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# Agricultural Law Bibliography Updates

First Quarter 2021

# **Administrative Law (Federal and State Farm Programs)**

Note, Natural Disaster Recovery and Agriculture: How to Keep the Crops Covered, 24 DRAKE J. AGRIC L. 511-530 (2019).

Note, National Flood Insurance Program Reform in the Face of Climate Change, 35 J. LAND USE & ENVTL. L. 91-112 (2019).

# **Agribusiness Corporations**

Note, Out of Sight, but not out of Mind: Reevaluating the Role of Federalism in Adequately Regulating Concentrated Animal Feeding Operations, 44 WILL. & MARY ENVTL. L. & POL'Y REV. 285-306 (2019).

Student Article, Hatching a Plan for Local Communities: Environmental Justice in Poultry Siting Decisions, 10 WASH. ENVTL. L. & POL'Y 32-66 (2020).

# Alien Land Ownership (Foreign Ownership of Agricultural Land)

Student Article, National Security at Home: Chinese Investment in U.S. Real Estate, 31 STAN. L. & POL'Y 237-266 (2020).

# Animals — Animal Rights

Howell, The Meat of the Matter: Shoring up Animal Agriculture at the Expense of Consumers, Animals, and the Environment, 50 ENVTL. L. REPORTER 10228-10237 (2020).

Note, Protecting Captive Endangered Animals: The Importance of Interpreting the Endangered Species Act Broadly, 49 TEX. ENVTL. L. J. 295-322 (2019).

Slobodin & Student Simkins, State Casenote: *Landry's, Inc. v. Animal Legal Defense Fund*, 566 S.W.3d 41 (Tex. App.—Houston 2018 [14th Dist.], pet. denied) Developments, 49 TEX. ENVTL. L. J. 350-354 (2019).

Craig & Chrzan, Introduction: A Message from the Next Generation of Animal Law, 25 ANIMAL L. 297-298 (2019).

Blumenauer, Foreword: For the Twenty-Fifth Anniversary of Animal Law, 25 ANIMAL L. 299-302 (2019).

Frasch & Tischler, Animal Law: The Next Generation, 25 ANIMAL L. 303-340 (2019).

Favre, Five More Years for the Animals, 25 ANIMAL L. 341-366 (2019).

Wise, The Struggle for the Legal Rights of Nonhuman Animals Begins — the Experience of the Nonhuman Rights Project in New York and Connecticut, 25 ANIMAL L.367-394 (2019).

Perry, A Quarter of a Century of Animal Law: Our Roots, Our Growth, and Our Stretch toward the Sun, ANIMAL L. 395-414 (2019).

Deckha, Maneesha Personal Reflections on Being a Postcolonial Feminist Animal Law Professor, 25 ANIMAL L. 415-420 (2019).

Schaffner, Ruminations on Twenty-Five Years of Animal Law, 25 ANIMAL L. 421-434 (2019).

Sullivan, Farmed Animals: The Past Is Prologue, the Future Is (Almost) Here, 25 ANIMAL L. 435-446 (2019).

Student Article, 2018 State Legislative Review, 25 ANIMAL L. 447-464 (2019).

Student Article, 2018 Federal Legislative Review, 25 ANIMAL L. 465-480 (2019).

Student Article, 2018 Foreign and International Legislative Review, 25 ANIMAL L. 481-498 (2019).

Walton & Jaiven, Regulating CAFOs for the Well-Being of Farm Animals, Consumers, and the Environment, 50 ENVTL. L. REP. 10485-10497 (2020).

Book Note, Protecting Animals within and across Borders: Extraterritorial Jurisdiction and the Challenges of Globalization by Blattner, 52 N.Y.U. J. INT'L L. & POL'Y 333-339 (2019).

Waltz, The "Embarrassing" Endangered Species Act: Beyond Collective Rights for Species, 45 COLUMBIA J. ENVTL. L. 1-56 (2020).

# Aquaculture

Laschever et al., U.S. Aquaculture's Promise: Policy Pronouncements and Litigation Problems, 50 ENVTL. L. REP. 10826-10839 (2020).

# **Biotechnology**

Note, Gene Drive: Modern Miracle or Environmental Disaster, U. ILLINOIS J. L. TECH. & POL'Y 201-226 (2020).

# **Energy Issues**

Fulton et al., Panel: Renewable Energy: Corporate Obstacles and Opportunities, 50 ENVTL. L. REP. 10181-10191 (2020).

Cha, Wander & Pastor, Environmental Justice, Just Transition, and a Low-Carbon Future for California, 50 ENVTL. L. REP. 10216-10227 (2020).

Comment, Master Limited Partnerships: A Step in the Renewable Direction, 81 MONTANA L. REV. 97-112 (2020).

Macey & Salovaara, Rate Regulation Redux, 168 U. PENN. L. REV. 1181-1268 (2020).

Gosman, Framing Energy Resilience--Energy Resiliency Panel, 35 J. LAND USE & ENVTL. L. 4 (2019).

Van Nostrand, Quantifying the Resilience Value of Distributed Energy Resources--Energy Resiliency Panel, 35 J. LAND USE & ENVTL. L. 15-34 (2019).

Wright, Valuing Resiliency: Approaches & Public Policy Implications--Energy Resiliency Panel, 35 J. LAND USE & ENVTL. L. 35-48 (2019).

Jones, Mullkoff & Student Cooper, Puerto Rico's Road to Resilience: An Island's Challenging Transition to a Cleaner, More Resilient Future--Energy Resiliency Panel, 35 J. LAND USE & ENVTL. L. 49-68 (2019).

Outka, Accelerating Energy Transition in India: A Comparative Perspective, 50 ENVTL. L. REPORTER 10459-10465 (2020).

McCormick, How Clean Is Clean? An Analysis on the Difference between the Affordable Clean Energy Rule and the Clean Power Plan and Why States Should Adhere to Stricter Emissions Standards, 37 PACE ENVTL. L. REV. 103-138 (2019).

Davis Noll & Unel, Markets, Externalities, and the Federal Power Act: The Federal Energy Regulatory Commission's Authority to Price Carbon Dioxide Emissions, 50 ENVTL. L. REPORTER 10629-10634 (2020).

Smaczniak, Too Much Risk, Too Little Reward, 50 ENVTL. L. REPORTER 10635-10637 (2020).

Rossi & Serkin, Energy Exactions, 50 ENVTL. L. REPORTER 10663-10668 (2020).

Lovaas, Energy Exactions: Supplementing the Local and State Energy Policy Toolkit, 50 ENVTL. L. REPORTER 10669-10671 (2020).

Leal-Arcas, Filis & Nalule, Energy Decentralization and Decarbonization: The Case of Romania and Malta, 60 NAT. RESOURCES J. 117-166 (2020).

Symposium—Energy and Environmental Policy: The Quest for Rationality, 28 N.Y.U. ENVTL. L. J. 17-48 (2020).

Revesz, Introduction: Promoting Rationality at the Institute for Policy Integrity Unel, LaFleur & Place, Panel 1: Advancing Energy Policy Livermore et al., Panel 2: Economics & Environmental Policy Hein et al., Panel 3: Emerging Issues in Natural Resources

Brown, Baird & McKinstry, From RPS to Carbon: An Evolutionary Proposal, 50 ENVTL. L. REPORTER 10755-10765 (2020).

Mosites et al., Panel: Leaking Methane: Natural Gas, Climate Change, and Uncertainty, 50 ENVTL. L. REPORTER 10695-10707 (2020).

Pleune et al., A Road Map to Net-Zero Emissions for Fossil Fuel Development on Public Lands, 50 ENVTL. L. REPORTER 10734-10743 (2020).

Note, ACE in the Hole: The EPA's Proposed Affordable Clean Energy Rule; Have Your Coal and Burn It Too, 44 WM. & MARY ENVTL. L. & POL'Y REV. 307-326 (2019).

Danley, Diving to New Depths: How Green Energy Markets Can Push Mining Companies into the Deep Sea, and Why Nations Must Balance Mineral Exploitation with Marine Conservation, 44 WM. & MARY ENVTL. L. & POL'Y REV. 219-266 (2019).

Note, Electric Buses and Clean Energy Financing: How Transit Authorities Can Leverage State and Federal Funds to Buy More Zero-Emission Buses, 32 GEORGETOWN ENVTL. L. REV. 145-164 (2019).

Note, The Co-Tenancy Act and the Modernization of West Virginia's Oil and Gas Law, 122 W. VA. L. REV. 631-664 (2019).

Case Note, Energy Economics: Just Compensation under State Law in *Tennessee Gas Pipeline Company v. Permanent Easement* for 7.053 Acres, 31 VILLANOVA ENVTL. L. J. 357-388 (2020).

#### **Environmental Issues**

Buccino, NEPA's Promise: A Future in Which We All Thrive, 50 ENVTL. L. REPORTER 10197-10202 (2020).

Lee, Charles A Game Changer in the Making? Lessons from States Advancing Environmental Justice through Mapping and Cumulative Impact Strategies, 50 ENVTL. L. REPORTER 10203-10215 (2020).

McGarity, Supplemental Environmental Projects in Complex Environmental Litigation, Symposium Issue: Remedies in Complex Litigation, 98 TEX. L. REV. 1405-1444 (2020).

Note, The National Environmental Policy Act and the Value of Information, 22 N.Y.U. J. LEGISLATIVE & PUB. POL'Y 465-494 (2020).

You & Wang, Annual Review of Chinese Environmental Law Developments: 2019, 50 ENVTL. L. REPORTER 10296-10299 (2020).

Scannlain, 19th Century Indian Treaties and 21st Century Environmental and Natural Resources Issues: Is There a Connection? 49 ENVTL. L. 837-852 (2019).

Schiff & Beard, Preemption at Midfield: Why the Current Generation of State-Law-Based Climate Change Litigation Violates the Supremacy Clause, 49 ENVTL. L. 853-884 (2019).

Powers, Anticompetitive Transmission Development and the Risks for Decarbonization, 49 ENVTL. L. 885-930 (2019).

Sullivan & Tarlock, The Western Urban Landscape and Climate Change, 49 ENVTL. L. 931-998 (2019).

Student Article, 2018 Ninth Circuit Environmental Review: Case Summaries, 49 ENVTL. L. 1003-1074 (2019).

Student Article, 2018 Ninth Circuit Environmental Review: Chapters--Contractual Relationships under CERCLA: Restoring CERCLA's Innocent Landowner Defense, One Circuit at a Time, 49 ENVTL. L. 1075-1106 (2019).

Student Article, 2018 Ninth Circuit Environmental Review: Chapters--Hypertextualism and the Clean Water Act: Rejecting Rigid Interpretations of Environmental Statutes, 49 ENVTL. L. 1107-1138 (2019).

Sokol, Seeking (Some) Climate Justice in State Tort Law, 95 WASH. L. REV. 1383-1440 (2020).

Kakade et al., Panel: Navigating NEPA 50 Years Later: The Future of NEPA, 50 ENVTL. L. REPORTER 10273-10280 (2020).

Ram, Gerbig & Nevins, Bankruptcy Actions Involving Environmental Legacy Portfolios, 50 ENVTL. L. REPORTER 10300-10309 (2020).

Student Article, Federalism's Blind Spots: The Crisis of Small Drinking Water Systems, 50 ENVTL. L. REPORTER 10310-10318 (2020).

Student Article, No Road to Change: The Weaknesses of an Advocacy Strategy Based on Agency Policy Change, 50 ENVTL. L. REPORTER 10319-10328 (2020).

Owen, Consultants, the Environment, and the Law, 61 ARIZ. L. REV. 823-884 (2019).

Li & Lilley, Compliance Models for Off-Grid Wastewater Treatment and Reuse, 50 ENVTL. L. REPORTER 10375-10384 (2020).

Kalen, NEPA's Trajectory: Our Waning Environmental Charter from Nixon to Trump? 50 ENVTL. L. REPORTER 10398-10422 (2020).

Drake, Protecting ESA-Listed Bull Trout in the Face of Climate Change: Can the Endangered Species Act and the Clean Water Act Do Their Part? 42 PUB. LAND & RESOURCES L. REV. 95-118 (2020).

Rogers & Student Yu, Water Quality: Circuits Split on the Scope of Point Source Discharge under the Clean Water Act--Developments, 49 TEX. ENVTL. L. J. 354-360 (2019).

McElfish, Glick & White, Panel: Jumping through Hoopa: Complicating the Clean Water Act for the States, 50 ENVTL. L. REPORTER 10441-10451 (2020).

Ozymy & Jarrell, EPA's Criminal Prosecution and Punishment of Environmental Crimes, 50 ENVTL. L. REPORTER 10452-10458 (2020).

Reid & Rushlow, Behind the Curtain: Insiders' View of Developing and Enforcing State Climate Change Laws, 50 ENVTL. L. REPORTER 10466-10484 (2020).

Landa, Mackenzie Species Protection as a Natural Climate Solution, 50 ENVTL. L. REPORTER 10498-10510 (2020).

In Case You Missed It--Weekly Cases Updates: In the Courts; In the Federal Agencies; In the Congress; In the State Agencies; In the World–International Update Archives, 50 ENVTL. L. REPORTER 10511-10522 (2020).

Student Article, The Paris Agreement, Forced Migration, and America's Changing Refugee Policy, 16 LOYOLA UNIV. CHICAGO INT'L L. REV. 265-278 (2020).

Note, Resolving "Resolved": Covenants Not to Sue and the Availability of CERCLA Contribution Actions, 119 MICH. L. REV. 205-230 (2020).

Rylander et al., Defining Habitat to Promote Conservation under the ESA, 50 ENVTL. L. REPORTER 10531-10539 (2020).

Salem & Rosencranz, Climate Refugees in the Pacific, 50 ENVTL. L. REPORTER 10540-10545 (2020).

Leonard, Under the Radar: A Coherent System of Climate Governance, Driven by Business, 50 ENVTL. L. REPORTER 10546-10572 (2020).

Student Article, Biodiversity Impacts of Investment and Free Trade Agreements, 37 PACE ENVTL. L. REV. 67-102 (2019).

Note, Omnipresent Chemicals: TSCA Preemption in the Wake of PFAS Contamination, 37 PACE ENVTL. L. REV. 139-176 (2019).

Note, Extraterritoriality in Common Law Climate Actions: Judicial Restraint or Judicial Error? 37 PACE ENVTL. L. REV. 177-210 (2019).

Note, Public-Private Partnerships and Smart Growth: A Legislative Tool Kit for Public-Infrastructure Projects, 37 PACE ENVTL. L. REV. 211-245 (2019).

Tibbetts et al., Analysis of Environmental Law Scholarship 2018-2019, 50 ENVTL. L. REPORTER 10623-10628 (2020).

Fisch, Making Sustainability Disclosure Sustainable, 50 ENVTL. L. REPORTER 10638-10643 (2020).

Fisk & Adame-Winningham, Sustainability Risk Is Investment Risk, 50 ENVTL. L. REPORTER 10644-10646 (2020).

Fleming & Ledbetter, Making Mandatory Sustainability Disclosure a Reality, 50 ENVTL. L. REPORTER 10647-10649 (2020).

Ramani & Coburn, The Need for SEC Rules on ESG Risk Disclosure, 50 ENVTL. L. REPORTER 10650-10652 (2020).

Riesenberg, Principles plus SASB Standards, 50 ENVTL. L. REPORTER 10653-10655 (2020).

Jones et al., Road to Nowhere in Four States: State and Local Governments in the Atlantic Southeast Facing Sea-Level Rise, 50 ENVTL. L. REPORTER 10656-10662 (2020).

Revesz, Regulation and Distribution, 50 ENVTL. L. REPORTER 10673-10673 (2020).

Wyeth et al., The Impact of Citizen Environmental Science in the United States, 50 ENVTL. L. REPORTER 10674-10674 (2020).

In Case You Missed It—Weekly Cases Updates: In the Courts; In the Federal Agencies; In the Congress; In the State Agencies; In the World—International Update Archives, 50 ENVTL. L. REPORTER 10675-10686 (2020).

Recent Journal Literature by Subject (Air, Climate Change, Energy, Governance, Land Use, Natural Resources, Toxic Substances, Waste, Water, Wildlife), 50 ENVTL. L. REPORTER 10687-10688 (2020).

Manning & Deskins, Making It Usable Again: Reviving the Nation's Domestic Recycling Industry, 50 GOLDEN GATE U. L. REV. 107-146 (2020).

Birmingham, Max Up in the Air: Analyzing Whether the Clean Air Act Preempts State Common Law Claims, 14 LIBERTY U. L. REV. 55-88 (2019).

Ristroph, Can Adaptive Management Help Alaska's Natural Resource Managers Respond to Climate Change? 60 NATL. RESOURCES J. 47-62 (2020).

Wu, The Reform of the Compensation System for Ecological and Environmental Damage in China: Natural Resources, Environmental Enforcement, and Legislation, 60 NATL. RESOURCES J. 63-102 (2020).

Student Article, Platooning Semi-Trucks in New Mexico: Liability Issues and Regulatory Solutions, 60 NATL. RESOURCES J. 103-116 (2020).

Symposium: Energy & Environmental Policy: The Quest for Rationality. 28 N.Y.U. ENVTL. L. J. 1-148 (2020).

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Ozymy & Jarrell, Failure to Notify: Exploring Charging and Sentencing Patterns in Superfund Criminal Prosecutions, 50 ENVTL. L. REPORTER 10723-10733 (2020).

Pleune et al., A Road Map to Net-Zero Emissions for Fossil Fuel Development on Public Lands, 50 ENVTL. L. REPORTER 10734-10743 (2020).

Puno & Railla, A Rights-Based Approach to Governance of Climate Geoengineering, 50 ENVTL. L. REPORTER 10744-10754 (2020).

In Case You Missed It—Weekly Cases Updates: In the Courts; In the Federal Agencies; In the Congress; In the State Agencies; In the World—International Updates Archives, 50 ENVTL. L. REPORTER 10766-10777 (2020).

Recent Journal Literature by Subject (Air, Climate Change, Energy, Governance, Land Use, Natural Resources, Toxic Substances, Waste, Water, Wildlife), 50 ENVTL. L. REPORTER 50 10778-10779 (2020).

Case Note, Leading Cases: *County of Maui v. Hawaii Wildlife Fund* (Federal Statutes and Treaties, Clean Water Act, Review of Administrative Action, Agency Interpretation), 134 HARVARD L. REV. 590-599 (2020).

Comment, Stadium Development: Special Treatment from Special Legislation, 30 MARQUETTE SPORTS L. REV. 415-434 (2020).

Note, Time to Pull the Plug? Empowering Consumers to Make End-of-Life Decisions for Electronic Devices through Eco-Labels and Right to Repair, U. ILL. J. L. TECH. & POL'Y 227-252 (2020).

Uhlmann, Back to the Future: Creating a Bipartisan Environmental Movement for the 21st Century, 50 ENVTL. L. REPORTER 10800-10807 (2020).

Wyeth, A Framework for Community-Based Action on Air Quality, 50 ENVTL. L. REPORTER 10808-10817 (2020).

Tigre & Lichet, Update on Negotiation of a New International Environmental Agreement, 50 ENVTL. L. REPORTER 10818-10825 (2020).

Note, Better Homes and Scattered Gardens: Why Iowa Should Legalize "Human Composting" as a Method of Final Disposition, 106 IOWA L. REV. 325-362 (2020).

Lininger, No Privilege to Pollute: Expanding the Crime-Fraud Exception to the Attorney-Client Privilege, 105 MINN. L. REV. 113-174 (2020).

Proceedings of the 43rd CUSLI Annual Conference on the State of Our Nations: Cooperating on Climate Change, 44 CANADA-U.S. L. J. 10-11 (2020).

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Student Article, Governing AI: The Importance of Environmentally Sustainable and Equitable Innovation, 50 ENVTL. L. REPORTER 10888-10895 (2020).

Student Article, Patching a Persistent Problem: PFAS and RCRA's Citizen Suit Provision, 50 ENVTL. L. REPORTER 10896-10908 (2020).

In Case You Missed It--Weekly Cases Updates: In the Courts; In the Federal Agencies; In the Congress; In the State Agencies; In the World–International Update Archives, 50 ENVTL. L. REPORTER 10943-10954 (2020).

Recent Journal Literature by Subject (Air, Climate Change, Energy, Governance, Land Use, Natural Resources, Toxic Substances, Waste, Water, Wildlife), 50 ENVTL. L. REPORTER 10955-10956 (2020).

Fox, Localizing Environmental Federalism, 54 UC DAVIS L. REV. 133-194 (2020).

Comment, Climate Change Disclosures after NIFLA, U. CHICAGO LAW FOUNDATION 335-366 (2020).

Eastwood et al., Marine Plastic Pollution: How Global Extended Producer Responsibility Can Help, 50 ENVTL. L. REPORTER 10976-10982 (2020).

Jacobson & Ferraro, Environmental Deconfliction 2020: The National Defense Authorization Act for FY 2020, 50 ENVTL. L. REPORTER 10983-10998 (2020).

Hill, Environmental Rights, Public Trust, and Public Nuisance: Addressing Climate Injustices through State Climate Liability Litigation, 50 ENVTL. L. REPORTER 11022-11043 (2020).

Nagy, Trade Interests and Extraterritorial Value Considerations in New-Generation Free Trade Agreements: The Psychology of Redirection, 19 J. INTL. BUS. & L. 128-161 (2020).

Comment, A Big Fracking Deal: Pennsylvania's Departure from Traditional Rule of Capture Interpretation Paves Way for Fracking Trespass Claims, 10 WASH. J. ENVTL. L. & POL'Y 1-31 (2020).

Student Article, NEPA, SEPA, and the Evergreen-House Gas State: How Washington's State Environmental Policy Act and the Absence of Greenhouse Gas Calculation Guidance Negatively Impacts Future Project Proposals, 10 WASH. J. ENVTL. L. & POL'Y 67-89 (2020).

Comment, Administrative Law Progress in 2019: Annual Survey of Selected Court Decisions--Exercising Environmental Rights: Exploring the State Action Requirement for Article I, Section 27, 29 WIDENER COMMONWEALTH L. REV. 281-320 (2020).

Case Note, Administrative Law Progress in 2019: Annual Survey of Selected Court Decisions-Defining the Environmental Trust: A Survey of *Marcellus Shale Coalition v. Department of Environmental Protection of Pennsylvania*, 29 WIDENER COMMONWEALTH L. REV. 351-374 (2020).

Burger, Wentz & Horton, The Law and Science of Climate Change Attribution, 45 COLUMBIA J. ENVTL. L. 57-240 (2020).

Note, The Effectiveness of Environmental Law in Preventing Transboundary Pollution from Oil Drilling in the Arctic, 45 COLUMBIA J. ENVTL. L. 241-284 (2020).

Moffa, Word Limited: An Empirical Analysis of the Relationship between the Length, Resiliency, and Impact of Federal Regulations, 20 NEVADA L. J. 733-784 (2020).

Case Note, Contemplating Aggregation in Pursuit of Conservation: *Clean Air Council v. Commonwealth* and the Project Aggregation Principle, 31 VILLANOVA ENVTL. L. J. 285-306 (2020).

Case Note, It's a Revolution, I Suppose: The Supreme Court's Radioactive Decision in *Virginia Uranium, Inc. v Warren,* 31 VILLANOVA ENVTL L. J. 307-328 (2020).

Case Note, Maintaining a Picture-Perfect Environment: Shifts in the Standing Doctrine after *League of Conservation Voters v. Trump*, 31 VILLANOVA ENVTL. L. J. 329-356 (2020).

70th Anniversary Celebration Symposium: The Role and Contributions of the ILC to the Development of International Law, 13 FIU L. REV. (2019).

Oral, The International Law Commission and the Progressive Development and Codification of Principles of International Environmental Law 1075-1100.

#### Farm Labor

#### **Aliens**

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# Farmer-Processor Bargaining — Production Contracts

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Student Article, Resolving Disputes before They Decant: An Alternative Dispute Resolution System for Growers and Wine Producers, 20 PERRERDINE DISPUTE RESOLUTION L. J. 149-166 (2020).

#### Food and Drug Law

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Kim, Reconfiguring Children in Food Law as an Essential Subset: Review of Food Nutrition Facts Labels, 24 DRAKE J. AGRIC. L. 399-430 (2019).

Note, Making the Grade: Rethinking the U.S. Food Retail Inspection and Rating Regulatory System, 108 CALIF. L. REV. 1639-1664 (2020).

Comment, One Size Fits All: A Federal Approach to Accurate Labeling of Consumer Products, 23 J. HEALTH CARE L. & POL'Y 87-119 (2020).

Comment, Agriculture & Blockchain: Identifying Liability and Guaranteeing Quality, 22 SMU SCIENCE & TECH. L. REV. 263-290 (2019).

#### **Forestry**

Student Article, Active Forest Mismanagement and the "New Normal": Advocating for an Integrative Wildfire Management Policy, 46 OHIO NORTHERN UNIV. L. REV. 137-160 (2020).

Resnick, Seeing the Forest for the Trees: Public and Private Law Tools for Halting Deforestation, 37 PACE ENVTL. L. REV. 1-66 (2019).

Steinhoff, Gordon Fire and Spotted Owls in Sierra Nevada National Forests: The Use of Science in Management Plan Revision, 44 WM. & MARY ENVTL. L. & POL'Y REV. 1-86 (2019).

#### **Hunting, Recreation and Wildlife**

Nie, Landres & Bryan, The Public Trust in Wildlife: Closing the Implementation Gap in 13 Western States, 50 ENVTL. L. REPORTER 10909-10919 (2020).

# Land Sales/Real Estate Finance, Mortgages/Foreclosures

Vedvig, Agricultural Rural Takings: When Government Buys the Farm. 24 DRAKE J. AGRIC. L. 431-470 (2019).

#### **Land Use Regulation**

Comment, Southern Takings: Alabama Eminent Domain, Inverse Condemnation, and Regulatory Takings, 50 CUMBERLAND L. REV. 211-248 (2019-2020).

Malagrino, Among Justice John Paul Stevens's Landmark Legacies: *Tahoe-Sierra Preservation Council, Inc. v. Tahoe Regional Planning Agency*, 53 CREIGHTON L. REV. 77-110 (2019).

Qiao, Expropriation in the Name of Rights: Transferable Development Rights (TDRs), the Bundle of Sticks and Chinese Politics, 13 N.Y.U. J. L. & LIBERTY 1-43 (2019).

Callies & Student Ashford, Knick in Perspective: Restoring Regulatory Takings Remedy in Hawai'I, 42 U. HAWAII L. REV. 136-148 (2019).

Note, Land Use Management: A Governmental Obligation to Ensure Adequate Flood Prevention, 49 TEXAS ENVTL. L. J. 323-338 (2019).

Wolf, Michael Allan A Common Law of Zoning, 61 ARIZ L. REV. 771-822 (2019).

Comment, Challenge Accepted: A Reconsideration of Regulatory Takings Jurisprudence under the Privileges or Immunities Clause of the Fourteenth Amendment, 86 U. CINCINNATI L. REV. 1299-1322 (2018).

Pippin & Moroz, But Flooding Is Different: Takings Liability for Flooding in the Era of Climate Change, 50 ENVTL. L. REPORTER 10920-10942 (2020).

Serkin, A Case for Zoning, 96 NOTRE DAME L. REV. 749-798 (2020).

Note, Siting Natural Gas Pipelines Post-*PennEast*: The New Power of State-Held Conservation Easements, 105 MINN. L. REV. 1053-1104 (2020).

#### **Public Lands**

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# **Rural Development**

Note, Minnesota's Digital Divide: How Minnesota Can Replicate the Rural Electrification Act to Deliver Rural Broadband, 105 MINN. L. REV. 429-476 (2020).

Hall, A Practical Policy Proposal to Solve the Rural Hospital Puzzle. Gender Identity, Sexual Violence, and Diseases of Despair: Legal Obstacles & Solutions, 13 ST. LOUIS UNIV. J. HEALTH L. & POL'Y 237-264 (2020).

#### **Taxation**

Note, The Uncertainty of the Tax Cuts and Jobs Act: What Do Agricultural Producers Need to Keep in Mind? 24 DRAKE J. AGRIC. L. 491-510 (2019).

#### **Uniform Commercial Code**

#### **General (including Letters of Credit)**

Bjerre et al., The UCC and the ABA's Business Law Section: In Praise of the Omnium Gatherum--75th Anniversary Articles, 75 BUSINESS L. 2411-2426 (2020).

Uniform Commercial Code Survey, 75 BUSINESS L. (2020).

Martin, Marks & Barnes, Introduction 2611-2614.

Martin, Sales 2615-2632.

Liberatore, Gross & Whelan, Leases 2633-2650.

Klein & Denicola, Payments, 2651-2678.

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Zierdt & Adams, International Sale of Goods, 2729-2740.

# Water Rights: Agriculturally Related

Bates, Realizing the Right to Water within Environmental Limits, 23 U. DENVER WATER L. REV. 17-44 (2019).

Green, The Emerging Role of State and Local Governments in Shaping Water Projects: A Colorado Case Study, 23 U. DENVER WATER L. REV. 45-66 (2019).

Book Note, Shadler--The State of Water: Understanding California's Most Precious Resource by Kaufmann, 23 U. DENVER WATER L. REV. 94-96 (2019).

Hobbs, Delph Carpenter's Interstate Water Trials and Tribulations Led to the Water Compact Era, 23 U. DENVER WATER L. REV. (2019).

Student Article, Legislative Reports: Arizona, 23 U. DENVER WATER L. REV. 97-100 (2019).

Student Article, Legislative Report: Colorado, 23 U. DENVER WATER L. REV. 100-102 (2019).

Student Article, Legislative Report: Utah, 23 U. DENVER WATER L. REV. 102-104 (2019).

Student Article, State Court Reports: Alaska, 23 U. DENVER WATER L. REV. 105-106 (2019).

Student Article, State Court Reports: Colorado, 23 U. DENVER WATER L. REV. 106-111 (2019).

Student Article, State Court Reports: Idaho, 23 U. DENVER WATER L. REV. 111-113 (2019).

Student Article, State Court Reports: Nevada. 23 U. DENVER WATER L. REV. 113-114 (2019).

Student Article, State Court Reports: Utah, 23 U. DENVER WATER L. REV. 114-116 (2019).

Student Article, State Court Reports: Washington, 23 U. DENVER WATER L. REV. 116-118 (2019).

Li & Lilley, Compliance Models for Off-Grid Wastewater Treatment and Reuse, 50 ENVTL. L. REPORTER 10375-10384 (2020).

Ziemer et al., How the West Is Won: Advancing Water Law for Watershed Health, 42 PUB. LAND & RESOURCES L. REV. 81-94 (2020).

Peck et al., Groundwater Management: The Movement toward Local, Community-Based, Voluntary Programs, 29 KANSAS J. L. & PUB. POL'Y 1-49 (2019).

Karambelkar & Gerlak, Collaborative Governance and Stakeholder Participation in the Colorado River Basin: An Examination of Patterns of Inclusion and Exclusion, 60 NAT. RESOURES J. 1-46 (2020).

Book Note, DePauli--Where the Water Goes: Life and Death along the Colorado River by Owen, 60 NAT. RESOURCES J. 167-170 (2020).

Book Note, Norris--Water Is for Fighting over and Other Myths about Water in the West Fleck, 60 NAT. RESOURCES J. 171-172 (2020).

Pujari et al., Panel: Breaking Precedent: SCOTUS in the Midst of a Pandemic, 50 ENVTL. L. REPORTER 10787-10799 (2020).

Colburn, Time to Rethink the Supreme Court's Interstate Waters Jurisprudence, 50 ENVTL. L. REPORTER 10840-10848 (2020).

Comment, Subsurface Tension: The Conflicting Laws of Texas and New Mexico over Shared Groundwater and New Mexico's Desire for Regulation, 7 TEX. A&M L. REV. 453-474 (2020).

Kibel, Of Hatcheries and Habitat: Old and New Conservation Assumptions in the Pacific Salmon Treaty, 10 WASH. J. ENVTL. L. & POL'Y 90-115 (2020).

Smith, Exporting Nature's Gift: An Analysis of Contemporary Water Law Issues in Aotearoa New Zealand, 32 GEORGETOWN ENVTL. L. REV. 85-104 (2019).

Comment, Just around the Riverbed: Reconciling Navigability Rules in North Carolina, 41 CAMPBELL L. REV. 503-530 (2019).