

Capital Punishment: A Christian View and Biblical Perspective

Kerby Anderson provides a biblical worldview perspective on capital punishment. He explores the biblical teaching to help us understand how to consider this controversial topic apply Christian love and biblical principles.

Should Christians support the death penalty? The answer to that question is controversial. Many Christians feel that the Bible has spoken to the issue, but others believe that the New Testament ethic of love replaces the Old Testament law.

Old Testament Examples

Throughout the Old Testament we find many cases in which God commands the use of capital punishment. We see this first with the acts of God Himself. God was involved, either directly or indirectly, in the taking of life as a punishment for the nation of Israel or for those who threatened or harmed Israel.

One example is the flood of Noah in Genesis 6-8. God destroyed all human and animal life except that which was on the ark. Another example is Sodom and Gomorrah (Gen. 18-19), where God destroyed the two cities because of the heinous sin of the inhabitants. In the time of Moses, God took the lives of the Egyptians' first-born sons (Exod. 11) and destroyed the Egyptian army in the Red Sea (Exod. 14). There were also punishments such as the punishment at Kadesh-Barnea (Num. 13-14) or the rebellion of Korah (Num. 16) against the Jews wandering in the wilderness.

The Old Testament is replete with references and examples of God taking life. In a sense, God used capital punishment to deal with Israel's sins and the sins of the nations

surrounding Israel.

The Old Testament also teaches that God instituted capital punishment in the Jewish law code. In fact, the principle of capital punishment even precedes the Old Testament law code. According to Genesis 9:6, capital punishment is based upon a belief in the sanctity of life. It says, "Whoever sheds man's blood by man his blood shall be shed, for in the image of God, He made man."

The Mosaic Law set forth numerous offenses that were punishable by death. The first was murder. In Exodus 21, God commanded capital punishment for murderers. Premeditated murder (or what the Old Testament described as "lying in wait") was punishable by death. A second offense punishable by death was involvement in the occult (Exod. 22; Lev. 20; Deut 18-19). This included sorcery, divination, acting as a medium, and sacrificing to false gods. Third, capital punishment was to be used against perpetrators of sexual sins such as rape, incest, or homosexual practice.

Within this Old Testament theocracy, capital punishment was extended beyond murder to cover various offenses. While the death penalty for these offenses was limited to this particular dispensation of revelation, notice that the principle in Genesis 9:6 is not tied to the theocracy. Instead, the principle of *Lex Talionis* (a life for a life) is tied to the creation order. Capital punishment is warranted due to the sanctity of life. Even before we turn to the New Testament, we find this universally binding principle that precedes the Old Testament law code.

New Testament Principles

Some Christians believe that capital punishment does not apply to the New Testament and church age.

First we must acknowledge that God gave the principle of

capital punishment even before the institution of the Old Testament law code. In Genesis 9:6 we read that "Whoever sheds man's blood by man his blood shall be shed, for in the image of God, He made man." Capital punishment was instituted by God because humans are created in the image of God. The principle is not rooted in the Old Testament theocracy, but rather in the creation order. It is a much broader biblical principle that carries into the New Testament.

Even so, some Christians argue that in the Sermon on the Mount Jesus seems to be arguing against capital punishment. But is He?

In the Sermon on the Mount, Jesus is not arguing against the principle of a life for a life. Rather He is speaking to the issue of our personal desire for vengeance. He is not denying the power and responsibility of the government. In the Sermon on the Mount, Jesus is speaking to individual Christians. He is telling Christians that they should not try to replace the power of the government. Jesus does not deny the power and authority of government, but rather He calls individual Christians to love their enemies and turn the other cheek.

Some have said that Jesus set aside capital punishment in John 8 when He did not call for the woman caught in adultery to be stoned. But remember the context. The Pharisees were trying to trap Jesus between the Roman law and the Mosaic law. If He said that they should stone her, He would break the Roman law. If He refused to allow them to stone her, He would break the Mosaic law (Lev. 20:10; Deut. 22:22). Jesus' answer avoided the conflict: He said that he who was without sin should cast the first stone. Since He did teach that a stone be thrown (John 8:7), this is not an abolition of the death penalty.

In other places in the New Testament we see the principle of capital punishment being reinforced. Romans 13:1-7, for example, teaches that human government is ordained by God and that the civil magistrate is a minister of God. We are to obey

government for we are taught that government does not bear the sword in vain. The fact that the Apostle Paul used the image of the sword further supports the idea that capital punishment was to be used by government in the New Testament age as well. Rather than abolish the idea of the death penalty, Paul uses the emblem of the Roman sword to reinforce the idea of capital punishment. The New Testament did not abolish the death penalty; it reinforced the principle of capital punishment.

Capital Punishment and Deterrence

Is capital punishment a deterrent to crime? At the outset, we should acknowledge that the answer to this question should not change our perspective on this issue. Although it is an important question, it should not be the basis for our belief. A Christian's belief in capital punishment should be based upon what the Bible teaches not on a pragmatic assessment of whether or not capital punishment deters crime.

That being said, however, we should try to assess the effectiveness of capital punishment. Opponents of capital punishment argue that it is not a deterrent, because in some states where capital punishment is allowed the crime rate goes up. Should we therefore conclude that capital punishment is not a deterrent?

First, we should recognize that crime rates have been increasing for some time. The United States is becoming a violent society as its social and moral fabric breaks down. So the increase in the crime rate is most likely due to many other factors and cannot be correlated with a death penalty that has been implemented sparingly and sporadically.

Second, there is some evidence that capital punishment is a deterrent. And even if we are not absolutely sure of its deterrent effect, the death penalty should be implemented. If it is a deterrent, then implementing capital punishment certainly will save lives. If it is not, then we still will

have followed biblical injunctions and put convicted murderers to death.

In a sense, opponents of capital punishment who argue that it is not a deterrent are willing to give the benefit of the doubt to the criminal rather than to the victim. The poet Hyman Barshay put it this way:

The death penalty is a warning, just like a lighthouse throwing its beams out to sea. We hear about shipwrecks, but we do not hear about the ships the lighthouse guides safely on their way. We do not have proof of the number of ships it saves, but we do not tear the lighthouse down.”(1)

If capital punishment is even a potential deterrent, that is a significant enough social reason to implement it.

Statistical analysis by Dr. Isaac Ehrlich at the University of Chicago suggests that capital punishment is a deterrent.(2) Although his conclusions were vigorously challenged, further cross- sectional analysis has confirmed his conclusions.(3) His research has shown that if the death penalty is used in a consistent way, it may deter as many as eight murders for every execution carried out. If these numbers are indeed accurate, it demonstrates that capital punishment could be a significant deterrent to crime in our society.

Certainly capital punishment will not deter all crime. Psychotic and deranged killers, members of organized crime, and street gangs will no doubt kill whether capital punishment is implemented or not. A person who is irrational or wants to commit a murder will do so whether capital punishment exists or not. But social statistics as well as logic suggest that rational people will be deterred from murder because capital punishment is part of the criminal code.

Capital Punishment and Discrimination

Many people oppose capital punishment because they feel it is discriminatory. The charge is somewhat curious since most of the criminals that have been executed in the last decade are white rather than black. Nevertheless, a higher percentage of ethnic minorities (African-American, Hispanic-American) are on death row. So is this a significant argument against capital punishment?

First, we should note that much of the evidence for discrimination is circumstantial. Just because there is a higher percentage of a particular ethnic group does not, in and of itself, constitute discrimination. A high percentage of whites playing professional ice hockey or a high percentage of blacks playing professional basketball does not necessarily mean that discrimination has taken place. We need to look beneath the allegation and see if true discrimination is taking place.

Second, we can and should acknowledge that some discrimination does take place in the criminal justice system. Discrimination takes place not only on the basis of race, but on the basis of wealth. Wealthy defendants can hire a battery of legal experts to defend themselves, while poor defendants must rely on a court-appointed public attorney.

Even if we acknowledge that there is some evidence of discrimination in the criminal justice system, does it likewise hold that there is discrimination with regard to capital punishment? The U.S. Solicitor General, in his amicus brief for the case *Gregg vs. Georgia*, argued that sophisticated sociological studies demonstrated that capital punishment showed no evidence of racial discrimination.⁽⁴⁾ These studies compared the number of crimes committed with the number that went to trial and the number of guilty verdicts rendered and found that guilty verdicts were consistent across racial boundaries.

But even if we find evidence for discrimination in the criminal justice system, notice that this is not really an argument against capital punishment. It is a compelling argument for reform of the criminal justice system. It is an argument for implementing capital punishment carefully.

We may conclude that we will only use the death penalty in cases where certainty exists (e.g., eyewitness accounts, videotape evidence). But discrimination in the criminal justice system is not truly an argument against capital punishment. At its best, it is an argument for its careful implementation.

In fact, most of the social and philosophical arguments against capital punishment are really not arguments against it at all. These arguments are really arguments for improving the criminal justice system. If discrimination is taking place and guilty people are escaping penalty, then that is an argument for extending the penalty, not doing away with it. Furthermore, opponents of capital punishment candidly admit that they would oppose the death penalty even if it were an effective deterrent.⁽⁵⁾ So while these are important social and political issues to consider, they are not sufficient justification for the abolition of the death penalty.

Objections to Capital Punishment

One objection to capital punishment is that the government is itself committing murder. Put in theological terms, doesn't the death penalty violate the sixth commandment, which teaches "Thou shalt not kill?"

First, we must understand the context of this verse. The verb used in Exodus 20:13 is best translated "to murder." It is used 49 times in the Old Testament, and it is always used to describe premeditated murder. It is never used of animals, God, angels, or enemies in battle. So the commandment is not teaching that all killing is wrong; it is teaching that murder

is wrong.

Second, the penalty for breaking the commandment was death (Ex.21:12; Num. 35:16-21). We can conclude therefore that when the government took the life of a murderer, the government was not itself guilty of murder. Opponents of capital punishment who accuse the government of committing murder by implementing the death penalty fail to see the irony of using Exodus 20 to define murder but ignoring Exodus 21, which specifically teaches that government is to punish the murderer.

A second objection to capital punishment questions the validity of applying the Old Testament law code to today's society. After all, wasn't the Mosaic Law only for the Old Testament theocracy? There are a number of ways to answer this objection.

First, we must question the premise. There is and should be a relationship between Old Testament laws and modern laws. We may no longer be subject to Old Testament ceremonial law, but that does not invalidate God's moral principles set down in the Old Testament. Murder is still wrong. Thus, since murder is wrong, the penalty for murder must still be implemented.

Second, even if we accept the premise that the Old Testament law code was specifically and uniquely for the Old Testament theocracy, this still does not abolish the death penalty. Genesis 9:6 precedes the Old Testament theocracy, and its principle is tied to the creation order. Capital punishment is to be implemented because of the sanctity of human life. We are created in God's image. When a murder occurs, the murderer must be put to death. This is a universally binding principle not confined merely to the Old Testament theocracy.

Third, it is not just the Old Testament that teaches capital punishment. Romans 13:1-7 specifically teaches that human government is ordained by God and that we are to obey government because government does not bear the sword in vain.

Human governments are given the responsibility to punish wrongdoers, and this includes murderers who are to be given the death penalty.

Finally, capital punishment is never specifically removed or replaced in the Bible. While some would argue that the New Testament ethic replaces the Old Testament ethic, there is no instance in which a replacement ethic is introduced. As we have already seen, Jesus and the disciples never disturb the Old Testament standard of capital punishment. The Apostle Paul teaches that we are to live by grace with one another, but also teaches that we are to obey human government that bears the sword. Capital punishment is taught in both the Old Testament and the New Testament.

Notes

1. Hyman Barshay, quoted in "On Deterrence and the Death Penalty" by Ernest van den Haag, *Journal of Criminal Law, Criminology and Police Science* no. 2 (1969).

2. Isaac Ehrlich, "The Deterrent Effect of Capital Punishment: A Question of Life and Death," *American Economic Review*, June 1975.

3. *Journal of Legal Studies*, January 1977; *Journal of Political Economy*, June 1977; *American Economic Review*, June 1977.

4. Frank Carrington, *Neither Cruel nor Unusual: The Case for Capital Punishment* (New Rochelle, N.Y.: Arlington, 1978), 118.

5. Further discussion of these points can be found in an essay by Ernest van den Haag, "The Collapse of the Case Against Capital Punishment," *National Review*, 31 March 1978, 395-407.

A more complete discussion of capital punishment can be found in chapter 10 of *Living Ethically in the 90s* (Wheaton, Ill.: Victor, 1990), available from Probe Ministries.

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Law and Grace: Combating the American Heresy of Pelagianism

The American Church has fallen under the error of Pelagianism. Law and Grace do not represent two plans of God, but two phases of the same plan of redemption: preparation and fulfillment.

“For the Law was given through Moses; grace and truth were realized through Jesus Christ.” (John 1: 17, NASB)

A young college student once told me that a pastor’s son argued with him that no religion—and especially not Christianity—was about faith in any God, but rather the good works that we do for others. Christianity, so the preacher’s boy said, concerned doing to others what we would have done to us; it does not even matter if God exists or not, only the good we do for people counts—philanthropy, morality and being a good person matters most, not faith in Jesus Christ as the Son of God.

What the young theologian argued was that all religions are basically the same. They are moralistic^[1], which means they inspire people to do good works and that any metaphysical aspect, such as who God is or what he may have done for humanity is irrelevant. Similarly, we often hear that people choose to do evil and that they are not born that way, it is the environment that makes us corrupt—that we are not corrupt by nature.

This all sounds like common sense, but amounts to a denial of the central Christian belief in salvation by grace through faith alone. If we are not sinners by nature but only by choice then we can conceivably make more good choices than evil ones in order to redeem ourselves and then there would be

no need for faith or a savior. Good works and keeping either the internal law of conscience or the old Mosaic Law would suffice.

Salvation by Grace Through Faith Alone

Salvation by grace through faith provides the great distinctive of the Christian faith compared to the other world religions. In contrast, the monotheistic religions Islam and Judaism both present a path of works salvation through obeying either the Torah or the Qur'an. The pantheistic religions, like Buddhism and Hinduism, believe in a rigorous path of enlightenment. While they subscribe to a unique theological heritage and may even be saved, many within the Christian sphere tend to under-appreciate and even unintentionally deny God's free and eternal gift of salvation through a well-meaning but misdirected emphasis on the Mosaic Code, also called the Law (or the Ten Commandments) or other moral and legal codes that operate in a similar fashion, as measuring sticks for salvation.

Christians continually misunderstand and misuse the Law, thus placing themselves and others in bondage to a *de facto* works salvation mentality. The Apostle Paul argued that we did not begin with the Spirit in our salvation only to be perfected by "the flesh" in the works of the Law (Galatians 3: 3). Paul repeatedly identified legalism as a work of the flesh or sinful human nature and worldliness. He spoke of "the elemental principles of the world" (Galatians. 4: 3 and Col. 2: 8, 20) not as secularism, or so called "worldly" practices such as dancing, smoking or movie attendance, as Christians do today. Rather, worldliness according to these passages was the religiosity of the Judaizing heresy that imposed legal restrictions on believers such as circumcision (as seen in *Galatians*) or dietary restrictions, festivals and Sabbath observance or angel worship (in *Colossians*). Paul rejected his great religious inheritance, status and fame as a Pharisee,

considering it all a work of the flesh, so that his righteousness would not derive from the Law, but from Christ (Philippians 3: 1–9). Religious legalism represents as great a threat to grace in the New Testament than any libertine license for sin.

Works salvation indicates a profound insecurity concerning individual freedom in the world's religions and a desire to impose an authoritarian structure. Christians are not guiltless either, as they harbor the same tendencies to impose the Mosaic Code or some form of it on Christians and non-Christians alike. For example, Torah Observant Christians, *Reconstructionism*, *Theonomy*, and *Covenant Theology* all hold to a continuity between law and grace that brings Christians back under the legal and moral requirements of the Mosaic Code. The persistence of Christians who want to commit themselves to the Law, even after 2000 years of Christian history, indicates the Church's misunderstanding of the role of the Law after Christ and the Church's uneasiness with its own belief in grace.

The Role of the Law Today: Instructive, *not* Operative

Preachers and theologians are known to say "We are still under the 10 Commandments" or "The moral law is still in effect, but the rest has been fulfilled by Christ." Although, these explanations offer some guidance on what to do with the 800 pound gorilla in the room— with the theology of grace—they ultimately cannot avoid inconsistencies either with the Law or with the New Testament principle of grace, God's unconditional love.

The Mosaic Law was given to Israel on Mount Sinai as their Constitution and guide to holiness; it was never capable of bringing eternal salvation, but served as a teacher to the preservation of Israel in the Promised Land while demonstrating God's righteous character. It was a temporary

operating system, so to speak, that was necessary in order to display human sinfulness and point to humanity's need for grace. But, crucially, it was destined to pass away or be retired once the plan of God came to fruition in the Life of Christ (Galatians 3). It showed only humanity's guilt, yet foreshadowed in its practices the promise of God's ultimate work of grace (Hebrews 8: 5; 10: 1). Once grace arrived in the work of Christ, the Law was no longer necessary (Hebrews 8: 6). The Law only pointed to human need for grace or the presence of sin. The Law shows people their unrighteousness. God demonstrates his mercy only after explaining and portraying his righteousness. God gives the Law first to demonstrate sin and *then* sends his Son to reveal His love and grace.

The Mosaic Law functions similarly to natural law or general revelation in demonstrating humanity's need for God, the absence of God from the human heart (Romans 1 & 2). The Law and general revelation both perform a preparatory role: either telling humanity it does not know God, as with general revelation, or revealing humanity's sin, as with the Law (Romans 3). They give no saving knowledge, but function only to condemn and never to save. Law and Grace do not represent two plans of God, but two phases of the same plan of redemption: preparation and fulfillment.

One Law, Indivisible, With Grace for All

There is only one Law, which must be accepted as a whole. The unity of the Law applies equally to either its total fulfillment in Christ or to the possibility that the Law remains operative after Christ. The Law cannot be subdivided into different sections such as moral, ceremonial and civil that were applicable before Christ and those sections still applicable after Christ. Any theological approach to the Law that states its partial effectiveness misunderstands the unity of the Law and the work of Christ that has already fulfilled

the Law in its entirety. One either keeps the whole Law or does not (Galatians 3: 10; James 2: 10; Matthew 5: 19; Deuteronomy 27: 1; 28: 1; 30: 8). Likewise, either Christ fulfilled the Law or he did not. Nowhere in the New Testament does it say the Law was partially fulfilled in Christ, leaving the Church to fulfill the rest. A change in one aspect of the Law, such as the Old Testament Priesthood, necessitates the inauguration of a new law and not merely a partial change in the old law (Hebrews 7: 12). Paul argued against the *Judaizers*, who imposed legal restrictions on Christians, that if they accepted one part of the Law they were “under obligation to keep the whole Law” (Galatians 5: 3).

Any return to the Law rejects faith in Christ and even creates a hindrance to the progression of the plan of God in history. The Book of Hebrews gives a dire warning to all who return to these former elements: “For if we go on sinning willfully after we receive the knowledge of the truth, there no longer remains a sacrifice for sins, but a certain terrifying expectation of judgment.... Anyone who set aside the Law of Moses dies without mercy on the testimony of two or three witnesses. How much more severe punishment do you think he will deserve who has trampled underfoot the Son of God, and has regarded as unclean the blood of the covenant by which he was sanctified and has insulted the spirit of grace?” (Hebrews 10: 26–29).

Does Retirement of the Law Mean God Changed?

The problem many express with notion of the Law’s retirement is based on this conclusion: God cannot change, so how can He, in effect, repeal his own law? The Law was given in order to maintain Israel as a separate people who would act as a conduit through whom God would send his Messiah to reach the whole world. “When the fullness of time came, God sent forth His Son, born of a woman, born under the Law” (Galatians 4:

4). *The Law was by its very nature temporary and conditional to Israel as an operative system in the history of God's plan of universal redemption.* Once the Law and Israel achieved their purposes, or were “fulfilled” in Christ they became obsolete (Hebrews 8: 13). The Law had an expiration date, a shelf life that only lasted until Messiah arrived. The Law played a preparatory role for the coming of Christ; it never had the power to save, but only to condemn in identifying and demonstrating human sin and inadequacies. Its function was to ready mankind for salvation. The Law is good and holy, but it is also obsolete and incomplete (Romans 7; Galatians 3).

Good News! The Law is Fulfilled in Christ

The Law was not abolished, repealed or revamped in any way in the new age of grace. Jesus himself says that he did not come to destroy [*katalyō*] or subvert the Law, but to fulfill [*plēroō*] it (Matthew 5: 17), which means to complete, to finish, accomplish or expire. Paul repeats Jesus' declaration by stating that “Christ is the end [*telos*] of the law,” meaning he is the termination or conclusion of it (Romans 10: 4). Jesus does not change the Law nor add to it which he himself admonishes against (Matthew 5: 17–19). The Law was fulfilled in Christ, meaning he met all of its requirements and standards as well as the subsequent punishments for failure. He lived the Law for humanity, keeping it perfectly as our representative before God, and died for all of us, meeting its requisite punishment for sin. Jesus' last words on the cross “It is finished [*teleō*]” (John 19: 30), marks the completion and fulfillment of the Law and effectively completes all of its requirements, obligations or demands for us. Any attempt to place believers back under the Law, even partially, amounts to a rejection of the work of Christ. “You have been severed from Christ, you who are seeking to be justified by law; you have fallen from grace” (Galatians 5: 4).

The Law is no longer operative because all its demands were satisfied. Its expiration date has matured and it is no longer in effect since the death of Christ. The Law then has no direct application in the new age of grace. The Law is to the Church what the *Articles of Confederation* is to the United States. They serve great historical value in providing a history that led to the creation of the U.S. Constitution and contain pertinent principles of government decentralization to learn from—but no one is obligated to abide by them any longer. As a system of government it has been retired. The Mosaic Law, like the *Articles of Confederation*, today serves a strictly instructive role; it retains an honorary position as *system emeritus*.

Although, the Law as a binding system has been retired in the plan of God's redemption, it serves an important role in the advice and instruction readers learn from it. The Law offers examples of righteousness and models of holiness. Paul noted that "whatever was written in earlier times was written for our instruction" (Romans 15: 4). He adds that the history of Israel serves as an example of learning for the Church today (I Corinthians 10: 6) and that "All Scripture is ...profitable for teaching ... and for training in righteousness" (I Timothy 3: 16). The Church looks back to the Law for guidance and for the meaning of holiness and righteousness, but never applies the Law in the same way as Israel did as a civil nation. The New Testament writers use the Law as examples of righteousness in the reiteration of the Ten Commandments (Romans 13: 8–10; James 2: 8–11). The Law must be used "lawfully" (I Timothy 1: 8) as instruction and not as a binding operating system.

To argue for subdivision in the Law such as ceremonial, dietary, moral, sacrificial, etc., in essence denies the Law's instructive capacities today. The Law is either obsolete in its entirety or it is operative in its entirety and if it is obsolete yet still instructive, it is instructive in its entirety today. The Law has not been abrogated, as if God

somehow made a mistake. Again it was fulfilled, and hence has accomplished its purpose; its *telos* and reason for existence has been realized. The Law was then retired; it serves now only to instruct in righteousness and to demonstrate sinfulness.

The Law never comes to the Church today unmodified from its original context in ancient Israel. If the so-called “moral law” was binding, then its enforcement and punishment must also be binding. Partial Law advocates must change the meaning of the Law to make it palatable. Every system that adopts an operative role for the Law modifies it to some extent through illegitimately subdividing the Law into convenient sections, in a clear case of selective morality, where only some principles from a given system are conveniently chosen and partially applied through abandoning its original meaning and context to fit a contemporary understanding. For example, Sabbath observance is now on Sunday instead of Saturday or the commandment against adultery applying to a monogamous Christian context instead of its original Hebrew polygamous one.

Without enforcement of the Law there is, in reality, no Law. The Church cannot honestly say it is somehow under the obligations of the Law if also does not keep its enforcement. This is where the entire operative approach to the Law breaks apart into utter incoherence in relation to the New Testament principle of grace. The penalty for most infractions against the Law was death by stoning and was often administered by a civil and religious authority (Deuteronomy 17). Since the Church does not inherit Israel’s civil authority, enforcement of the Mosaic Law becomes impossible [\[21\]](#). (See my article on the prophetic voice of the Church [here](#).)

As the premiere Law of all time, greater than the Code of Hammurabi, greater than the Qur’an, greater than Roman law (Galatians 3:21), the Mosaic Law offers itself as instruction and example for individual morality and civil society, but

requires no uncontestable obligation regarding its adoption and enforcement. The Law ceases to be a legalistic code that must be enforced to the letter upon pain of death. Instead, it *speaks* as the Word of God. *It now brings life instead of death.* In Christ “the ministry of death” transforms into “the ministry of the Spirit” and life” (2 Corinthians 3).

A New Commandment

Though the Law was fulfilled, accomplished and expired in Christ, and its requirements and penalties no longer directly apply today. This does not mean the Church lives lawlessly and without moral standards. The fulfillment of the Law in Christ means the fulfillment of the Law in his Body, the Church. Jesus and both the Apostles Paul and James stated that the commandment of love fulfills the Law (Matthew 22: 37–40; Mark 12: 29–31; Romans 13: 8–10; Galatians 5: 14; James 2: 8). “Love ... is the fulfillment [*plērōma*] of the Law” (Romans 13: 10) The Church, as well as Christ, bring a completion and conclusion to the Law. Jesus left the Church with a new commandment of love that fulfills the old Law. Just as the old Law marked the distinction of Israel as a holy people from the rest of the pagan nations (Deuteronomy 28: 1–2), so the new commandment of love distinguishes the Church from a hostile world system: “A new commandment I give to you, that you love one another, even as I have loved you, that you also love one another. By this all men will know that you are my disciples, if you have love for one another” (John 14: 34, 35).

The old Law was not a failure, so that God had to begin again with a New Commandment of Love. The Law was as Paul said, “weak ... through the flesh,” (Romans 8: 3), meaning it was simply incapable of producing anything other than the recognition of sin and condemnation (Romans 7: 7–13). It could never save and transform humanity. For that purpose God sent his Son and “condemned sin ...in order that the requirement of the Law might be fulfilled [*plēroō*, completed, finished or

accomplished] in us who do not walk according to the flesh [sinful human nature] but according to the Spirit” (Romans 8: 4).

Because believers now have the Holy Spirit, they are new creations (2 Corinthians 5: 17) and the Law is accomplished in them. This does not mean Christians live perfectly as Christ did, but that there are no moral or legal requirements that they must meet as a sign of their acceptance by God; instead of living up to a standard, they live out of the sufficiency of Christ. They are guided by the Holy Spirit to accomplish the New Commandment of Love, also called “the law of the Spirit” (Romans 8: 2), “the law of faith” (Romans 3: 27), “the law of Christ” (Galatians 6: 2) and “the royal law” (James 2: 8), reflecting the image of God in Christ. *Jesus did not leave a legal code to regulate every aspect of life, like Moses; instead he gave the Church an orientation of love and freedom.* Law compels obedience through fear of punishment. It dominates the individual’s will so that his choices are not his own. Grace inspires obedience through the revelation of God’s love; “the goodness of God leads to repentance” (Romans 2: 4). Law is for the immature or those who cannot act responsibly without it. They need to be told what to do in external and institutional codes. Grace is for the mature who act according to the Law of the Spirit or the spirit of the Law residing internally in every believer. They live by the Spirit at a higher standard of personal accountability to God and not according to the letter of the Law (Matthew 19). Law is for the lawless, not the righteous (I Tim 5: 5-10).

The Internal Law of the Spirit

The Law of the Spirit expresses the fulfillment of the Old Testament promise that the Law will be written on the hearts of God’s people in a new covenant after God fills them with his Spirit and forgives their sin (Jeremiah 31: 31–34; Ezekiel 36: 24–27; Hebrews 8: 7–13; 12: 24). Believers are not

accountable to the Law, but may approach God through Jesus Christ, the Great High Priest and Mediator between God and man (I Timothy 2: 5; Hebrews 4: 14; 7: 18-19). Grace supplies believers with a greater righteousness and accessibility directly to God, in contrast to the Law of Moses, because as grace fulfills all the requirements of the Law, it also provides both personal transformation and purity of heart through faith. It is not enough to simply *not* commit murder or adultery. One must not harbor hate or lust also (Matthew 5). The Law—is now internalized in believers through the Holy Spirit.

The new Law of the Spirit (i.e., the Law of Love) continues where the old Law left off. But this new law is different from the old because it can only be accepted by faith, a committed trust in the unseen Word of God (2 Corinthians 4: 16–5:7; Hebrews 11: 1–12: 3) as a gift of God's grace, which makes the old Law a law of works, not a law of faith (Romans 3: 27). Abraham understood that “the just shall live by faith” (Romans 1:17). Anyone living righteously knew it even when they were under the Law—that keeping the Law was impossible, requiring grace (Romans 4). The Law required moral and legal perfection, complete and total obedience or works, requiring human effort in order to achieve acceptance with God. Any attempt to work one's way back to God on the basis of keeping the Law disqualifies one from salvation by grace through faith (Romans 3–5). “I do not nullify the grace of God; for if righteousness comes through the Law, then Christ died needlessly” (Galatians 2: 21).

Christians are not justified by grace through faith, only to be sanctified by works either the works of the Law or any other code of conduct. Theologically, Evangelicals typically divide the term salvation into three stages: *justification*, a positional salvation that can never be revoked; *sanctification*, a lifestyle that reflects justification, and *glorification*, the end result of salvation when believers are

restored to the complete image of God in the *eschaton*[\[3\]](#). The Church often struggles the most with the middle stage of sanctification, asserting the need for a code of conduct as many Evangelicals do or even a sacramental merit system as Roman Catholics accept that measures the believer's progress and growth towards Christlikeness. Although most Evangelicals will hotly deny that they are setting up a new works salvation system in their codes, the practical effects are the same: justification is by faith and sanctification is by works.

The Ontology of Salvation

Grace represents a temporal discontinuity in the plan of God within an overall eternal continuity. The coming of Christ was a radical disruption in the nature of things (ontology) and punctuated history with grace. The new age of grace, only foreshadowed and hoped for in the previous time, was always in view in God's plan of redemption. But until the coming of Christ there was no tangible mechanism to dispense Grace to humanity. Law never acts as a means of salvation, even if there was someone who kept it perfectly, such as Saul of Tarsus (Philippians 3: 6) .

Good behavior does not eradicate the guilt of original sin, simply doing more good works to outweigh our evil ones will do nothing to accomplish salvation, which is the whole substance of the ancient debate between law and grace from Jesus and the Pharisees, to Paul and the Judaizers, to Augustine and Pelagius to the Reformers and the Catholics. It manifests today in the Free Grace Gospel versus Lordship Salvation position as well as the numerous attempts to reassert the principle of law in the Church to act as a hedge against *antinomianism* and moral *libertinism*.

The human condition remains so stricken with sin that only a divine intervention will save people from condemnation. No amount of good deeds—even if they were perfect—could erase the curse of sin inherited from the First Adam (Romans 5: 12–21).

Salvation must be ontological and not simply moral. There must be a change in *being* and not merely a change in *doing*. This means there must be a change in the spiritual condition of people and not simply a moral or behavioral change. God does not forgive sin without compensation for sin. Salvation requires more than just a divine act of will to rescue humanity, which then translates to morality and law (or contemporary manifestations of *moralism* and *legalism*). This bears out in the New Testament in the struggle between law and grace or works and faith. One position focuses on *ontology* (the transformation of the spiritual condition or essence) and the other on morality (human effort or works). Salvation focuses on either God or man; either God saves humanity by grace or humanity contributes through its merits to its own forgiveness and restoration.

Human nature tends to self-righteousness and belief in its own ability to earn the grace of God expressed in morality and law, or what Paul called “works.” Morality means the choices people make based on what they think is right or wrong. Law, that is “Policy” in human terms, is the morality of a few people enforced on the majority, through institutional and legally binding codes of behavior. The modern world has adopted a humanistic perspective that sees humanity as preeminent, not God; it has abandoned ontology and metaphysics.[\[4\]](#) In lieu of metaphysics, the modern world uses morality and law as a guide to life; it creates an understanding of God in its own moral image as glorified law-giver and not the Spirit who changes hearts, minds and lives. Thus Christianity and all religion are reduced to morality as opposed to faith, which is irrelevant to the modern world.

Christianity appears increasingly moralistic and legalistic where a code of behavior replaces living faith in God. This manifests in everything from health and eating rules and dress codes, to Prohibition and club or church membership; middle

class family values become identical with Christianity: ideals such as a high work ethic, patriotism, and belief in *Christian America*. Voting becomes a sacred duty, keeping the Ten Commandments becomes emphasized, along with political activism, and so forth. None of these are bad, but they are never a replacement for faith. Yet, they often are made the test of faith and their presence is often mistaken for a vital life in Christ. These things represent morality and even Christian morality, but morality should never be confused with faith and salvation. Salvation is not morality, it is an ontological change in the condition of the human heart and its relationship with God through the Spirit that is freely given and accepted by faith alone. Morality does not constitute the elements of faith, it follows faith as a natural consequence (Ephesians 2: 8–10), and must never be the measure of faith (Romans 14; 1 Corinthians 8; 10: 12–33).

Moralism: The American Heresy

The common sense approach to religion in America argues that people are responsible for their own actions and therefore can make amends for their misdeeds with good deeds. Although, this position is not false, we need to seek to correct and learn from our mistakes, it makes no difference to one's spiritual condition, which can only change by faith in the person and work of Christ.

Theologically speaking, most of the American Church has followed the classic heresy known as Pelagianism,[\[5\]](#) a belief that denies the inherent sinful condition. Pelagius the fourth century monk and arch opponent of St. Augustine argued that original sin does not exist as the guilt humanity inherits from the First Adam and that Adam's sin was his own. The human race cannot be held accountable for a sin they did not commit. People are born innocent into a corrupt environment and only become sinful after they have sinned. On the surface this doctrine appears rational and fair, but cuts the heart out of

the principle of grace and throws all religion back into a legalist and moralist mode. Without a notion of original sin, today called “radical evil,” or “total depravity,” or simply the “sinful human nature,” it makes perfect sense that the way back to God is through being a good person or moral reformation. As theologian Paul Tillich noted “[Pelagianism] ... is always effective in us when we try to force God down to ourselves. This is what we usually call ‘moralism,’... Pelagius said that good and evil are performed by us; they are not given [or an ontic condition, meaning we are not born into a state of sin; rather we become sinners through our own misdeeds or sins]. If this is true then religion is in danger of being transformed into morality.”[\[6\]](#)

The principle of grace advocated by the Apostle Paul, St. Augustine and the Reformers radically opposes moralism and makes salvation a matter of a divine intervention in the human condition that can be received only by faith. Works do nothing to alter the human condition of sin and condemnation. No moral or legal remedy exists that will change our basic sinful selves. Moral transformation (works) follows faith, but has no causal effect on salvation or loss of salvation. What God gives in grace he will not revoke (Rom 8: 26-39; 11: 29). Grace is not an excuse or license for sin. Those who argue that way simply do not understand grace and its transforming effects on moral character, nor have they ever participated in it (Rom 6). “For sin shall not be master over you, for you are not under law, but under grace” (Rom 6: 14)!

Endnotes

1. For an article on how Millennial generation Americans display, among other traits, a tendency to be what sociologist Christian Smith dubs moralistic therapeutic deists, see: www.probe.org/is-this-the-last-christian-generation/

2. Lawrence Terlizzese, *Romney vs. Obama and Beyond: The Church's Prophetic Role in Politics*, Probe Ministries, 2012,

www.probe.org/romney-vs-obama-and-beyond-the-churchs-prophetic-role-in-politics/.

3. The time when God completes His plan of redemption.
4. Martin Heidegger. *Being and Time* (New York: Harper & Row, 1962), 44.
5. Paul Tillich, *A History of Christian Thought* (New York: Harper & Row, 1968), 124-25.
6. Ibid., 125.

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“Jesus Contradicts the O.T. Law, Especially Regarding Homosexuality!”

You point out that the Old Testament forbids homosexuality. Yes it does, but Jesus’ teachings in the gospels have superseded the primitive teachings of the O.T. For example in Matthew 5:17-34 Jesus systematically rips apart some of the most important Jewish laws. When he says he has come to fulfil the Law, he is not talking about the Pharisees’ law, he is talking about God’s Law. People who say that Jesus agreed with the Jewish laws are completely wrong– even an idiot can see this.

People who practice homosexuality in their own homes, with each others’ consent are not breaking the law “love your neighbor as yourself.” They are not harming anyone! What is harmful though is the constant attack by you so-called

Christians on them which provides gay people with much misery. I am not homosexual myself – the reason why I am sticking up for gay people is because I am a Christian. Wake up to the fact that the law of loving your neighbor has replaced the O.T. laws.

Your essays clearly show you have some degree of intelligence – why can't you see that Jesus' law is in contradiction to the law of the Jewish scriptures?

Hello _____, Thanks for your e-mail. I will try to respond to your comments as best I can.

You point out that the O.T. forbids homosexuality. Yes it does, but Jesus' teachings in the gospels have superseded the primitive teachings of the O.T. For example in Matthew 5:17-34 Jesus systematically rips apart some of the most important Jewish laws. When he says he has come to fulfil the law, he is not talking about the Pharisee's law, he is talking about God's law. People who say that Jesus agreed with the Jewish laws are completely wrong – even an idiot can see this.

I'm sorry, I fail to see which laws Jesus is ripping apart in this passage. What I see is that He is going beyond the LETTER of the law, to the SPIRIT of the law, to make it abundantly clear that Yahweh is concerned with the motives and intentions of the heart and not merely surface obedience. If a person holds to the SPIRIT (or intention) of the law, he will also obey the LETTER of it. This is a long way from "ripping apart" the law.

I do agree with you, however, that the Lord Jesus did not agree with the Jewish laws that were like fences built around the inspired laws of God, but which were not, in themselves, laws of God. Those laws don't appear in the Bible though. The commandments against practicing homosexuality, however, were not Jewish laws, but God's laws.

People who practice homosexuality in their own homes, with each others consent are not breaking the law "love your neighbor as yourself." They are not harming anyone!

Morality aside, ask any physician how healthy the homosexual lifestyle is. Ask the Center for Disease Control how healthy the homosexual lifestyle is. Ask counselors who are trying to help people leave the homosexual lifestyle and get beyond their painful homosexual desires. Talk to the parents, siblings, spouses and children of practicing homosexuals and ask if they are not harming anyone.

Let's put the homosexual issue aside and substitute another deviant sexual lifestyle. Do you think you would write to someone and say, "Men who are attracted to pre-school children and entice them into their homes to have sex with them, are not breaking the law 'love your neighbor as yourself.' In fact, these men are loving these children—isn't that admirable? They are not harming anyone! The men are enjoying the sex, and the children are enjoying the attention...and what child doesn't enjoy attention?"

I would suggest that you would never say something like this, and I would further suggest that the reason such a large portion of our culture has decided that sex between two men using parts of their bodies that were intended for excretion, not sex, is acceptable, is a result of a carefully-planned disinformation campaign. It is not a result of something normal and natural and God-intended.

What is harmful though is the constant attack by you so-called Christians on them which provides gay people with much misery. I am not homosexual myself – the reason why I am sticking up for gay people is because I am a Christian.

It's interesting to me that you seem so devoted to the issue of "love," yet do not hesitate to cast aspersions on my

relationship with Jesus Christ by calling me a “so-called Christian.” This doesn’t strike me as very loving, or am I missing something?

I’m also wondering if you read my entire article, or just bits and pieces. Because I strongly believe that the responsible Christian response to the homosexual movement is one of deep compassion for the individuals caught in unnatural, unfortunate desires while not compromising on what God has said about the homosexual ACT. In fact, I have received e-mail accusing me of “sticking up for gay people,” to use your term.

People like me who speak out, agreeing with what God has said about homosexuality, are not causing all the misery gays experience. That happens long before someone even comes out or tells their first friend of these unwelcome feelings and attractions. There is misery inherent in a homosexual orientation; it means something is wrong, in the same way that there’s something wrong with someone who is sexually attracted to small children. And that’s why these feelings need to be dealt with and healed, not celebrated as something good and beautiful.

(I will admit, with a great deal of sadness, that there has been a terrible amount of judgmental condescension from Christians towards homosexuals, that has, indeed, caused grief. There is no excuse for not making a distinction between the desires, which are wrong but unmasked-for, and the people experiencing them. I know God does.)

Wake up to the fact that the law of loving your neighbor has replaced the O.T. laws.

No, the law of loving your neighbor *sums up* the O.T. laws. At least the moral ones. If you keep all the moral laws of the Old Testament, you will be demonstrating love for your neighbor. Not stealing, telling the truth, not charging usurious interest against your neighbor, and keeping all

sexual activity within marriage are all demonstrations of love for one's neighbor.

The law against homosexual actions is part of the moral code; the consequence of death by stoning is part of the civil code, which controlled how the people of God were to conduct their lives in a culture where God was their head and not a law-making king. It makes sense for the civil code to be done away with, because the people of Israel are no longer living under that system. But God has not done away with a single commandment of His moral code, because the moral laws are rooted in the person and character of God Himself.

What is it that makes homosexual activity sin? The fact that God has ordained sex to be the glue that holds *husband and wife* together. Sex is so powerful that it is only safe within the confines of marriage, because it acts like superglue between two souls. Tear them apart and you have broken hearts. So why not make homosexual marriage legal? Because Ephesians 5 says that marriage goes beyond merely a civil convenience; it is an eloquent word picture that God ordained to help us understand the amazing unity within diversity of Christ and the church. Men and women are so different that it's a mystical union when they come together in marriage. Man and man coming together, or woman and woman, does not provide the dynamic difference that mirrors the "otherness" of Christ-and-the-church. Gay relationships are sameness, not otherness. So gay marriage can never be blessed by God because marriage means far more than simply living together, even having sex together. It's supposed to teach us something about God.

Your essay clearly shows you have some degree of intelligence – why can't you see that Jesus' law is in contradiction to the law of the Jewish scriptures?

Well, I do thank you for the compliment <smile>. . .I don't see it because it's not there. Have you read the whole New

Testament? How about just the four gospels? If you look at what the Lord Jesus taught, one thing you'll see is that He mentioned two things people often overlook. One is references to Sodom and Gomorrah as places of judgment, which the Bible makes clear were judged for homosexual sin. Jesus believed in Sodom and Gomorrah, and He believed in the judgment they received. In fact, He was involved in sending the judgment. The other thing is His references to fornication, which means any sex outside of marriage. All homosexual sex is fornication. Even if there is some sort of religious ceremony, it's still fornication because you can't get around God's restrictions on marriage, which is one man and one woman. God is not impressed by our ceremonies when they disregard what He has established.

A lot of people like to talk about Jesus' law of love; what's intriguing to me is how they never balance it with the fact that Jesus also talked about holiness, and purity, and justice. While it's true that many homosexuals love each other, that kind of love still falls short of God's standard of holiness. There's nothing holy about what God has called an abomination. That is not "the law of Jewish scriptures" as if they were written by scribes and Pharisees; that is the very word breathed by God Himself. There is no contradiction between the Old and New Testament when it comes to what is moral, what reflects the character of God. Homosexual sin is not love as God defines it, regardless of how the culture tries to persuade people it is.

Thank you for reading this far. I hope what I've said gives you something to think about. I also pray that the Lord gives you a higher esteem for the ENTIRE Word of God. Jesus said not one jot or tittle of it would pass away. That's a pretty high value on it. May we all value His word so highly.

Respectfully,

Sue Bohlin

Do We Need a “Hate Crimes” Law?

April 4, 2007

Congress is once again weighing the possibility of passing a hate crimes bill that would give special federal protection based upon race, religion, gender, and sexual orientation. Representative Sheila Jackson-Lee (D-TX) introduced the David Ray Hate Crimes Prevention Act of 2007 (HR 254) in January. Many believe that if the bill is passed, it could open the door to prohibit any opposition to homosexuality whether in the church or the society at large.

It is quite possible that hate crimes legislation might even be used to define biblical language as hate speech. For example, city officials have already had a billboard removed in Long Island, NY, because it was classified as hate speech. The billboard read: If a man also lie with mankind, as he lieth with a woman, both of them have committed an abomination. (Leviticus 20:13)

Consider how hate crimes legislation in Philadelphia was used against Christians. In 2004, six men and five women were arrested in Philadelphia while preaching and speaking during a public homosexual celebration known as OutFest. These Christians (later known as the Philadelphia Eleven) walked into the gathering singing hymns and carrying signs encouraging homosexuals to repent. They were immediately confronted by a militant group of gay activists known as the Pink Angels. These activists blew loud whistles and carried

large pink signs in front of the Christians in order to block their message and access to the event. Many of the gay activists screamed obscenities at the Christians.

Those arrested ranged in age from a 17-year-old girl to a 72-year-old grandmother. After spending twenty-one hours in jail, the Philadelphia District Attorneys office charged five of them with various felonies and misdemeanors stemming from Pennsylvanias hate crimes law. If the Philadelphia Eleven were convicted of these charges, they would have faced forty-seven years in prison and \$90,000 in fines each.

Even though a video clearly showed that no criminal activity took place, the prosecution refused to withdraw the charges, and characterized the groups views in court as hate speech. The judge for the Philadelphia County Court of Common Pleas Judge finally dismissed the charges, saying that she found no basis whatsoever for any of them.[\[1\]](#)

But even apart from the concerns about how a hate crimes law could be used to promote the homosexual agenda are deeper concerns about hate crimes legislation in general. For example, there is a major question whether hate crimes are really the problem the popular press makes them out to be. The FBI annually publishes Hate Crime Statistics. The most recent report shows that hate crimes reached an eight-year low in the last reporting period. A study by the Family Research Council found that there are significant discrepancies between hate crimes reported by law enforcement and the media.[\[2\]](#)

Hate crimes laws also rest on the flawed assumption that enhanced penalties deter crimes. First, there is no evidence of this. Most of these crimes are crimes of passion and are not likely to be influenced by greater criminal penalties. Second, the argument for greater deterrence usually comes from those who argue that the death penalty has no deterrent effect. Do they really believe that a hate crime law deters a criminal simply because he or she might spend a few extra

months in jail?

A final objection to these laws is that they criminalize thought rather than conduct. Hate crimes laws essentially punish thought crimes. They punish people because of their point of view. Criminal prosecutions delve into more than the defendant's intent; they inquire into the opinions about his or her victim. And trying to distinguish between opinions and prejudice is often difficult.

Justice Oliver Wendell Holmes said, "If there is any principle of the Constitution that more imperatively calls for attachment than any other it is the principle of free thought—not free thought for those who agree with us but freedom for the thought that we hate."^{3}

We may not like what some people think, but we should not have laws on the books to punish thought crimes. We already have laws on the books to punish what a person does. Those laws are sufficient to punish those who commit crimes of hate.

Notes

1. "Judge drops all charges against Philly Christians," *WorldNetDaily*, 17 February 2005, www.worldnetdaily.com/news/article.asp?ARTICLE_ID=42905.
2. Leah Farish, "Hate Crimes: Beyond Virtual Reality," Family Research Council, www.frc.org/get.cfm?i=IS03K01.
3. Oliver Wendell Holmes, *United States v. Schwimmer* 279 U.S. 644 (1929).

“Is There a Distinction Between the Law of Moses and the 10 Commandments?”

Is there a distinction between the Law of Moses and the 10 commandments? Does the Law of Moses include the 10 commandments in verses like Acts 13:39, Rom. 3:28 and Gal. 2:16? Does the book of the law contain the entire law found in the first five books of the bible including the 10 commandments? Which verses in the bible can I use to explain that the entire Law of Moses includes the 10 commandments? There are some cultists out there who teach that there is a distinction between the law and the 10 commandments so that they can use the 10 commandments as a means of justification using verses like Matt. 19:17, 1 Cor. 7:19, 1 John 2:3-4, 1 John 5:2-3, Rev. 12:17, Rev. 14:12. They claim that the law was done away with (sacrifices and such) but insist that the 10 commandments are a binding means of justification. It sounds to me like a vain attempt to support a “works based” FALSE gospel!

The Law of Moses includes the Ten Commandments. All the laws of Moses are contained in Exodus through Deuteronomy and include over 600 laws. Of course, sometimes the first five books of the Bible are also referred to as the Law (e.g. Matt. 5:17).

Yes; the Law of Moses includes the 10 commandments in verses like Acts 13:39, Rom. 3:28 and Gal. 2:16.

Which verses in the bible can I use to explain that the entire Law of Moses includes the 10 commandments?

Matthew 5:17-48 is quite clear about the Law (v. 17) including the ten commandments (vv. 21 and 27 – compare with Exodus

20:13, 14). Romans 13:8-10 also make this clear.

The cults which try to make a distinction between the Law of Moses and the ten commandments are in error. The entire Old Covenant (including the ten commandments) has been done away and replaced with the New Covenant (see Hebrews 8:7-13; etc.). Verses like Galatians 2:16 make quite clear that we are not justified by any works of the law, but by faith in Jesus Christ. Nevertheless, it is important to realize that nine of the ten commandments (all but Sabbath keeping) are repeated in the New Testament. These commandments are not a means of justifying us before God. However, they do give us God's principles regarding how those who HAVE BEEN JUSTIFIED through faith in Christ ought to live their lives. Good works are the proper fruit of justification. We are not justified by our works, but justification should produce good works. We are saved by God's grace through faith in Christ (Eph. 2:8-9). But we are created in Christ Jesus for good works (Eph. 2:10).

The Lord bless you,

Michael Gleghorn
Probe Ministries

Christian View of Government and Law

Kerby Anderson helps us develop a biblically based, Christian view of both government and the laws it enforces. Understanding that the New Testament does not direct a particular type of government, Kerby leads us to understand how the principles of the New Testament will help us select governmental models that are conducive to Christian life and

witness.

Christian View of Government

Government affects our lives daily. It tells us how fast to drive. It regulates our commerce. It protects us from foreign and domestic strife. Yet we rarely take time to consider its basic function. What is a biblical view of government? Why do we have government? What kind of government does the Bible allow?

Developing a Christian view of government is difficult since the Bible does not provide an exhaustive treatment of government. This itself is perhaps instructive and provides some latitude for these institutions to reflect the needs and demands of particular cultural situations. Because the Bible does not speak directly to every area of political discussion, Christians often hold different views on particular political issues. However, Christians are not free to believe whatever they want. Christians should not abandon the Bible when they begin to think about these issues because there is a great deal of biblical material that can be used to judge particular political options.

The Old Testament teaches that God established government after the flood (Gen. 9:6). And the Old Testament provides clear guidelines for the development of a theocracy in which God was the head of government. These guidelines, however, were written for particular circumstances involving a covenant people chosen by God. These guidelines do not apply today because our modern governments are not the direct inheritors of the promises God made to the nation of Israel.

Apart from that unique situation, the Bible does not propose nor endorse any specific political system. The Bible, however, does provide a basis for evaluating various political philosophies because it clearly delineates a view of human nature. And every political theory rests on a particular view

of human nature.

The Bible describes two elements of human nature. This viewpoint is helpful in judging government systems. Because humans are created in the image of God (Gen. 1:26–27), they are able to exercise judgment and rationality. However, humans are also fallen creatures (Gen. 3). This human sinfulness (Rom. 3:23) has therefore created a need to control evil and sinful human behavior through civil government.

Many theologians have suggested that the only reason we have government today is to control sinful behavior because of the Fall. But there is every indication that government would have existed even if we lived in a sinless world. For example, there seems to be some structuring of authority in the Garden (Gen. 1–2). The Bible also speaks of the angelic host as being organized into levels of authority and function.

In the creation, God ordained government as the means by which human beings and angelic hosts are ruled. The rest of the created order is governed by instinct (Prov. 30:24–28) and God's providence. Insect colonies, for example, may show a level of order, but this is due merely to genetically controlled instinct.

Human beings, on the other hand, are created in the image of God and thus are responsible to the commands of God. We are created by a God of order (1 Cor. 14:33); therefore we also seek order through governmental structures.

A Christian view of government differs significantly from views proposed by many political theorists. The basis for civil government is rooted in our created nature. We are rational and volitional beings. We are not determined by fate, as the Greeks would have said, nor are we determined by our environment as modern behaviorists say. We have the power of choice. Therefore we can exercise delegated power over the created order. Thus a biblical view of human nature requires a

governmental system that acknowledges human responsibility.

While the source of civil government is rooted in human responsibility, the need for government derives from the necessity of controlling human sinfulness. God ordained civil government to restrain evil (cf. Gen. 9). Anarchy, for example, is not a viable option because all have sinned (Rom. 3:23) and are in need of external control.

Notice how a Christian view of human nature provides a basis to judge various political philosophies. For example, Christians must reject political philosophies which ignore human sinfulness. Many utopian political theories are based upon this flawed assumption. In *The Republic*, Plato proposed an ideal government where the enlightened philosopher-kings would lead the country. The Bible, however, teaches that all are sinful (Rom. 3:23). Plato's proposed leaders would also be affected by the sinful effects of the Fall (Gen. 3). They would not always have the benevolent and enlightened disposition necessary to lead the republic.

Christians should also reject a marxist view of government. Karl Marx believed that human nature was conditioned by society, and in particular, the capitalist economy. His solution was to change the economy so that you would change human nature. Why do we have greed? Because we live in a greedy capitalist society. Marx taught that if society changed the economy from capitalism to socialism and then communism, greed would cease.

Christians should reject the utopian vision of marxism because it is based upon an inaccurate view of human nature. The Bible teaches that believers can become new creatures (2 Cor. 5:17) through spiritual conversion, but that does not mean that the effects of sin are completely overcome in this life. The Bible also teaches that we will continue to live in a world tainted by sin. The view of Karl Marx contradicts biblical teaching by proposing a new man in a new society perfected by man's own

efforts.

Since civil government is necessary and divinely ordained by God (Rom. 13:1–7), it is ultimately under God's control. It has been given three political responsibilities: the sword of justice (to punish criminals), the sword of order (to thwart rebellion), and the sword of war (to defend the state).

As citizens, Christians have been given a number of responsibilities. They are called to render service and obedience to the government (Matt. 22:21). Because it is a God-ordained institution, they are to submit to civil authority (1 Pet. 2:13–17) as they would to other institutions of God. As will be discussed later, Christians are not to give total and final allegiance to the secular state. Other God-ordained institutions exist in society alongside the state. Christians' final allegiance must be to God. They are to obey civil authorities (Rom. 13:5) in order to avoid anarchy and chaos, but there may be times when they may be forced to disobey (Acts 5:29).

Because government is a divinely ordained institution, Christians have a responsibility to work within governmental structures to bring about change. Government is part of the order of creation and a minister of God (Rom. 13:4). Christians are to obey governmental authorities (Rom. 13:1–4, 1 Peter 2:13–14). Christians are also to be the salt of the earth and the light of the world (Matt. 5:13–16) in the midst of the political context.

Although governments may be guilty of injustice, Christians should not stop working for justice or cease to be concerned about human rights. We do not give up on marriage as an institution simply because there are so many divorces, and we do not give up on the church because of many internal problems. Each God-ordained institution manifests human sinfulness and disobedience. Our responsibility as Christians is to call political leaders back to this God-ordained task.

Government is a legitimate sphere of Christian service, and so we should not look to government only when our rights are being abused. We are to be concerned with social justice and should see governmental action as a legitimate instrument to achieve just ends.

A Christian view of government should also be concerned with human rights. Human rights in a Christian system are based on a biblical view of human dignity. A bill of rights, therefore, does not grant rights to individuals, but instead acknowledges these rights as already existing. The writings of John Locke along with the Declaration of Independence capture this idea by stating that government is based on the inalienable rights of individuals. Government based on humanism, however, would not see rights as inalienable, and thus opens the possibility for the state to redefine what rights its citizens may enjoy. The rights of citizens in a republic, for example, are articulated in terms of what the government is forbidden to do. But in totalitarian governments, while the rights of citizens may also be spelled out, power ultimately resides in the government not the people.

A Christian view of government also recognizes the need to limit the influence of sin in society. This is best achieved by placing certain checks on governmental authority. This protects citizens from the abuse or misuse of governmental power which results when sinful individuals are given too much governmental control.

The greatest threat to liberty comes from the exercise of power. History has shown that power is a corrupting force when placed in human hands. In the Old Testament theocracy there was less danger of abuse because the head of state was God. The Bible amply documents the dangers that ensued when power was transferred to a single king. Even David, a man after God's own heart (1 Sam. 13:14; Acts 13:22), abused his power and Israel experienced great calamity (2 Sam. 11–21).

Governmental Authority

A key question in political theory is how to determine the limits of governmental authority. With the remarkable growth in the size and scope of government in the 20th century, it is necessary to define clearly the lines of governmental authority. The Bible provides some guidelines.

However, it is often difficult to set limits or draw lines on governmental authority. As already noted, the Old Testament theocracy differed from our modern democratic government. Although human nature is the same, drawing biblical principles from an agrarian, monolithic culture and applying them to a technological, pluralistic culture requires discernment.

Part of this difficulty can be eased by separating two issues. First, should government legislate morality? We will discuss this in the section on social action. Second, what are the limits of governmental sovereignty? The following are a few general principles helpful in determining the limits of governmental authority.

As Christians, we recognize that God has ordained other institutions besides civil government which exercise authority in their particular sphere of influence. This is in contrast to other political systems that see the state as the sovereign agent over human affairs, exercising sovereignty over every other human institution. A Christian view is different.

The first institution is the church (Heb. 12:18–24; 1 Pet. 2:9–10). Jesus taught that the government should work in harmony with the church and should recognize its sovereignty in spiritual matters (Matt. 22:21).

The second institution is the family (Eph. 5:22–32, 1 Pet. 3:1–7). The family is an institution under God and His authority (Gen. 1:26–28, 2:20–25). When the family breaks down, the government often has to step in to protect the rights of

the wife (in cases of wife abuse) or children (in cases of child abuse or adoption). The biblical emphasis, however, is not so much on rights as it is on responsibilities and mutual submission (Eph. 5:21).

A third institution is education. Children are not the wards of the state, but belong to God (Ps. 127:3) and are given to parents as a gift from God. Parents are to teach their children (Deut. 4:9) and may also entrust them to tutors (Gal. 4:2).

In a humanistic system of government, the institutions of church and family are usually subordinated to the state. In an atheistic system, ultimately the state becomes a substitute god and is given additional power to adjudicate disputes and bring order to a society. Since institutions exist by permission of the state, there is always the possibility that a new social contract will allow government to intervene in the areas of church and family.

A Christian view of government recognizes the sovereignty of these spheres. Governmental intervention into the spheres of church and family is necessary in certain cases where there is threat to life, liberty, or property. Otherwise civil government should recognize the sovereignty of other God-ordained institutions.

Moral Basis of Law

Law should be the foundation of any government. Whether law is based upon moral absolutes, changing consensus, or totalitarian whim is of crucial importance. Until fairly recently, Western culture held to a notion that common law was founded upon God's revealed moral absolutes.

In a Christian view of government, law is based upon God's revealed commandments. Law is not based upon human opinion or sociological convention. Law is rooted in God's unchangeable

character and derived from biblical principles of morality.

In humanism, humanity is the source of law. Law is merely the expression of human will or mind. Since ethics and morality are man-made, so also is law. Humanists' law is rooted in human opinion, and thus is relative and arbitrary.

Two important figures in the history of law are Samuel Rutherford (1600-1661) and William Blackstone (1723-1780). Rutherford's *Lex Rex* (written in 1644) had profound effect on British and American law. His treatise challenged the foundations of 17th century politics by proclaiming that law must be based upon the Bible, rather than upon the word of any man.

Up until that time, the king had been the law. The book created a great controversy because it attacked the idea of the divine right of kings. This doctrine had held that the king or the state ruled as God's appointed regent. Thus, the king's word had been law. Rutherford properly argued from passages such as Romans 13 that the king, as well as anyone else, was under God's law and not above it.

Sir William Blackstone was an English jurist in the 18th century and is famous for his *Commentaries on the Law of England* which embodied the tenets of Judeo-Christian theism. Published in 1765, the *Commentaries* became the definitive treatise on the common law in England and in America. According to Blackstone, the two foundations for law are nature and revelation through the Scriptures. Blackstone believed that the fear of the Lord was the beginning of wisdom, and thus taught that God was the source of all laws. It is interesting that even the humanist Rousseau noted in his *Social Contract* that one needs someone outside the world system to provide a moral basis for law. He said, "It would take gods to give men laws."

Unfortunately, our modern legal structure has been influenced

by relativism and utilitarianism, instead of moral absolutes revealed in Scripture. Relativism provides no secure basis for moral judgments. There are no firm moral absolutes upon which to build a secure legal foundation.

Utilitarianism looks merely at consequences and ignores moral principles. This legal foundation has been further eroded by the relatively recent phenomenon of sociological law. In this view, law should be based upon relative sociological standards. No discipline is more helpless without a moral foundation than law. Law is a tool, and it needs a jurisprudential foundation. Just as contractors and builders need the architect's blueprint in order to build, so also lawyers need theologians and moral philosophers to make good laws. Yet, most lawyers today are extensively trained in technique, but little in moral and legal philosophy.

Legal justice in the Western world has been based upon a proper, biblical understanding of human nature and human choice. We hold criminals accountable for their crimes, rather than excuse their behavior as part of environmental conditioning. We also acknowledge differences between willful, premeditated acts (such as murder) and so-called crimes of passion (i.e., manslaughter) or accidents.

One of the problems in our society today is that we do not operate from assumptions of human choice. The influence of the behaviorist, the evolutionist, and the sociobiologist are quite profound. The evolutionist and sociobiologist say that human behavior is genetically determined. The behaviorist says that human behavior is environmentally determined. Where do we find free choice in a system that argues that actions are a result of heredity and environment? Free choice and personal responsibility have been diminished in the criminal justice system, due to the influence of these secular perspectives.

It is, therefore, not by accident that we have seen a dramatic change in our view of criminal justice. The emphasis has moved

from a view of punishment and restitution to one of rehabilitation. If our actions are governed by something external, and human choice is denied, then we cannot punish someone for something they cannot control. However, we must rehabilitate them if the influences are merely heredity and environmental. But such a view of human actions diminishes human dignity. If a person cannot choose, then he is merely a victim of circumstances and must become a ward of the state.

As Christians, we must take the criminal act seriously and punish human choices. While we recognize the value of rehabilitation (especially through spiritual conversion, John 3:3), we also recognize the need for punishing wrong-doing. The Old Testament provisions for punishment and restitution make more sense in light of the biblical view of human nature. Yet today, we have a justice system which promotes no-fault divorce, no-fault insurance, and continues to erode away the notion of human responsibility.

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