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This book, based on the Tanner lectures on Human Values that Justice Stephen Breyer delivered at Harvard University in November 2004, defines the term 'active liberty' as a sharing of the nation's sovereign authority with its citizens.

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Breyer squarely identifies his “active liberty” with Constant’s “ancient liberty” and argues that democratic self-governance lies at the center of sound constitutional interpretation. In so doing, Breyer is seemingly unaware that Constant emphatically preferred “modern liberty” over “ancient liberty.”

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Active Liberty Interpreting Our Democratic Constitution ...

Part Two. The book is called Active Liberty: Interpreting Our Democratic Constitution. "I say 'active liberty' because I want to stress that democracy works if -- and only if -- the average citizen participates," Breyer tells Nina Totenberg in an exclusive interview.

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