Introduction to the 2026-2027 Edition

New developments in this update include two new sections:

- **§ 7:3 Transgender discrimination,** discussing the Supreme Court's decisions in *United States v. Skrmetti and W. Virginia v. B.P.J. by Jackson* and how they have distanced federal appellate analysis of transgender discrimination as requiring heightened scrutiny
- **§ 13:5 "Reverse" discrimination,** discussing the Supreme Court decision *Ames v. Ohio Dep't of Youth Servs.,* and analysis of discrimination against majority individuals under *McDonnell Douglas Corp. v. Green*
- also covering Executive orders and state attorney general opinions terminating or criticizing DEI programs and programs in education addressing racial discrimination. (see § 14:6)

December 2026

Publisher's Editorial Staff