

# PAST AND PRESENT ALI PROJECTS

(AS OF MARCH 2019)

In this list, the first year in parentheses is the year of the first draft produced for the project or other initiation of the project. The concluding year is the year of publication of the final product or other conclusion of the project.\*



## RESTATEMENTS OF THE LAW

- ◆ **Agency** (1923-1933)
  - Agency (Second)** (1952-1958)
  - Agency (Third)** (1995-2006)
  
- ◆ **Charitable Nonprofit Organizations** (2014- ) [a related project, “Principles of the Law, Charitable Nonprofit Organizations, began in 2000 and ended in 2014]
  
- ◆ **Children and the Law** (2015- )
  
- ◆ **Conflict of Laws** (1923-1934)
  - Conflict of Laws (Second)** (1952-1971); Revisions (1985-1989)
  - Conflict of Laws (Third)** (2014- )
  
- ◆ **Consumer Contracts** (2014- )
  
- ◆ **Contracts** (1923-1932)
  - Contracts (Second)** (1959-1981)
  
- ◆ **Copyright** (2014- )
  
- ◆ **Corporate Governance** (2019- )
  
- ◆ **Employment Law** (2000- 2015)
  
- ◆ **Foreign Relations Law of the United States (Second)** (1954-1965)
  - The Foreign Relations Law of the United States (Third)** (1978-1987)
  - The Foreign Relations Law of the United States (Fourth): Selected Topics in Treaties, Jurisdiction, and Sovereign Immunity** (2012-2018)
  
- ◆ **Judgments** (1940-1942)
  - Judgments (Second)** (1969-1982)
  
- ◆ **The Law Governing Lawyers (Third)** (1986-2000)

◆ **The Law of American Indians** (2012- )

◆ **Liability Insurance** (2010- ) [formerly known as “Principles of the Law of Liability Insurance”]

◆ **Property** (1927-1944)

**Property (Second):**

- **Donative Transfers** (1977-1992)
- **Landlord and Tenant** (1969-1977)

**Property (Third):**

- **Mortgages** (1988-1997)
- **Servitudes** (1986-2000)
- **Wills and Other Donative Transfers** (1991-2011)

**Property (Fourth)** (2014- )

◆ **Restitution** (1933-1937)

[Restitution (Second) (1981-1984) [discontinued]]

**Restitution and Unjust Enrichment (Third)** (1997-2011)

◆ **Security** (1936-1941)

**Suretyship and Guaranty (Third)** (1989-1996)

◆ **Torts** (1923-1939)

**Torts (Second)** (1955-1979)

**Torts (Third):**

- **Apportionment of Liability** (1993-2000)
- **Concluding Provisions** (2019- )
- **Defamation and Privacy** (2019- )
- **Intentional Torts to Persons** (2012- )
- **Liability for Economic Harm** (2010- ) [formerly “Economic Torts and Related Wrongs” and “Liability for Economic Loss” (2004-2007)]
- **Liability for Physical and Emotional Harm** (1996-2012)
- **Products Liability** (1991-1998)
- **Remedies** (2019- )

◆ **Trusts** (1927-1935)

**Trusts (Second)** (1952-1959)

**Trusts (Third)** (1992-2012):

- **Prudent Investor Rule** (1987-1992)

◆ **Unfair Competition (Third)** (1986-1995)

◆ **The U.S. Law of International Commercial and Investor–State Arbitration** (2007- )

## **PRINCIPLES OF THE LAW**

- ◆ **Aggregate Litigation** (2003-2010)
- ◆ **Compliance, Risk Management, and Enforcement** (2014 - )
- ◆ **Corporate Governance: Analysis and Recommendations** (1977-1994) [formerly known as “Principles of Corporate Governance and Structure: Restatement and Recommendations”]
- ◆ **Data Economy, Principles for a** (2018- ) [joint project with the European Law Institute]
- ◆ **Data Privacy** (2013- ) [formerly known as “Restatement of the Law Third, Information Privacy Principles”]
- ◆ **Election Administration: Non-Precinct Voting and Resolution of Ballot-Counting Disputes** (2010-2019) [formerly known as “Principles of the Law, Election Law” and “Principles of Election Law: Resolution of Election Disputes”]
- ◆ **Family Dissolution: Analysis and Recommendations** (1989-2002)
- ◆ **Government Ethics** (2009- )
- ◆ **Intellectual Property: Principles Governing Jurisdiction, Choice of Law, and Judgments in Transnational Disputes** (2001-2008)
- ◆ **Policing** (2015- ) [formerly known as “Principles of the Law, Police Investigations”]
- ◆ **Software Contracts** (2004-2010)
- ◆ **Student Sexual Misconduct: Procedural Frameworks for Colleges and Universities** (2015- ) [formerly known as “Project on Sexual and Gender-Based Misconduct on Campus: Procedural Frameworks and Analysis”]
- ◆ **Transnational Civil Procedure** (1997-2006) [formerly known as “Transnational Rules of Civil Procedure”; cosponsored by the International Institute for the Unification of Private Law (UNIDROIT)]
- ◆ **Transnational Insolvency Project** [cosponsored by the International Insolvency Institute]:
  - ❖ **Principles of Cooperation Among the NAFTA Countries** (1993-2003)
  - ❖ **Global Principles for Cooperation in International Insolvency Cases, Report to ALI** (2006-2012)

## UNIFORM COMMERCIAL CODE

**Uniform Commercial Code** (1942-1952) [with National Conference of Commissioners on Uniform State Laws]

[Articles 1 to 10: General Provisions, Sales, Commercial Paper, Bank Deposits and Collections, Letters of Credit, Bulk Transfers, Warehouse Receipts, Investment Securities, Secured Transactions, Effective Date and Repealer] *Revisions, Amendments, and Comments to the Uniform Commercial Code* (in chronological order):

- Changes and Modifications to the 1952 UCC (1952-1953)
- 1955 Supplement to the 1952 UCC (1954)
- 1958 Supplement to the 1957 UCC (1958)
- Revised Article 9 (Secured Transactions); 1972 Amendments to UCC (1967-1972) [including New Article 11: Effective Date and Transition Provisions]
- Revised Article 8 (Investment Securities); 1977 Amendments to UCC (1975-1977)
- [New] Article 2A: Leases (1986-1987)
- Permanent Editorial Board Commentaries and Reports (ongoing since 1987)
- Current Payment Methods:
  - [New] Article 4A: Funds Transfers (1988-1989)
  - Revised Article 3 (Negotiable Instruments) (1988-1990) [formerly “Commercial Paper”]
  - Revised Article 4 (Bank Deposits and Collections) (1988-1990)
- Repealer of Article 6 (Bulk Transfers) and Revised Article 6 (Bulk Sales) (1988-1989)
- Article 2 (Sales) Study Group (1988-1990) [Permanent Editorial Board study]
- Article 9 (Secured Transactions) Study Group (1989-1992) [Permanent Editorial Board study]
- Amendments to Article 2A (Leases) (1990)
- Revised Article 5 (Letters of Credit) (1991-1995)
- Revised Article 2 (Sales) (1992-1999) [new Drafting Committee appointed in 1999]
- Revised Article 8 (Investment Securities) (1992-1994)
- Revised Article 9 (Secured Transactions) (1993-1999)
- Revised Article 1 (General Provisions) (1996-2001)
- Revised Article 2A (Leases) (1996-1999) [new Drafting Committee appointed in 1999]
- Proposed Amendments to Articles 2 and 2A (Sales and Leases) (1999-2003) [formerly [New] Revised Articles 2 and 2A (Sales and Leases); withdrawn 2011]
- Proposed Revisions to Articles 3 (Negotiable Instruments) and 4 (Bank Deposits and Collections) (2000-2002) [formerly “Revised Articles 3, 4, and 4A”]
- Amendments to Article 7 (Documents of Title) (2000-2003)
- Article 9 Review Committee (2008-2010)
- Amendments to Article 9 (Secured Transactions) (2010)
- Amendment to Section 4A-108 (Relationship to Electronic Fund Transfer Act) (2012)

## **OTHER CODIFICATIONS, STUDIES, AND PROJECTS**

- ◆ **Administration of the Criminal Law** (1930-1935)
  - Double Jeopardy (1931-1935)
  - Summoning Witnesses in One State to Testify in Another State (1930-1931)
- ◆ **Code of Criminal Procedure** (1924-1930)
- ◆ **Complex Litigation: Statutory Recommendations and Analysis** (1984-1994) [formerly known as “Preliminary Study of Complex Litigation”]
- ◆ **Criminal Justice—Youth:**
  - **Youth Correction Authority Act/Program** (1938-1940; 1944-1951)
  - **Youth Court Act** (1938-1941)
- ◆ **Enterprise Responsibility for Personal Injury** (1986-1991) [formerly known as “Compensation and Liability for Product and Process Injuries”; Reporter’s Study issued]
- ◆ **Federal Estate and Gift Tax Project:**
  - Recommendations of The American Law Institute and Reporters’ Studies (1961-1969)
  - Study on Generation-Skipping Transfers Under the Federal Estate Tax (1982-1984) [Discussion Draft issued]
- ◆ **Federal Income, Estate and Gift Tax Project:**
  - Income Tax Problems of Corporations and Shareholders (1954-1958) [with American Bar Association Section of Taxation; Report of Study issued]
  - Study of Definitional Problems in Capital Gains Taxation (1958-1960) [Discussion Draft issued]
- ◆ **Federal Income Tax Project:**
  - Integration of the Individual and Corporate Income Taxes (1989-1993) [Reporter’s Study of Corporate Tax Integration issued]
  - International Aspects of United States Income Taxation:
    - Volume I: Proposals of The American Law Institute on United States Taxation of Foreign Persons and of the Foreign Income of United States Persons (1982-1987)
    - Volume II: Proposals of The American Law Institute on United States Income Tax Treaties (1987-1992)
  - Subchapter C: Proposals of The American Law Institute on Corporate Acquisitions and Dispositions and Reporter’s Study on Corporate Distributions (1974-1982)
  - Subchapter J: Proposals of The American Law Institute on the Taxation of Trust and Estate Income and Income in Respect of Decedents (1979-1985)
  - Subchapter K: Proposals of The American Law Institute on the Taxation of Partners (1976-1984)
  - Subchapter C (Supplemental Study) (1986-1989) [Reporter’s Study Draft issued]
  - Taxation of Private Business Enterprises (1994-1999) [formerly “Taxation of Pass-Through Entities”; Reporter’s Study issued]
- ◆ **Federal Judicial Code Revision Project** (1995-2004)
- ◆ **Federal Securities Code** (1969-1980)

- ◆ **Income Tax Project/Statute** (1947-1954) [also known as “Federal Income Tax Statute”; 1954 Draft issued]
- ◆ **Model Code of Evidence** (1939-1942) [formerly known as “Code of Rules of Evidence” and “Code of Evidence”]
- ◆ **[A] Model Code of Pre-Arrest Procedure** (1963-1975)
- ◆ **[A] Model Land Development Code** (1960; 1965-1976) [formerly known as “Public Control of Land Use and Land Planning”]
- ◆ **Model Penal Code** (1950-1962)
- ◆ **Model Penal Code Commentaries** (1976-1985) [2 parts]
- ◆ **Model Penal Code: Sentencing** (1999- )
- ◆ **Model Penal Code: Sexual Assault and Related Offenses** (2012- )
- ◆ **Paths to a “Better Way”: Litigation, Alternatives, and Accommodation** (1986-1988) [Steering Committee Report and Background Paper published at 1989 *Duke Law Journal* 808 (1989)]
- ◆ **Recognition and Enforcement of Foreign Judgments: Analysis and Proposed Federal Statute** (1999-2006) [formerly known as “International Jurisdiction and Judgments Project”]
- ◆ **Statement of Essential Human Rights** (1942-1945)
- ◆ **[A] Study of the Business of the Federal Courts** (1931-1934) [with Yale School of Law]
- ◆ **Study of the Division of Jurisdiction Between State and Federal Courts** (1959-1969)
- ◆ **Uniform Contribution Among Tortfeasors Act** (1936-1939) [with National Conference of Commissioners on Uniform State Laws; formerly known as “Contribution Between Tortfeasors Act,” “An Act on Contribution Among Tortfeasors,” and “Contribution Among Tortfeasors Act”]
- ◆ **Uniform Law of Airflight** (1937) [with National Conference of Commissioners on Uniform State Laws and American Bar Association formerly known as “Law of Airflight”]
- ◆ **Uniform Property Act** (1935-1938) [with National Conference of Commissioners on Uniform State Laws; formerly known as “Property Act” and “Law of Property Act”]
  - **Accumulations Act** (1938)
  - **Perpetuities Act** (1938)
- ◆ **World Trade Law: The World Trade Organization** (2001-2013) [formerly known as “Principles of Trade Law: The World Trade Organization”]:
  - **WTO Case Law Analyses** (2001-2013)
  - **Legal and Economic Principles of World Trade Law, Report to ALI** (2007-2013)

## **DISCONTINUED PROJECTS**

### **Discontinued Restatements of the Law:**

- ◆ **Business Associations** (1928-1933) [initially a non-Restatement project]
- ◆ **Property Third: Joint Ownership** (1996-1998)
- ◆ **Restitution (Second)** (1981-1984)
- ◆ **Sales of Land** (1935) [formerly known as “Vendor and Purchaser”]

### **Discontinued Principles of the Law:**

- ◆ **Government Access to and Use of (Personal) Digital Information** (2006-2008)

#### **Discontinued Uniform Commercial Code Projects:**

- ♦ **[New] Article 2B: Software Contracts and Licenses of Information** (1995-1999) [formerly “Licenses”; not completed as part of the UCC; promulgated solely by the National Conference of Commissioners on Uniform State Laws as the “Uniform Computer Information Transactions Act”]
- ♦ **Uniform New Payments Code** (1977-1984) [formerly “New Payments Code” and “New Uniform Payments Code”; drafted under the supervision of the “3-4-8 Committee” of the Permanent Editorial Board; see also “Current Payment Methods”]

#### **Discontinued Codifications, Studies, and Projects:**

- ♦ **American Law: A Moral Inventory** (1949-1951)
- ♦ **Taxation of Innovative Financial Products** (1999-2000) [part of the Federal Income Tax Project]
- ♦ **International Secured Transactions Project** (1997-2001)

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\* For the older projects, this list shows the start date as the year in which the first draft in the project was produced for a meeting; thus, the first date shown in parentheses could well be a year or more after the project was approved, the Reporter appointed, and the work actually begun. (The initial approval year was not always easy to ascertain, whereas the drafts always bear a date.) For the more recent projects (those begun within about the last 20 years) the year in parentheses is the year in which the project actually began (and not the year of the first draft, which could be one or more years later).

In all projects, the concluding year shown in parentheses is the year that the final product in the project was published or, if the project was discontinued before a final ALI-approved product was accomplished, then the year shown is the year the project terminated, sometimes with publication of a Reporter’s Study, Discussion Draft, or other work; an explanation in each such case is shown in brackets. In most cases the official work in the project is published in the year following the Annual Meeting in which the work is finally approved by the Institute, and sometimes even later, due to the time necessary to get the manuscript revised, edited, and printed. If no concluding year is shown in parentheses, then the project is ongoing.