

The TENNESSEE JOURNAL OF LAW AND POLICY is published semi-annually and edited by students of the University of Tennessee College of Law. The publisher is the TENNESSEE JOURNAL OF LAW AND POLICY, 1505 West Cumberland Avenue, Knoxville, Tennessee 37996-1810. The domestic subscription rate is \$20.00 per volume, and the foreign subscription rate is \$25.00 per volume. Unless notice to the contrary is received, the TENNESSEE JOURNAL OF LAW AND POLICY assumes that a renewal of the subscription is desired. All claims of non-receipt of an issue should be made within six months of date of publication if claimant wishes to avoid paying for the missing issue. To order back issues, contact William S. Hein & Co., Inc. at 1285 Main Street, Buffalo, New York 14209-1987, or call toll free at (800) 828-7571. POSTMASTER: Send address changes to TENNESSEE JOURNAL OF LAW AND POLICY, 1505 West Cumberland Avenue, Knoxville, Tennessee 37996-1810.

Copyright © 2013, TENNESSEE JOURNAL OF LAW AND
POLICY, University of Tennessee College of Law.
All Rights Reserved.

ISSN 1940-4131

<http://www.law.utk.edu/publications/tjlp.sht>

COMMENTARY

HOW TO CREATE AMERICAN MANUFACTURING JOBS

John Dewar Gleissner

POLICY NOTE

**STATES ARE MAKING THEIR OWN DECISIONS REGARDING
WHETHER MARIJUANA SHOULD BE ILLEGAL: HOW SHOULD
THE FEDERAL GOVERNMENT REACT?**

Joseph Tutro

**THE CONSTITUTIONALITY OF ELIMINATING OR RESTRICTING
U.S. SENATE PRIMARIES UNDER THE SEVENTEENTH**

AMENDMENT

Megan Duthie

ARTICLE

**GUT CHECK: WHY OBESITY IS NOT A DISABILITY UNDER
TENNESSEE LAW AND HOW THE LEGISLATURE CAN
ADDRESS THE OBESITY EPIDEMIC**

Jennifer Vallor

Tennessee Journal of Law and Policy

**2013-2014 EDITORIAL STAFF
EDITORIAL BOARD**

ANNA SWIFT
Editor in Chief

LINDSEY LYLE
Executive Editor

WILLIE SANTANA
Managing Editor

KEVIN ELKINS
Publications Editor

BYRON MCQUAIN
Articles Editor

DANIEL MURPHY
Articles Editor

GINA SARLI
Research Editor

JOSEPH TUTRO
Research Editor

BROOKE BOYD
Candidacy Process Editor

ALEX HARTILL
Symposium Editor

Tennessee Journal of Law and Policy

STUDENT EDITORS

JASON COLLVER

MEGAN DUTHIE

BRIAN PUSTER

AMY SOSINSKI

DANIEL SULLIVAN

Tennessee Journal of Law and Policy

FACULTY ADVISORS

PENNY J. WHITE

*Director of the Center for Advocacy and Elvin E. Overton
Distinguished Professor of Law*

OTIS H. STEPHENS, PH.D.

*Alumni Distinguished Service Professor of Political
Science and Resident Scholar of Constitutional Law*

IRIS J. GOODWIN

Associate Professor of Law

**UNIVERSITY OF TENNESSEE COLLEGE OF LAW
ADMINISTRATION**

DOUGLAS A. BLAZE

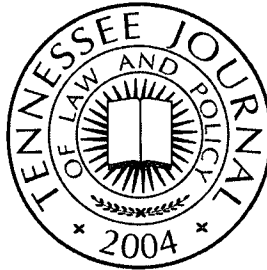
*Dean of the College of Law and Art Stolnitz and Elvin E.
Overton Distinguished Professor of Law*

CAROL M. PARKER

*Associate Dean for Academic Affairs, Director of Legal
Writing, and Associate Professor of Law*

KATRICE MORGAN

Assistant Dean for Student Affairs



CONTENTS

COMMENTARY

HOW TO CREATE AMERICAN MANUFACTURING JOBS

John Dewar Gleissner.....166

POLICY NOTE

STATES ARE MAKING THEIR OWN DECISIONS REGARDING WHETHER MARIJUANA SHOULD BE ILLEGAL: HOW SHOULD THE FEDERAL GOVERNMENT REACT?

Joseph Tutro.....233

THE CONSTITUTIONALITY OF ELIMINATING OR RESTRICTING U.S. SENATE PRIMARIES UNDER THE SEVENTEENTH AMENDMENT

Megan Duthie.....249

ARTICLE

GUT CHECK: WHY OBESITY IS NOT A DISABILITY UNDER TENNESSEE LAW AND HOW THE LEGISLATURE CAN ADDRESS THE OBESITY EPIDEMIC

Jennifer Vallor265

Publication of contributions does not signify adoption of the views expressed therein by the TENNESSEE JOURNAL OF LAW AND POLICY, its editors, faculty advisors, or The University of Tennessee.