

DANIEL B. RICE

Assistant Professor, University of North Carolina School of Law
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EXPERIENCE

University of North Carolina School of Law, Chapel Hill, NC

Assistant Professor of Law, July 2025–present

University of Arkansas School of Law, Fayetteville, AR

Assistant Professor of Law, June 2022–May 2025

Duke University School of Law, Durham, NC

Visiting Assistant Professor, July 2020–May 2022

Georgetown University Law Center

Institute for Constitutional Advocacy and Protection, Washington, DC

Counsel, July 2019–June 2020

Associate, August 2018–June 2019

Institute Fellow, August 2017–July 2018

- Litigated a wide range of constitutional issues in state and federal court
- Supervised the work of students enrolled in the Institute's practicum

The Honorable Sri Srinivasan, U.S. Court of Appeals for the D.C. Circuit

Law Clerk, August 2016–August 2017

The Honorable Christopher R. Cooper, U.S. District Court for the District of Columbia

Law Clerk, August 2015–August 2016

Gibson, Dunn & Crutcher LLP, Washington, DC

Summer Associate, May–July 2014

PUBLICATIONS

The Moral Complacency of Federal Indian Law, 110 MINN. L. REV. ____ (forthcoming 2026)

Civic Duties and Cultural Change, 113 CALIF. L. REV. ____ (forthcoming 2025)

Judicial Moral Prophecy, 101 WASH. U. L. REV. 177 (2023)

Repugnant Precedents and the Court of History, 121 MICH. L. REV. 577 (2023)

Reforming Variable Vagueness, 23 U. PA. J. CONST. L. 960 (2021)

Confining Cases to Their Facts, 105 VA. L. REV. 865 (2019) (with Jack Boeglin)

- cited in Adam Liptak & Abbie VanSickle, [Supreme Court Lets Trump, for Now, Remove Agency Leaders](#), N.Y. TIMES, May 22, 2025
- cited in Brief for Court-Appointed Amicus Curiae at 49, *Seila Law LLC v. CFPB*, 140 S. Ct. 2183 (2020) (No. 19-7)

Nonenforcement by Accretion: The Logan Act and the Take Care Clause, 55 HARV. J. ON LEGIS. 443 (2018)

- o cited in *The Logan Act*, 44 Op. O.L.C. 258 (2020)

The Riddle of Ruth Bryan Owen, 29 YALE J.L. & HUMAN. 1 (2017)

- o endorsed by the [Legal Theory Blog](#) (“Wonderful and fascinating. Highly recommended. Download it while it’s hot!”)

Note, *Territorial Annexation as a “Great Power”*, 64 DUKE L.J. 717 (2015)

- o reviewed by Christina Duffy Ponsa-Kraus, [To Enumerate or Not to Enumerate: A Theory of Congressional “Great Powers”](#), JOTWELL (June 22, 2015)
- o discussed in GARY LAWSON & GUY SEIDMAN, A GREAT POWER OF ATTORNEY: UNDERSTANDING THE FIDUCIARY CONSTITUTION 100–03 (2017)

AMICUS BRIEFS

[Brief of Amici Curiae Constitutional and Federal Courts Scholars in Support of Appellants](#), *Isaacson v. Mayes*, U.S. Court of Appeals for the Ninth Circuit, Apr. 27, 2023 (lead signatory)

[Brief of Professor Daniel B. Rice as Amicus Curiae in Support of Neither Party](#), *Doe v. Hopkinton Public Schools*, U.S. Court of Appeals for the First Circuit, Feb. 11, 2021

OTHER WORKS AND MEDIA

Quoted in [Cherokee Tribal Authority Crucial in Arrest of Swain County Sheriff on Sexual Assault Charges](#), CAROLINA PUBLIC PRESS, July 3, 2025

Quoted in [Trump–Putin Ties Are Back in the Spotlight After New Book Describes Calls](#), AP, Oct. 9, 2024

Co-author, [Protests & Public Safety: A Guide for Cities and Citizens](#), INSTITUTE FOR CONSTITUTIONAL ADVOCACY AND PROTECTION, July 27, 2020 (principal drafter of Parts I.A, III, V, and VI)

[Variable Vagueness and the Shadow Second Amendment](#), SECOND THOUGHTS (Duke Center for Firearms Law), July 8, 2020

[Female Genital Mutilation and the Treaty Power: What Congress Can Do](#), JUST SECURITY, Oct. 29, 2019

Quoted in [Parties Debate Judge’s Right to Limit Access to Court Audio](#), MARYLAND DAILY RECORD, Aug. 15, 2019

Quoted in [Maryland Journalists Challenge Ban on Broadcasting Criminal Court Procedures](#), COLUMBIA JOURNALISM REVIEW, June 6, 2019

[Herrera v. Wyoming: A Cautionary Encounter with Careless Repudiation](#), BALKINIZATION, Jan. 18, 2019 (with Jack Boeglin)

[Defying the Supreme Court Through Faux Fidelity to Precedent](#), MEDIUM, Dec. 3, 2018 (with Joshua A. Geltzer)

[The Birthrighters’ Precedent Problem](#), MEDIUM, Nov. 19, 2018

Quoted in [*Trump Takes Aim at Kerry—Again—Ahead of Announcement on Iran Deal*](#), N.Y. TIMES, May 7, 2018

[*The Collateral Costs of a Logan Act Prosecution*](#), JUST SECURITY, Dec. 7, 2017

EDUCATION

Duke University School of Law, Durham, NC

Juris Doctor, summa cum laude, 2015

Honors: Valedictorian; Order of the Coif; John D. Fite Mordecai Scholarship (full tuition); University Scholar; Executive Editor, *Duke Law Journal*; Constitutional Law and Civil Rights Award (selected by faculty); Writing Award (selected by faculty); Justin Miller Award for Intellectual Curiosity (selected by classmates)

University of Arkansas, Fayetteville, AR

Bachelor of Arts in History and Political Science, *summa cum laude*, 2011

GPA: 4.0

Honors: Toller Honors College Fellowship (full tuition); Governor's Distinguished Scholar; National Merit Scholar; Phi Beta Kappa; J. Margaret Roberts Endowed Award (outstanding History major); Minna Rosenbaum Divers Memorial Award (Political Science major committed to public service)

AWARDS

University of Arkansas School of Law – Dean's Circle Faculty Award for Scholarship (2024)

Burton Distinguished Legal Writing Award (2016)

TEACHING EXPERIENCE

Constitutional Law – Spring 2023 (two sections), Spring 2024, Spring 2025, Spring 2026

Federal Indian Law – Fall 2022, Spring 2024, Fall 2024, Fall 2025

First Amendment – Spring 2025, Fall 2025

The Constitution in Congress (seminar) – Spring 2021/22

Guest lecturer for practicum session on vagueness doctrine, Fall 2019/Spring 2020 (Georgetown Law – Institute for Constitutional Advocacy and Protection)

WORKSHOPS AND PRESENTATIONS

Presenter, *The Moral Complacency of Federal Indian Law*, Sixteenth Annual Constitutional Law Colloquium, Loyola University Chicago School of Law (Nov. 2025)

Invited Participant, *Duke Law Journal* Symposium: Historical Facts and Constitutional Law, Duke University School of Law (Sept. 2025)

Presenter, *Free Speech Coalition, Inc. v. Paxton*, Supreme Court Lunch Series, University of North Carolina School of Law (July 2025)

Presenter, *The Moral Complacency of Federal Indian Law*, National Conference of Constitutional Law Scholars, Tucson, AZ (Mar. 2025)

Presenter, *Civic Duties and Cultural Change*, University of North Carolina School of Law (Oct. 2024)

Moderator, “Growing and Serving Diversity in Legal Education,” *University of Arkansas Law Review* Symposium Panel (Sept. 2024)

Talk, “Introduction to Constitutional Law,” University of Arkansas School of Law, Summer Pre-Law Program (June 2024)

Presenter, *Civic Duties and Cultural Change*, National Conference of Constitutional Law Scholars, Tucson, AZ (Feb. 2024)

Presenter, *Civic Duties and Cultural Change*, George Washington University Law School (Jan. 2024)

Panelist, “Separate and Unequal in Indian Country,” Annual Meeting on Law & Society, San Juan, Puerto Rico (June 2023)

Presenter, *Judicial Moral Prophecy*, Twelfth Annual Junior Faculty Federal Courts Workshop (plenary session), University of Florida Levin College of Law (Dec. 2022)

Panelist, “Lunch and Learn: *Haaland v. Brackeen*,” hosted by Native American Law Students Association, University of Arkansas School of Law (Nov. 2022)

Presenter, *Judicial Moral Prophecy*, University of Arkansas School of Law (July 2022)

Presenter, *Repugnant Precedents and the Court of History*, Duke University School of Law (Aug. 2021)

Presenter, *Repugnant Precedents and The Court of History*, Judicial Administration / Judicial Process Roundtable, Duke University School of Law (Dec. 2020)

Presenter, *Repugnant Precedents and The Court of History*, Duke University School of Law (Junior Scholars Workshop) (Oct. 2020)

Presenter, *Confining Cases to Their Facts*, Georgetown University Law Center (Fellows Workshop) (Aug. 2018)

SERVICE

Internal – Arkansas Law

Arkansas Law Review faculty advisor, 2024–present

Selection Committee, Price A. Dickson Memorial Award for Excellence in Student Scholarship, 2024–present

Arkansas Trial Lawyers Association faculty advisor, 2023–present

Clerkships Committee, 2022–present

Indigenous Employee Resource Group, 2022–present

Appointments Committee, spring 2024

Petitions Committee, 2023–24

Students of Concern, spring 2023
Faculty Senate representative, fall 2022

External

Ad hoc reviewer: *Yale Law Journal* (2022), *Columbia Law Review* (2019, 2023)

BAR ADMISSIONS

District of Columbia (currently inactive)
Maryland (currently inactive)
U.S. Court of Appeals for the D.C. Circuit
U.S. Court of Appeals for the Fourth Circuit
U.S. District Court for the District of Maryland

ADDITIONAL INFORMATION

Citizen of the Cherokee Nation. Won 2012 World's Fastest Drummer contest, as well as second place in 2006 and 2007 contests.