second edition, he

shows how increasing differences in state populations revealed by the Census of 2000 have further increased the veto power over constitutional amendments held by a tiny minority of Americans. He then explores the prospects for changing some important political practices that are not prescribed by the written Constitution, though most Americans may assume them to be so.

The Price of a Constitution

Hailed as a stellar educational resource since 1917, Magruder's American Government is updated annually to incorporate the most current, most authoritative American Government content, and meet the changing needs of today's high school students and teachers. Magruder's clear, engaging narrative is enhanced with the Essential Questions, numerous primary sources, political cartoons, charts, graphs, photos and interactive online activities, to make the subject of American Government accessible and motivating to students of all abilities. The Pearson Advantage Respected, relevant, and reliable Teacher's most trusted and authoritative program in the nation! Magruder's is recognized for its clear, well-written narrative using a variety of methods to make content accessible to all students. Written around Grant Wiggin's Essential Questions In each Unit and Chapter, students explore Essential Questions, with additional activities in the Essential Question Journal. New features to make content easier to understand How Government Works feature, academic vocabulary defined at the point of use, multiple graphic organizers, audio tours accompanying complex graphics. Quick Study Guides, and text having a fresh, magazine-inspired design, demystify difficult American Government concepts. Student Resources: American Government Online Student Center Students connect to 21st Century learning with rich digital assets that include two Online Student Editions, downloadable audio and video resources, and interactive assessments. The American Government Essential Question Journal Print consumable that accompanies the Magruder's American Government Textbook for students to answer the Essential Questions in graphic, chart, question and essay formats. American Government Essential Question Video on DVD Students identify the Essential Questions for American Government through relevant videos. Teacher Resources: American Government Online Teacher Center All teaching resources are conveniently organized online and include interactive presentation tools, leveled editable teacher resources and assessments, instructional management tools which include: assigning content tracking student's progress accessing student's learning generating reports for administration, students and parents. Teacher's All-in-One Resources with Editable Worksheets on CD-ROM CD-ROM includes Teacher's Edition and a wide range of on-level and Foundations lesson plans, worksheets, and assessments. This built-in differentiation allows teachers to pick and choose among the resources that meet the needs of all students!

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