

# PAST AND PRESENT ALI PROJECTS

*(as of April 2010)*

Compiled by Harry G. Kyriakodis, Librarian, The American Law Institute. 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.

## I. RESTATEMENTS OF THE LAW

### [First]:

Agency (1923-1933)  
Business Associations (1928-1933) [discontinued; initially a non-Restatement project]  
Conflict of Laws (1923-1934)  
Contracts (1923-1932)  
Judgments (1940-1942)  
Property (1927-1944)  
Restitution[: Quasi-Contracts and Constructive Trusts] (1933-1937) [formerly "Restitution and Unjust Enrichment"]  
Sales of Land (1935) [discontinued; formerly "Vendor and Purchaser"]  
Security (1936-1941)  
Torts (1923-1939)  
Trusts (1927-1935)

### Second:

Agency (1952-1958)  
Conflict of Laws (1952-1971)

- Revisions (1985-1989)

Contracts (1959-1981)  
Foreign Relations Law of the United States (1954-1965)  
Judgments (1969-1982)  
Property:

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

Restitution (1981-1984) [discontinued]  
Torts (1955-1979)  
Trusts (1952-1959)

### Third:

Agency (1995-2006)  
Economic Torts and Related Wrongs (2004-2007; 2010- )  
Employment Law (2000-2007)  
Foreign Relations Law of the United States (1978-1987) [formerly "Foreign Relations Law of the United States (Revised)"]  
Law Governing Lawyers (1986-2000)  
Property:

- Joint Ownership (1996-1998) [discontinued]
- Mortgages (1988-1997) [formerly "Property—Security (Mortgages)"]
- Servitudes (1986-2000)
- Wills and Other Donative Transfers (1991- ) [formerly "Donative Transfers"]

Restitution and Unjust Enrichment (1997- ) [formerly "Restitution"]  
Suretyship and Guaranty (1989-1996) [formerly "Suretyship"]  
Torts:

- Apportionment of Liability (1993-2000)
- Liability for Economic Loss [see "Economic Torts and Related Wrongs"]
- Liability for Physical and Emotional Harm (1996- ) [formerly subtitled "General Principles" and "Basic Principles"]
- Products Liability (1991-1998)

Trusts (1992- ):

- Prudent Investor Rule (1987-1992)

Unfair Competition (1986-1995)

The U.S. Law of International Commercial Arbitration (2007- )

## II. PRINCIPLES OF THE LAW

Aggregate Litigation (2003-2010)

Corporate Governance: Analysis and Recommendations (1977-1994) [formerly "Principles of Corporate Governance and Structure: Restatement and Recommendations"; also known as "Corporate Governance Project"]

Family Dissolution: Analysis and Recommendations (1989-2002) [also known as "Family Law Project"; published by Matthew Bender (LexisNexis)]

Government Access to and Use of (Personal) Digital Information (2006-2008) [discontinued]

Government Ethics (2009- )

Intellectual Property: Principles Governing Jurisdiction, Choice of Law, and Judgments in Transnational Disputes (2001-2008)

Nonprofit Organizations (2000- )

Software Contracts (2004-2010)

Transnational Civil Procedure (1997-2006) [formerly "Transnational Rules of Civil Procedure"; cosponsored by the International Institute for the Unification of Private Law (UNIDROIT); published by Cambridge University Press]

Transnational Insolvency [formerly "International Insolvency Project"]:

- Cooperation Among the NAFTA Countries (1993-2003)
- Principles of Cooperation (2006- ) [expanded project beyond NAFTA countries; cosponsored by the International Insolvency Institute]

## III. UNIFORM COMMERCIAL CODE

Uniform Commercial Code (1942-1952) [with National Conference of Commissioners on Uniform State Laws; formerly "Uniform Revised Sales Act" and "Commercial Code"] [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)
- Uniform New Payments Code (1977-1984) [withdrawn and discontinued; 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"]
- [New] Article 2A: Leases (1986-1987)
- Permanent Editorial Board Commentaries (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; see also "Revised Article 2"]
- Article 9 (Secured Transactions) Study Group (1989-1992) [Permanent Editorial Board study; see also "Revised Article 9"]
- Amendments to Article 2A (Leases) (1990)

- Revised Article 5 (Letters of Credit) (1991-1995)
- Revised Article 2 (Sales) (1992-1999) [see also "Article 2 Study Group"; new Drafting Committee appointed in 1999]
- Revised Article 8 (Investment Securities) (1992-1994)
- Revised Article 9 (Secured Transactions) (1993-1999) [see also "Article 9 Study Group"]
- [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"]
- 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); see also "Revised Article 2" and "Revised Article 2A"]
- 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- )

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

Accumulations Act (1938) [see "Law of Property Act"]

Administration of the Criminal Law (1930-1935)

- Double Jeopardy (1931-1935)
- Summoning Witnesses in One State to Testify in Another State (1930-1931)

American Law: A Moral Inventory (1949-1951) [discontinued]

Business Associations [see Restatement of the Law (First)]

Code of Criminal Procedure (1924-1930)

Code of Evidence/Code of Rules of Evidence [see "Model Code of Evidence"]

Compensation and Liability for Product and Process Injuries [see "Enterprise Responsibility for Personal Injury"]

Complex Litigation: Statutory Recommendations and Analysis (1984-1994) [formerly "Preliminary Study of Complex Litigation" and "Complex Litigation Project"]

Contribution Among Tortfeasors Act (1936-1939) [with National Conference of Commissioners on Uniform State Laws; formerly "Contribution Between Tortfeasors Act" and "An Act on Contribution Among Tortfeasors"; later known as "Uniform Contribution Among Tortfeasors Act"]

Corporate Governance Project [see "Principles of Corporate Governance: Analysis and Recommendations"]

Criminal Justice—Youth:

- Youth Correction Authority Act/Program (1938-1940; 1944-1951)
- Youth Court Act (1938-1941)

Definitional Problems in Capital Gains Taxation [see "Federal Income, Estate and Gift Tax Project"]

Enterprise Responsibility for Personal Injury (1986-1991) [formerly "Compensation and Liability for Product and Process Injuries"; Reporter's Study issued]

Family Law Project [see "Principles of the Law of Family Dissolution: Analysis and Recommendations"]

Federal Estate and Gift Tax Project [see also "Income Tax Project/Statute"]:

- 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 [see also "Income Tax Project/Statute"]:

- 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 [see also "Income Tax Project/Statute"]:

- 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]
- Taxation of Innovative Financial Products (1999-2000) [discontinued]

Federal Judicial Code Revision Project (1995-2004)

Federal Securities Code (1969-1980)

Income Tax Problems of Corporations and Shareholders [see "Federal Income, Estate and Gift Tax Project"]

Income Tax Project/Statute (1947-1954) [see also "Federal Income Tax Project", "Federal Estate and Gift Tax Project", and "Federal Income, Estate and Gift Tax Project"; also known as "Federal Income Tax Statute"; February 1954 Draft issued]

International Insolvency Project [see "Transnational Insolvency Project"]

International Jurisdiction and Judgments Project [see "Recognition and Enforcement of Foreign Judgments"]

International Secured Transactions Project (1997-2001) [discontinued]

Law of Airflight (1937) [with National Conference of Commissioners on Uniform State Laws and American Bar Association; later known as "Uniform Law of Airflight"]

Law of Property Act (1935-1938) [with National Conference of Commissioners on Uniform State Laws; formerly "Property Act"; later known as "Uniform Property Act" and "The Uniform Property Act"; includes "Perpetuities and Accumulations Acts"]

Model Code of Evidence (1939-1942) [formerly "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 "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- )

[New] [Uniform] Payments Code [see "Uniform New Payments Code" under "Uniform Commercial Code—Revisions, Amendments, and Comments to the Uniform Commercial Code"]

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)]

Perpetuities Act (1938) [see "Law of Property Act"]

Property Act [see "Law of Property Act"]

Public Control of Land Use and Land Planning [see "[A] Model Land Development Code"]

Recognition and Enforcement of Foreign Judgments: Analysis and Proposed Federal Statute (1999-2006) [formerly "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)

Transnational Rules of Civil Procedure [see "Principles of Transnational Procedure"]

Uniform Contribution Among Tortfeasors Act [see "Contribution Among Tortfeasors Act"]

Uniform Law of Airflight [see "Law of Airflight"]

Uniform New Payments Code [see "Uniform New Payments Code" under "Uniform Commercial Code—Revisions, Amendments, and Comments to the Uniform Commercial Code"]

Uniform Property Act [see "Law of Property Act"]

World Trade Law: The World Trade Organization (2001- ) [formerly "Principles of Trade Law: The World Trade Organization"]:

- WTO Case Law Analyses (2001- ) [several volumes of analyses of WTO case law published by Cambridge University Press]
- Legal and Economic Principles of World Trade Law (2007- )

Youth Correction Authority Act/Program (1938-1940; 1944-1951) [see "Criminal Justice—Youth"]  
Youth Court Act (1938-1941) [see "Criminal Justice—Youth"]

The list of projects in this document was begun and is maintained by Harry Kyriakodis, ALI's librarian. For the older projects, Harry 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 parens could well be a year or more after the project was approved, the Reporter appointed, and the work actually begun. (Harry said the initial approval year was not always easy to ascertain, whereas the drafts always bear a date.) For the more recent projects, which he puts as those begun within about the last 20 years, the year in parens 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 parens 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 final 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 parens, then the project is ongoing as of January 10, 2008; ongoing projects are not figured in the duration analysis that follows; an asterisk indicates those projects that are included in the analysis.

The chart below shows the duration of the 30 projects indicated by an asterisk in the list below; each project started after 1960 and each concluded with an ALI-approved final publication. The average duration of these successfully completed projects is 9.5 years, though 13 projects, including the 6 on tax subjects, were concluded in under 9 years. Excluding the tax projects, the average duration of the other 24 is 10.25 years.

DurationNumber of projects

Under 5 years	0
5-7 years	9
8-10 years	11
11-13 years	6
14-16 years	3
17 years	1