

FEDERALIST #39

A REPUBLIC?

YES

NO

→ STOP!

NOT DEFENSIBLE

NAME ALONE NOT ENOUGH

DOES IT DERIVE ITS POWERS DIRECTLY OR INDIRECTLY FROM THE GREAT BODY OF THE PEOPLE?

SEE EXAMPLES LISTED IN #39

YES

NO

→ STOP!

IS IT ADMINISTERED BY PERSONS FOR A LIMITED TIME OR DURING GOOD BEHAVIOR?

YES

NO

→ STOP!

DOES IT CONFORM TO STATE EXAMPLES?

YES

NO

→ STOP!

NATIONAL?

FEDERAL?

BOTH?

RATIFICATION - STATE BY STATE → **FEDERAL**

HOUSE OF REPRESENTATIVES - DERIVES POWER FROM **NATIONAL**

SENATE - DERIVES POWER FROM STATES ^{PEOPLE} → **FEDERAL**

PRESIDENT → **BOTH**

OPERATION OF GOVERNMENT - OPERATES ON INDIVIDUALS **N**

EXTENT OF POWER - ENUMERATED, LIMITED **FEDERAL**

AMENDMENTS - NEITHER WHOLLY FEDERAL OR NATIONAL → **BOTH**