



Judicial Action Group Foundation

The Constitution & the Courts: A Quick Primer

Understanding the role of the judiciary is
key to preserving liberty and restoring our
constitutional foundation.



The Constitution and *The Courts*: A Quick Primer

Understanding The Role Of The Judiciary Is Key To Preserving Liberty And Restoring Our Constitutional Foundation. This Guide Outlines How America's Legal System Was Designed To Function, What Went Wrong, And How You Can Help Advocate For A Return To Original Intent.

The Original Role Of The Judiciary

Constitutional Basis: Article III Of The U.S. Constitution Establishes The Judicial Branch.

Limited Power: The Founders Designed The Courts To Interpret, Not Create Law. The Judiciary Was To Be The Least Powerful Of The Three Branches.

Accountability: Judges Were Expected To Be Impartial, Uphold The Law, And Operate Under The Authority Of The Constitution.

What Is Original Intent?

Definition: The Principle That Judges Should Interpret The Constitution Based On Its Meaning At The Time It Was Written.

Why It Matters: Originalism Limits Judicial Activism, Preserves Democratic Processes, And Respects The Role Of The Legislature.

Key Quote: "The Constitution Means What It Meant When It Was Adopted." — Justice Antonin Scalia

Judicial Activism Vs. Judicial Restraint

Judicial Activism

Judges Make New Laws Through Rulings

Based On Evolving Views Or Outcomes

Undermines Democratic Processes

Judicial Restraint

Judges Interpret Existing Laws And Defer To The Constitution

Based On Original Meaning And Precedent

Respects Separation Of Powers

Key Cases In Judicial Overreach

Roe V. Wade (1973): Invented A Constitutional Right To Abortion Without Constitutional Text.

Obergefell V. Hodges (2015): Rewrote Marriage Law, By Passing State Legislatures.

Modern Implication: Judicial Decisions Often Expand Government Power And Redefine Rights Without Public Consent

Why It Matters Today

- Judicial Rulings Affect Religious Liberty, Family, Education, Speech, And Life.
- Judges Often Serve For Life. One Appointment Can Shape Law For Decades.
- Citizens Must Understand, Pray For, And Hold The Judiciary Accountable.

What You Can DO

Pray: Use our website & resources to intercede for judicial leaders.

Educate: Share this resource with your church, group, or school.

Engage: Follow The Judicial Action Group Foundation to stay informed on judicial nominations, rulings, and action opportunities.

Want to Keep Praying?

Access Additional Resources at: www.jagf.org