Contents

Preface and Acknowledgments	ix
Introduction: The Fall of the Roman Republic and the Rise of Constitutional Thought	Ι
PART I: Inchoate Constitutionalism in the Late Roman Republic	23
1. "Not Some Piece of Legislation": The Roman Concept of Constitution	27
 Infinite Power? Emergencies and Extraordinary Powers in Constitutional Argument "The Sole Bulwark of Liberty": Constitutional Rights at Rome 	63
PART II: A Hierarchy of Laws: Roman Constitutional Theory	147
4. Cicero and the Legitimacy of Political Authority	149
5. Greek vs. Roman Constitutional Thought	191
PART III: The Limits of Virtue: The Roman Contribution to Political Thought	239
6. The Roman Republic as a Constitutional Order from the Principate to the Renaissance	241

Contents

7. Neo-Roman Interlude: Machiavelli and the Anti-Constitutional	
Tradition	260
8. Jean Bodin and the Fall of the Roman Republic	278
Epilogue: Constitutional Republicanism, the "Cant-Word" Virtue and the American Founding	303
Bibliography	343
General Index	373
Index Locorum	403