



1995

Indices to Volume 83

Kentucky Law Journal

Follow this and additional works at: <https://uknowledge.uky.edu/klj>

Right click to open a feedback form in a new tab to let us know how this document benefits you.

Recommended Citation

Kentucky Law Journal (1995) "Indices to Volume 83," *Kentucky Law Journal*: Vol. 83 : Iss. 4 , Article 6.

Available at: <https://uknowledge.uky.edu/klj/vol83/iss4/6>

This Table of Contents is brought to you for free and open access by the Law Journals at UKnowledge. It has been accepted for inclusion in Kentucky Law Journal by an authorized editor of UKnowledge. For more information, please contact UKnowledge@lsv.uky.edu.

AUTHOR AND SUBJECT INDICES

To Volume 83

Author Index*

BOOTH, LADY E. and Thomas E. Rutledge The Limited Liability Company Act: Understanding Kentucky's New Organizational Option	1
CARMEL, KRYSZYNA M. The Equine Activity Liability Acts: A Discussion of Those in Existence and Suggestions for a Model Act	157
*COLLINS, N. BROCK Fugitives and Forfeiture – Flouting the System or Fundamental Right?	631
COX, STANLEY E. What May States Do About Out-of-State Waste in Light of Recent Supreme Court Decisions Applying the Dormant Commerce Clause? Kentucky as Case Study in the Waste Wars	551
DAYS, DREW S. III In Search of the Solicitor General's Clients: A Drama with Many Characters	485
GILLIG, JOHN S. Kentucky Post-Conviction Remedies and the Judicial Development of Kentucky Rule of Criminal Procedure 11.42	265
*GORMAN, CHRISTOPHER TYSON Liability of Directors and Officers Under FIRREA: The Uncertain Standard of	

* Indicates student work.

§ 1821(k) and the Need for Congressional Reform 653

*HAGER, MEDRITH LEE
 The Hobbs Act: Maintaining the Distinction
 Between a Bribe and a Gift 197

*HAGER, MEDRITH LEE and Sarah N. Welling
 Defining Excessiveness: Applying the Eighth
 Amendment to Civil Forfeiture After
Austin v. United States 835

*HOUSE, RACHAEL K.
 Awarding Child Support Against the Impov-
 erished Parent: Straying from Statutory
 Guidelines and Using SSI in Setting the
 Amount 681

*LOY, STEVEN BRIAN
 The Government Contractor Defense: Is It a
 Weapon Only for the Military? 505

*O'NEILL, PATRICK E.
 Time for Direction: The Need for a Clear,
 Uniform Rule Regarding Searches During
 Child Abuse Investigations 529

RUSSO, CHARLES J.
 School-Based Decision Making in Kentucky:
 Dawn of a New Era or Nothing New
 Under the Sun? 123

RUTLEDGE, THOMAS E. and Lady E. Booth
 The Limited Liability Company Act: Under-
 standing Kentucky's New Organizational
 Option 1

STRASSER, MARK
 Incompetents and the Right to Die: In Search
 of Consistent Meaningful Standards 733

*WALTERS, JOHN W.
 The Constitutional Duty of Teachers to
 Protect Students: Employing the "Suffi-
 cient Custody" Test 229

WEINBERG, HAROLD R.
 They Came from "Beyond the Pale": Security
 Interests in Tort Claims 443

*WELLING, SARAH N. and Medrith Lee Hager
 Defining Excessiveness: Applying the Eighth

Amendment to Civil Forfeiture After <i>Austin v. United States</i>	835
*WILSON, MINDY G.	
The Prewarrant Use of Thermal Imagery: Has This Technological Advance in the War Against Drugs Come at the Expense of Fourth Amendment Protections Against Unreasonable Searches?	891
WRIGHT, R. GEORGE	
Cross-Examining Legal Ethics: The Roles of Intentions, Outcomes, and Character	801
*WRIGHT, TODD R.	
“Any Other Law-Enforcement Officer”: Federal Tort Claims Act § 2680(c)	707

Subject Index

ADVERSARY SYSTEM

Cross-Examining Legal Ethics: The Roles of Intentions, Outcomes, and Character, R. George Wright	801
--	-----

ARTICLE NINE

They Came from “Beyond the Pale”: Security Interests in Tort Claims, Harold R. Weinberg	443
---	-----

ASSUMPTION OF RISK

The Equine Activity Liability Acts: A Discussion of Those in Existence and Suggestions for a Model Act, Krystyna M. Carmel	157
---	-----

ATTORNEY GENERAL

In Search of the Solicitor General’s Clients: A Drama with Many Characters, Drew S. Days III	485
--	-----

BRIBE

The Hobbs Act: Maintaining the Distinction Between a Bribe and a Gift, Medrith Lee Hager	197
--	-----

CHILD ABUSE

- Time for Direction: The Need for a Clear,
Uniform Rule Regarding Searches During
Child Abuse Investigations,
Patrick E. O'Neill 529

CHILD SUPPORT GUIDELINES

- Awarding Child Support Against the Impov-
erished Parent: Straying from Statutory
Guidelines and Using SSI in Setting the
Amount,
Rachael K. House 681

CIVIL FORFEITURE

- Defining Excessiveness: Applying the Eighth
Amendment to Civil Forfeiture After
Austin v. United States,
Sarah N. Welling and Medrith Lee Hager 835
- Fugitives and Forfeiture — Flouting the
System or Fundamental Right?,
N. Brock Collins 631

COMMERCE CLAUSE

- What May States Do About Out-of-State
Waste in Light of Recent Supreme Court
Decisions Applying the Dormant Com-
merce Clause? Kentucky as Case Study
in the Waste Wars,
Stanley E. Cox 551

COMPETENCE

- Incompetents and the Right to Die: In Search
of Consistent Meaningful Standards,
Mark Strasser 733

CONSTITUTIONAL LAW

- The Constitutional Duty of Teachers to
Protect Students: Employing the “Suffi-
cient Custody” Test,
John W. Walters 229
- Defining Excessiveness: Applying the Eighth
Amendment to Civil Forfeiture After
Austin v. United States,
Sarah N. Welling and Medrith Lee Hager 835
- Kentucky Post-Conviction Remedies and the
Judicial Development of Kentucky Rule

of Criminal Procedure 11.42, John S. Gillig	265
The Prewarrant Use of Thermal Imagery: Has This Technological Advance in the War Against Drugs Come at the Expense of Fourth Amendment Protections Against Unreasonable Searches?, Mindy G. Wilson	891
Time for Direction: The Need for a Clear, Uniform Rule Regarding Searches During Child Abuse Investigations, Patrick E. O'Neill	529
What May States Do About Out-of-State Waste in Light of Recent Supreme Court Decisions Applying the Dormant Com- merce Clause? Kentucky as Case Study in the Waste Wars, Stanley E. Cox	551
CORAM NOBIS	
Kentucky Post-Conviction Remedies and the Judicial Development of Kentucky Rule of Criminal Procedure 11.42, John S. Gillig	265
CRIMINAL LAW	
Kentucky Post-Conviction Remedies and the Judicial Development of Kentucky Rule of Criminal Procedure 11.42, John S. Gillig	265
CRIMINAL PROCEDURE	
Kentucky Post-Conviction Remedies and the Judicial Development of Kentucky Rule of Criminal Procedure 11.42, John S. Gillig	265
DEATH	
Incompetents and the Right to Die: In Search of Consistent Meaningful Standards, Mark Strasser	733
DISCRETIONARY FUNCTION EXCEPTION	
The Government Contractor Defense: Is It a Weapon Only for the Military?, Steven Brian Loy	505

DORMANT COMMERCE CLAUSE

What May States Do About Out-of-State Waste in Light of Recent Supreme Court Decisions Applying the Dormant Commerce Clause? Kentucky as Case Study in the Waste Wars,
Stanley E. Cox 551

DUE PROCESS

The Constitutional Duty of Teachers to Protect Students: Employing the “Sufficient Custody” Test,
John W. Walters 229

EALAs

The Equine Activity Liability Acts: A Discussion of Those in Existence and Suggestions for a Model Act,
Krystyna M. Carmel 157

EDUCATION

The Constitutional Duty of Teachers to Protect Students: Employing the “Sufficient Custody” Test,
John W. Walters 229

School-Based Decision Making in Kentucky: Dawn of a New Era or Nothing New Under the Sun?,
Charles J. Russo 123

EIGHTH AMENDMENT

Defining Excessiveness: Applying the Eighth Amendment to Civil Forfeiture After *Austin v. United States*,
Sarah N. Welling and Medrith Lee Hager 835

EMERGENCY RULE EXCEPTION

Time for Direction: The Need for a Clear, Uniform Rule Regarding Searches During Child Abuse Investigations,
Patrick E. O’Neill 529

EQUINE ACTIVITY LIABILITY ACTS

The Equine Activity Liability Acts: A Discussion of Those in Existence and Suggestions for a Model Act,
Krystyna M. Carmel 157

ETHICS

- Cross-Examining Legal Ethics: The Roles of Intentions, Outcomes, and Character,
R. George Wright 801

EXCLUSION

- They Came from "Beyond the Pale": Security Interests in Tort Claims,
Harold R. Weinberg 443

EXTORTION

- The Hobbs Act: Maintaining the Distinction Between a Bribe and a Gift,
Medrith Lee Hager 197

FEDERAL COURTS

- "Any Other Law-Enforcement Officer": Federal Tort Claims Act § 2680(c),
Todd R. Wright 707

- Defining Excessiveness: Applying the Eighth Amendment to Civil Forfeiture After *Austin v. United States*,
Sarah N. Welling and Medrith Lee Hager 835

- Kentucky Post-Conviction Remedies and the Judicial Development of Kentucky Rule of Criminal Procedure 11.42,
John S. Gillig 265

FEDERAL TORT CLAIM ACT (FTCA)

- "Any Other Law-Enforcement Officer": Federal Tort Claims Act § 2680(c),
Todd R. Wright 707

FERES-STENCEL DOCTRINE

- The Government Contractor Defense: Is It a Weapon Only for the Military?,
Steven Brian Loy 505

FINANCIAL INSTITUTIONS REFORM, RECOVERY, AND ENFORCEMENT ACT OF 1989

- Liability of Directors and Officers Under FIRREA: The Uncertain Standard of § 1821(k) and the Need for Congressional Reform,
Christopher Tyson Gorman 653

FLOW CONTROL

- What May States Do About Out-of-State Waste in Light of Recent Supreme Court

Decisions Applying the Dormant Commerce Clause? Kentucky as Case Study in the Waste Wars,

Stanley E. Cox 551

FOURTEENTH AMENDMENT

What May States Do About Out-of-State Waste in Light of Recent Supreme Court Decisions Applying the Dormant Commerce Clause? Kentucky as Case Study in the Waste Wars,

Stanley E. Cox 551

FOURTH AMENDMENT

The Prewarrant Use of Thermal Imagery: Has This Technological Advance in the War Against Drugs Come at the Expense of Fourth Amendment Protections Against Unreasonable Searches?,

Mindy G. Wilson 891

Time for Direction: The Need for a Clear, Uniform Rule Regarding Searches During Child Abuse Investigations,

Patrick E. O'Neill 529

FUGITIVE DISENTITLEMENT

Fugitives and Forfeiture – Flouting the System or Fundamental Right?,

N. Brock Collins 631

GIFT

The Hobbs Act: Maintaining the Distinction Between a Bribe and a Gift,

Medrith Lee Hager 197

GOVERNMENT CONTRACTOR DEFENSE

The Government Contractor Defense: Is It a Weapon Only for the Military?,

Steven Brian Loy 505

HABEAS CORPUS

Kentucky Post-Conviction Remedies and the Judicial Development of Kentucky Rule of Criminal Procedure 11.42,

John S. Gillig 265

HOBBS ACT

The Hobbs Act: Maintaining the Distinction

Between a Bribe and a Gift, Medrith Lee Hager	197
IMMUNITY	
The Government Contractor Defense: Is It a Weapon Only for the Military?, Steven Brian Loy	505
INCOMPETENCE	
Incompetents and the Right to Die: In Search of Consistent Meaningful Standards, Mark Strasser	733
INSTRUMENTALITY TEST	
Defining Excessiveness: Applying the Eighth Amendment to Civil Forfeiture After <i>Austin v. United States</i> , Sarah N. Welling and Medrith Lee Hager	835
KERA	
School-Based Decision Making in Kentucky: Dawn of a New Era or Nothing New Under the Sun?, Charles J. Russo	123
LEGAL ETHICS	
Cross-Examining Legal Ethics: The Roles of Intentions, Outcomes, and Character, R. George Wright	801
LIMITED LIABILITY COMPANY ACT	
The Limited Liability Company Act: Under- standing Kentucky's New Organizational Option, Thomas E. Rutledge and Lady E. Booth	1
LLC	
The Limited Liability Company Act: Under- standing Kentucky's New Organizational Option, Thomas E. Rutledge and Lady E. Booth	1
MILITARY	
The Government Contractor Defense: Is It a Weapon Only for the Military?, Steven Brian Loy	505
OFFICER AND DIRECTOR LIABILITY	
Liability of Directors and Officers Under FIRREA: The Uncertain Standard of	

§ 1821(k) and the Need for Congressional Reform, Christopher Tyson Gorman	653
POLICE OFFICER/SOCIAL WORKER DISTINCTION	
Time for Direction: The Need for a Clear, Uniform Rule Regarding Searches During Child Abuse Investigations, Patrick E. O'Neill	529
POST-CONVICTION	
Kentucky Post-Conviction Remedies and the Judicial Development of Kentucky Rule of Criminal Procedure 11.42, John S. Gillig	265
POVERTY	
Awarding Child Support Against the Impoverished Parent: Straying from Statutory Guidelines and Using SSI in Setting the Amount, Rachael K. House	681
PROPORTIONALITY TEST	
Defining Excessiveness: Applying the Eighth Amendment to Civil Forfeiture After <i>Austin v. United States</i> , Sarah N. Welling and Medrith Lee Hager	835
QUALIFIED IMMUNITY	
Time for Direction: The Need for a Clear, Uniform Rule Regarding Searches During Child Abuse Investigations, Patrick E. O'Neill	529
QUID PRO QUO	
The Hobbs Act: Maintaining the Distinction Between a Bribe and a Gift, Medrith Lee Hager	197
RCr 11.42	
Kentucky Post-Conviction Remedies and the Judicial Development of Kentucky Rule of Criminal Procedure 11.42, John S. Gillig	265
RIGHT TO DIE	
Incompetents and the Right to Die: In Search of Consistent Meaningful Standards, Mark Strasser	733

SAVINGS AND LOANS

- Liability of Directors and Officers Under
FIRREA: The Uncertain Standard of
§ 1821(k) and the Need for Congress-
ional Reform,
Christopher Tyson Gorman 653

SCHOOL-BASED DECISION MAKING

- School-Based Decision Making in Kentucky:
Dawn of a New Era or Nothing New
Under the Sun?,
Charles J. Russo 123

SECTION 1983

- The Constitutional Duty of Teachers to
Protect Students: Employing the "Suffi-
cient Custody" Test,
John W. Walters 229

SECURITY INTERESTS

- They Came from "Beyond the Pale": Security
Interests in Tort Claims,
Harold R. Weinberg 443

SOLICITOR GENERAL

- In Search of the Solicitor General's Clients:
A Drama with Many Characters,
Drew S. Days III 485

SOVEREIGN IMMUNITY

- "Any Other Law-Enforcement Officer":
Federal Tort Claims Act § 2680(c),
Todd R. Wright 707

SUBROGATION

- They Came from "Beyond the Pale": Security
Interests in Tort Claims,
Harold R. Weinberg 443

SUBSTITUTED JUDGMENT

- Incompetents and the Right to Die: In Search
of Consistent Meaningful Standards,
Mark Strasser 733

"SUFFICIENT CUSTODY" TEST

- The Constitutional Duty of Teachers to
Protect Students: Employing the "Suffi-
cient Custody" Test,
John W. Walters 229

SUPPLEMENTAL SECURITY INCOME (SSI)

Awarding Child Support Against the Impoverished Parent: Straying from Statutory Guidelines and Using SSI in Setting the Amount,

Rachael K. House 681

SWINFORD LECTURE

In Search of the Solicitor General's Clients: A Drama with Many Characters,

Drew S. Days III 485

THERMAL IMAGERY

The Prewarrant Use of Thermal Imagery: Has This Technological Advance in the War Against Drugs Come at the Expense of Fourth Amendment Protections Against Unreasonable Searches?,

Mindy G. Wilson 891

TORTS

They Came from "Beyond the Pale": Security Interests in Tort Claims,

Harold R. Weinberg 443

UNIFORM COMMERCIAL CODE (U.C.C.)

They Came from "Beyond the Pale": Security Interests in Tort Claims,

Harold R. Weinberg 443

WASTE

What May States Do About Out-of-State Waste in Light of Recent Supreme Court Decisions Applying the Dormant Commerce Clause? Kentucky as Case Study in the Waste Wars,

Stanley E. Cox 551