AGRICULTURAL LAW: A SELECTED BIBLIOGRAPHY, 2002

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PREFACE

Introduction

The practice of agricultural law may cover agricultural-related aspects of many areas of law. These areas are as diverse as finance, biotechnology, international trade, food safety, government programs, labor, property law, taxation, commodity futures, animal law, land use, water quality, endangered species, and a variety of other environmental law topics.

Agricultural Law: A Selected Bibliography is compiled annually at the National Center for Agricultural Law[1] to assist lawyers, scholars, and others researching these topics. This annual supplement provides legal articles and books on thirty-five subjects related to agricultural law. Most titles were published in 2002. Additionally, some 2001 publications not included in the previous supplement are also listed.

The articles are from many law review journals and other legal or scholarly periodicals. Agricultural law periodicals covered are *Agricultural Law Update* (American Agricultural Law Association), *Agricultural Law Digest* (Agricultural Law Press), *Drake Journal of Agricultural Law*, *Farmers' Legal Action Report* (Farmers' Legal Action Group), and the *San Joaquin Journal of Agricultural Law*. The agricultural economics periodical *Choices* (American Agricultural Economics Association) is also included.

Books and monographs include treatises, handbooks, loose-leaf services, reports, scholarly works, and popular materials. Federal government publications are not included.[2] Most titles deal with various aspects of agricultural law, while

1. *See* NATIONAL CENTER FOR AGRICULTURAL LAW RESEARCH AND INFORMATION, UNIVERSITY OF ARKANSAS SCHOOL OF LAW, *available at* http://www.NationalAgLawCenter.org.

2. United States government publications may be obtained through extensive links on the National AgLaw Center's web site. *See* Sally J. Kelley, Agricultural Law Research Guide (2002), *at* http://www.NationalAgLawCenter.org/bibguide/agref.htm#govpubs (available under "U.S. Government Publications" link).

other resources are included to provide background or reference information. Some books and articles may discuss laws that have been repealed, but they are included for purposes of scholarly research.

This project focuses on United States agricultural law. Titles dealing exclusively with the law of others countries are not ordinarily included.

The original bibliography and all supplements, which together cover 1985 to 2002, are available on the National Center for Agricultural Law web site, at http://www.NationalAgLawCenter.org/aglawbib/index.html, in searchable and browsable modes. Future annual updates will be added.

The 1985-1992 bibliography and its supplements were originally published in law review journals: Sally J. Kelley, *Agricultural Law: A Selected Bibliography, 2001*, 55 ARK. L. REV. 303 (2002); Sally J. Kelley et al., *Agricultural Law: A Selected Bibliography, 2000*, 54 ARK. L. REV. 317 (2001); Sally J. Kelley et al., *Agricultural Law: A Selected Bibliography, 1996-1999*, 53 ARK. L. REV. 495 (2000); Sally J. Kelley et al., *Agricultural Law: A Selected Bibliography, October 1992-December 1995*, 61 MO. L. REV. 877 (1996); and Sally J. Kelley et al., *Agricultural Law: A Selected Bibliography, 1985-1992*, 19 WM. MITCHELL L. REV. 481 (1993).

To identify earlier articles, you may consult Mary G. Persyn & Tim J. Watts, *Selected Bibliography on Agricultural Law: 1980-85*, 34 U. KAN. L. REV. 703 (1986) and Drew Kershen's bibliographies, which go back to the mid-1980s.[3]

Sources for this 2002 supplement include the LRI (Legal Resource Index--Electronic Companion to Current Law Index) file on Westlaw, original indexing of agricultural law periodicals, OCLC WorldCat on First Search, and NCALRI acquisition lists.

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3. Drew Kershen's agricultural law bibliographies appear quarterly in *Agricultural Law Update*, a monthly newsletter published by the American Agricultural Law Association (AALA) to update attorneys on agricultural law developments. The AALA web site provides a cumulative version of the bibliography, which is updated quarterly. *See* AMERICAN AGRICULTURAL LAW ASSOC., *at* http://www.aglaw-assn.org. Although most citations are to law review articles, articles from other legal and scholarly journals and some books are included. The reader is referred to these excellent bibliographies as a way to keep up with agricultural law literature.

Obtaining Cited Materials

Many ways exist to find these materials. In some cases, a fee or subscription is required. The National Center for Agricultural Law's AgLaw Internet Gateway, also known as the Web Library, [4] has links to facilitate these suggestions. Specific Web Library addresses (URLs) are provided for each suggestion.

Articles

1. Some law review journals provide articles free of charge on the web. Web Library links to law review journal sites are at http://www.NationalAgLawCenter.org/genlaw.htm#legalreference. The journal home pages may also provide information for purchasing articles or issues.

2. Most law review journals are available electronically through the fee-based electronic legal services Westlaw and Lexis. Both services also have pay-by-credit-card sites, through which one can order individual law review articles or other documents. For Web Library links to these services and their credit card versions, go to http://www.NationalAgLawCenter.org/lawtext.htm#federal.

3. Links to publisher sites for agricultural law journals and newsletters are found in the Web Library at http://www.NationalAgLawCenter.org/aglaw.htm#pub.

4. Finally, photocopies of articles may also be requested (for a fee) at local libraries through their interlibrary loan service. Web Library links to United States libraries and libraries around the world are at http://www.NationalAgLawCenter.org/libcat.htm#worldwide.

Monographs

1. If a full-text version of a book or report is available on the Internet, the web address (URL) is included below as part of the citation.

2. Other titles may be requested through interlibrary loan at most academic and public libraries. Policies at individual lending institutions vary. Web

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4. SALLY J. KELLEY, AGRICULTURAL LAW ON THE INTERNET: A GUIDE, *available at* http://www.NationalAgLawCenter.org/weblibrary.htm.

Library links to United States libraries and libraries around the world are at http://www.NationalAgLawCenter.org/libcat.htm#worldwide.

3. Where an institutional author, such as the Food and Agriculture Organization of the United Nations, is listed, order and descriptive information can often be found at that organization's web site. General, agriculture, and legal search engines which you can use to locate organizations are at http://www.NationalAgLawCenter.org/searchweb.htm.

4. Publishers' descriptions and order information can often be obtained by a title search on an Internet search engine, such as http://www.google.com. A web search may also turn up the full text of a title loaded after the compilation of this bibliography. Search engines are found at http://www.NationalAgLawCenter.org/searchweb.htm.

The National Agricultural Law Center's Web Site at http://www.NationalAgLawCenter.org/

The Center's web site provides a myriad of useful resources in addition to this bibliography and its predecessors. The main categories are described below. Directions from the home page and a direct web address are given.

1. AgLaw Internet Gateway. This research gateway is an extensive collection of links to agricultural law, general law, primary law, government agencies, environmental law, and international law resources around the world. These resources provide a starting point for Internet legal research in general and for agricultural law research in particular. Click on Web Library or go to http://www.NationalAgLawCenter.org/weblibrary.htm.

2. National AgLaw Reporter. Summaries of recent significant agricultural law cases and federal regulations are listed by date and have a subject index. The regulation digest provides links to the full text of each regulation. Click on AgLaw News or go to http://www.NationalAgLawCenter.org/news/index.html.

3. Research Articles. These articles on a variety of timely agricultural law topics are written by Center attorneys, agricultural law faculty, graduate agricultural law students, and other noted experts. Click on Publications or go to http://www.NationalAgLawCenter.org/publications/index.html.

4. State Guides. Federal and state guides to environmental law affecting agriculture and federal and state guides to food safety standards were produced in cooperation with the National Association of State Departments of Agriculture ("NASDA") and are linked from the NASDA site. Click on Publica-

tions, then on State Guides, or go to
http://www.NationalAgLawCenter.org/publications/guides.htm.

5. Research Guides. Annotated guides to agricultural, environmental, and international legal research by Sally J. Kelley cover basic print and electronic resources. The guide to agricultural law materials, for instance, covers basic agricultural law treatises, introductory texts, newsletters, other periodicals, government publications, and reference materials. Click on Web Library, then on Research Guides, or go to
http://www.NationalAgLawCenter.org/bibguide/bibguides.htm.

6. USDA Administrative Decisions. Decisions from the USDA Judicial Officer cover 2002 forward. Click on USDA Decisions or go to
http://www.NationalAgLawCenter.org/jodecisions/index.html.

7. Agricultural Law Bibliography. Bibliographies, including this supplement, cover agricultural law articles and books published from 1985 forward. Click on Web Library, then on Ag Law Bibliography or go to
http://www.NationalAgLawCenter.org/aglawbib/index.html.

Disclaimer

The publications listed in this bibliography are intended for information purposes only. The National Center for Agricultural Law is not responsible for the accuracy or completeness of their content. Anyone attempting to accomplish reliable legal research in this area is advised to conduct the research according to recognized standards in the profession. This bibliography may serve as a useful beginning point or a tool in that process. It is not a substitute for a complete research program. Citations are also intended for reference assistance only and should be checked against primary sources before being presented.

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