



## Broken Trust: Dysfunctional Government and Constitutional Reform (Constitutional Thinking)

By Stephen M. Griffin

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Undertaken with a deep concern about the way our government is performing, *Broken Trust* makes use of the debate over dysfunctional government to uncover significant flaws in the conventional wisdom as to how the Constitution works. Indeed, although Americans strongly believe that our government is dysfunctional, they are just as firmly convinced that the Constitution still works well. Griffin questions this conviction by examining how recent policy disasters—such as the 9/11 terrorist attacks, the response to Hurricane Katrina, and the 2008 financial crisis—are linked to our constitutional system. This leads him to pose the question of whether the government institutions we have inherited from the eighteenth century are poor fits for contemporary times.

Griffin argues that understanding the decline of trust in government requires investigating the historical circumstances of the last several decades as well as the constitutional experience of the states. In particular, he examines “hybrid democracy,” the form of constitutionalism prevailing in California and other western states that combines Madisonian-style representative government with direct democracy. Hybrid democracy offers valuable lessons relevant to our contemporary difficulties with dysfunctional government at the national level. These lessons underpin the agenda for reform that Griffin then proposes, emphasizing democratic innovations aimed at producing both more effective government and greater trust in our political institutions. Building on a better understanding of the sources and consequences of government dysfunction, his book holds genuine hope, as well as practical possibilities, for the repair of our broken political and constitutional system.

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### Editorial Review

#### Review

"The root causes of government dysfunction, Stephen Griffin explains in this elegant book, lie not in polarization but in the breakdown of trust in American government. *Broken Trust* is an important and original discussion of our nation's problems—and how we might find a path toward solving them."—**Jack M. Balkin**, Knight Professor of Constitutional Law and the First Amendment at Yale Law School "It has become conventional wisdom that American government has entered a period of dysfunction. In this lively and important new book, one of our leading constitutional scholars offers a fresh diagnosis and prognosis, arguing that many of the problems stem from our constitutional structure and that the answer lies in adapting certain state-level constitutional innovations to the federal government. Anyone interested in the workings of American government will want to read and wrestle with Griffin's work."—**Josh Chafetz**, author of *Democracy's Privileged Few: Legislative Privilege and Democratic Norms in the British and American Constitutions* "Stephen Griffin has written the contemporary counterpart to Madison's *Vices of the Political System of the United States*. His acute diagnosis of the political ills afflicting American constitutional politics, their causes and their cures is as vital to continued American constitutional development as Madison's observations were in 1787."—**Mark A. Graber**, author of *A New Introduction to American Constitutionalism*

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Stephen M. Griffin is W. R. Irby Chair and Rutledge C. Clement, Jr. Professor in Constitutional Law, Tulane Law School. He is the author of *American Constitutionalism: From Theory to Politics and Long Wars and the Constitution*.

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