

Environmental Law
Lewis & Clark Law School

INDEX

Volume 53
2023

TABLE OF TITLES

ARTICLES

Accounting for Climate Impacts in Decision Making <i>Mark Squillace</i>	649
Advancing Environmental Health and Justice: A Call For Assessment and Oversight of Healthcare Waste <i>Tiffany Canate, Michele Okoh, Crystal Dixon, Natalie Sampson, Kandyce Dunlap, Fatemeh Shafiei, Jay Herzmark, Lindsay Tallon, Na'Taki Osborne Jelks, Theodora Tsongas, Denise Patel, Olivia Wilson, Eric Persaud, Omega & Brenda Wilson, Vincent Martin, Kelly McLaughlin, & Margarita Asiain</i>	147
Climate Law Education and Its Place in Canadian Law Schools <i>Ling Chen</i>	1
Countermeasures and Cost Recovery Against Flag States to Prevent, Deter, and Eliminate IUU Fishing <i>Chris Wold</i>	383
Diminished Access to Judicial Review is an Unacceptable Consequence of EPA's Delegation of its Responsibilities to States <i>Jaclyn Lopez</i>	571
From "Sit and Wait" to "Proactive Regulation": a Model for Environmental Regulation of Private Property <i>Shai Stern</i>	33
Greening the Green Rush: How Addressing the Environmental Impact of Cannabis Legalization Can Enhance Social Equity and Remediate the Harms of the War on Drugs <i>Jose Garcia-Fuerte & William Garriott</i>	169
How Much Land Can Be Included in a National Monument?— Analyzing the "Smallest Area Compatible" Requirement in the Antiquities Act <i>Levi Tenen</i>	707
Marine Biodiversity: Challenges, Trends, and a New Treaty <i>Robin Kundis Craig</i>	343

Prosecuting Companies for Environmental Crimes Under the
Toxic Substances Control Act: Implications for Environmental
Justice Communities
Joshua Ozymy & Melissa Jarrell Ozymy 623

The National Environmental Policy Act: An Argument Against
Repeal or Legislative Reform
Scott Hudson 541

ESSAYS

Now Comes the hard part: Environmental Advocacy in the Age of
Climate Disruption
Patrick Parenteau..... 77

CHAPTERS

Refocusing Priorities for At-Risk Communities: Fire Manage-
ment for the Just Transition
John Herrmann..... 509

Temporary Membership? The Flaws of the H-2A Agricultural
Temporary Guest Worker Program in the Crimmigration
Context
Eve Goldman 487

NOTES & COMMENTS

Environmental Justice in Pollution Hotspots and Sections 7 & 15
of the *Charter*: The Case of the Aamjiwnaang Community in
“Chemical Valley”
Alexandra Guillot..... 273

Going Green: The Case for Issue Classes in Complex Environ-
mental Litigation
Corey Oken..... 465

Leveraging Foreign Investments to Support Climate Change-
Adaptation in the Global South: Certifying Climate-Nexus
Investments and Conditioning Protections
Zachary Pavlik 203

Rights of Nature in Hawai'i: Preserving the Relationship Between National Resources and Cultural Significance <i>Karli Uwaine</i>	239
The Value of Regulating Climate Disclosures <i>Cecilia Bremner</i>	111
Transmission: A New Hope: The Implications of the Biden Infra- structure Act on Corridor Designation <i>Eddie Kelinsky</i>	309

TABLE OF AUTHORS

Cecilia Bremner, <i>The Value of Regulating Climate Disclosures</i>	111
Tiffany Canate, <i>Advancing Environmental Health and Justice: A Call For Assessment and Oversight of Healthcare Waste</i>	147
Ling Chen, <i>Climate Law Education and Its Place in Canadian Law Schools</i>	1
Robin Kundis Craig, <i>Marine Biodiversity: Challenges, Trends, and a New Treaty</i>	343
Jose Garcia-Fuerte, <i>Greening the Green Rush: How Addressing the Environmental Impact of Cannabis Legalization Can En- hance Social Equity and Remediate the Harms of the War on Drugs</i>	169
Eve Goldman, <i>Temporary Membership? The Flaws of the H-2A Agricultural Temporary Guest Worker Program in the Crimmi- gration Context</i>	487
Alexandra Guillot, <i>Environmental Justice in Pollution Hotspots and Sections 7 & 15 of the Charter: The Case of the Aam- jiwnaang Community in "Chemical Valley"</i>	273
John Herrmann, <i>Refocusing Priorities for At-Risk Communities: Fire Management for the Just Transition</i>	509

- Scott Hudson, *The National Environmental Policy Act: An Argument Against Repeal or Legislative Reform* 541
- Eddie Kelinsky, *Transmission: A New Hope: The Implications of the Biden Infrastructure Act on Corridor Designation* 309
- Jaclyn Lopez, *Diminished Access to Judicial Review is an Unacceptable Consequence of EPA’s Delegation of its Responsibilities to States* 571
- Corey Oken, *Going Green: The Case for Issue Classes in Complex Environmental Litigation*..... 465
- Joshua Ozymy, *Prosecuting Companies for Environmental Crimes Under the Toxic Substances Control Act: Implications for Environmental Justice Communities*..... 623
- Patrick Parenteau, *Now Comes the hard part: Environmental Advocacy in the Age of Climate Disruption* 77
- Zachary Pavlik, *Leveraging Foreign Investments to Support Climate Change Adaptation in the Global South: Certifying Climate-Nexus Investments and Conditioning Protections* 203
- Mark Squillace, *Accounting for Climate Impacts in Decision Making* 649
- Shai Stern, *From “Sit and Wait” to “Proactive Regulation”: a Model for Environmental Regulation of Private Property* 33
- Levi Tenen, *How Much Land Can Be Included in a National Monument?—Analyzing the “Smallest Area Compatible” Requirement in the Antiquities Act*..... 707
- Karli Uwaine, *Rights of Nature in Hawai‘i: Preserving the Relationship Between National Resources and Cultural Significance* 239
- Chris Wold, *Countermeasures and Cost Recovery Against Flag States to Prevent, Deter, and Eliminate IUU Fishing* 383