

Minutes

Web and Audio Conference of the Executive Committee Uniform Law Commission

October 24, 2019
Chicago, IL

Daniel Robbins, Chair of the Executive Committee, called the meeting to order on October 24, 2019, at 12:04 Chicago Time.

The following members of the Committee were present: Carl H. Lisman, President; Steve Wilborn, Legislative Committee Chair; Tom Buiteweg, Treasurer; Anita Ramasastry, Immediate Past President; Paula Tackett; and Ryan Leonard. The following members of the committee were not available to attend the call: Bill Breetz, Vice President; Timothy Berg, Committee on Scope and Program Chair; Martha Starkey, Secretary; and Jamie Pedersen.

Also present: Tim Schnabel, Executive Director; Elizabeth Cotton-Murphy, Chief Administrative Officer; and Katie Robinson, Legislative Program Director.

1. Faithful Presidential Electors

Last week a petition for certiorari was filed in a case in which the 10th Circuit held that Colorado could not constitutionally prevent presidential electors from exercising discretion in casting their votes. Although not directly at issue, the case calls into question the constitutionality of the Uniform Faithful Presidential Electors Act (UFPEA). Simultaneously, another petition for certiorari has been filed in a case in which the Washington Supreme Court reached an opposite result.

The Committee discussed whether the ULC should file an amicus brief in support of Colorado's petition for certiorari. Chair Robbins reported that commissioners from the UFPEA drafting committee have volunteered to draft the brief if authorized.

A motion was made and approved to authorize filing an amicus brief in support of the petition for certiorari in the 10th Circuit case, and delegating to the ULC President the authority to cause the brief to be filed in the name of the ULC.

The meeting was adjourned at 12:37 p.m. central time.