



Exploring the Equal Protection Clause as a Remedy to Address Racial Disparities

Summer Associate Project Exchange

Project Title

Exploring the Equal Protection Clause as a Remedy to Address Racial Disparities

Scope of Work

Timing

Jurisdiction

National

Contact Information

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Description

In the not-too-distant future, the Supreme Court could be persuaded to reexamine the notion that societal discrimination is not remediable under the Equal Protection Clause (EPC). In *Bakke*, a slim majority deemed the EPC impervious to so-called societal discrimination. In *SFFA v. Harvard/UNC*, Justice Ketanji Brown Jackson painstakingly catalogues racial disparities in many spheres.

As we reimagine or reclaim the EPC, LatinoJustice PRLDEF seeks to develop a construct that uses the EPC to remedy racial disparities (particularly when government policies and practices, in part, caused those disparities--e.g. discrimination by the Federal Housing Administration in loan programs).