



## Implementation and Interpretive Challenges of *Loper Bright*

### Call for Papers for Special *Loper Bright* Issue

**Background.** “*Chevron* is overruled.” *Loper Bright Enters. v. Raimondo*, 603 U.S. 369, 412 (2024).

With the Supreme Court’s decision overturning *Chevron*, courts must no longer defer to administrative agencies when interpreting matters of law. But what does this mean for the agency regulations rooted in the now defunct standard, which allowed for nearly unbridled agency interpretations of “ambiguous” statutory language, rather than in the statute’s plain text? And what interpretive challenges might this raise? What is the role of *Skidmore*, fact deference, and mixed questions of fact and law?

***Loper Bright* Issue Vision.** This special *Loper Bright* Issue focuses on the intersection between the end of *Chevron* deference and what comes next. We are interested in topics from a broad range of issues—from women’s sports, abortion, and religious freedom to environmental policy, tax, and whatever you might think is important for courts to consider.

*Liberty University Law Review* welcomes contributions to this special *Loper Bright* Issue. We desire articles from legal practitioners, academics, and jurists hoping to contribute to this new era of administrative law.

#### ***Loper Bright* Website.**

- Visit [https://digitalcommons.liberty.edu/lu\\_law\\_review/news.html](https://digitalcommons.liberty.edu/lu_law_review/news.html) for more information about the special *Loper Bright* Issue and Issue Event.

#### **Article Submission Requirements.**

- Articles must be between 5,000 and 15,000 words (you may request an exception).
- Articles must have sources supported by appropriate footnotes using *Bluebook* citation.
- Articles should provide an in-depth exploration of a topic dealing with *Loper Bright*’s interpretive challenges, interaction with case law, or its impact on other scholarly research.
- Article topics are not limited to the suggested topics below. We are open to consider anything that reasonably intersects with the *Loper Bright* Issue Vision.

#### **Article Submission Process.**

- We will consider submissions on a rolling basis.
- Please send article outlines, abstracts, drafts, submissions, and questions to [lawreview@liberty.edu](mailto:lawreview@liberty.edu).

### **Article Submission Timeline.**

- An article outline and abstract (400 word minimum) are due by July 18, 2025, to be considered for publication in the special *Loper Bright* Issue.
- An early draft is due by September 24, 2025. Drafts do not need to be fully complete, and the *Liberty University Law Review* will assist in editing and formatting.
- The final draft is due by December 1, 2025.
- This special *Loper Bright* Issue will be published in the Spring of 2026.

### ***Loper Bright* Issue Event.**

- *Liberty University Law Review* will host an in-person event on Friday, October 17, 2025, at Liberty Law's campus in Lynchburg, Virginia.
- The purpose of the *Loper Bright* Issue Event is to foster meaningful dialogue, spark insightful discussions, and exchange ideas surrounding *Loper Bright*.
- The *Loper Bright* Issue Event will include two to three panels of authors who submit abstracts and are selected by the *Liberty University Law Review* to speak at the event.
- Additionally, there will be a keynote speaker, and lunch will be provided.

### **Speaker Selection Process.**

- Approved authors for this special *Loper Bright* Issue will present their articles on an in-person panel at the *Loper Bright* Issue Event.
- Subject to and in accordance with University travel and related policies, the *Liberty University Law Review* will cover reasonable costs for travel and lodging for invited authors who speak at the *Loper Bright* Issue Event (all travel and related expenses must be coordinated and pre-approved through the Law School).
- Subject to and in accordance with University policy and requirements, we will offer a \$1,000 honorarium for each approved author who submits an article and speaks at the *Loper Bright* Issue Event.

### **Suggested Topics for Submission.**

- To what extent did *Loper Bright* change things, and how should courts implement it?
- *Loper Bright*'s impact on the future of *Skidmore*, the major questions doctrine, the non-delegation doctrine, etc.
- To what extent does *Loper Bright* impact issues involving mixed questions of fact and law?
- The future of deference standards, such as of *Auer/Seminole Rock* or fact deference
- The effect of *Loper Bright* on Titles VII, IX, and X
- *Loper Bright*'s implications on religious freedom, parental rights, education, abortion, insurance regulation, and child health care regulation
- How does *Loper Bright* affect entire bodies of regulation, such as tax, environment, and health care law?