

SCHEDULE OF ACTIVITIES

**AMERICAN AGRICULTURAL LAW ASSOCIATION
SIXTEENTH ANNUAL EDUCATIONAL CONFERENCE**

Ritz-Carlton Hotel, Kansas City, Missouri

November 3,4, 1995

Thursday, November 2, 1995

2:30 - 5:00 **Underground Warehouse Tour**

2:30 - 6:00 **ALA Board of Directors' Meeting Board Room**

5:00 - 9:00 **Preregistration Ballroom Pre-function**

6:00 - 7:30 **Reception, University of Arkansas School of Law Salon 1**

Friday, November 3, 1995

7:00 - 8:45 **Registration and Continental Breakfast Ballroom Pre-function**

7:00 - 7:30 **Joint ABA Coffee Salon 1**

7:30 - 8:30 **ABA Session A: Salon 1**

- **1995 Amendments to PACA**
 Lewis Janowsky, Esq.
- **Amendments to Bureau of Reclamation Rules**
 William Holmes, Esq.

8:00 - 8:40 **ALA Business Meeting Salon 2**

8:45 - 10:15 **General Session B Salon 1**

Annual Review of Agricultural Law

- **Estate Planning**
 Patrick K. Costello, Esq.
- **Income Taxation**
 Professor Gerald A. Harrison
- **Cooperatives**
 Professor Mary Elizabeth Matthews
- **Land Use/Rural Zoning**
 Deanne Hackman

10:15 - 10:30 **Break Ballroom Pre-function**

10:30 - 12:00

General Session C Salon 1

Annual Review (con't.)

- Commercial Law
Gordon W. Tanner, Esq.
- Bankruptcy
Laura Stuart Taylor, Esq.
- International Trade
Kelè Onyejekwe, Esq.
- Federal Farm Programs
Christopher R. Kelley, Esq.

12:15 - 1:40

Awards Luncheon Salon 2

- Featured Speaker
Alexander Avery

1:45 - 3:15

Concurrent Sessions D & E

1:45 - 3:15

Session D: Environmental Regulation and Agricultural Property Rights: The Jurisprudential Background Salon 1-A
Moderator: Professor Michael T. Olexa

- Understanding the Takings Jurisprudence of the Supreme Court
Allen H. Olson, Esq.
- The Givings Side of Takings Jurisprudence
Edward Thompson, Esq.
- Understanding State and Federal Property Rights Legislation
Professor Jerome M. Organ

1:45 - 3:15

Session E: Environmental Considerations in Agricultural Lending Salon 1-B
Moderator: Richard W. Brunette, Esq.

- Environmental Audits on Agricultural Lands: What, When, Why, and How
Stephen G. Jeffery, Esq.
- Title and Title Insurance for Agricultural Lands: The Impact of Environmental Laws
Kellee Dunn-Walters, Esq.
- Agricultural Lands: Risks for Trustees and Lenders in Foreclosure
G. Van Velsor Wolf, Jr., Esq.

3:15 - 3:30 Break **Ballroom Pre-function**

3:30 - 5:00 **Concurrent Sessions F & G**

3:30 - 5:00 **Session F: Environmental Regulations and Agricultural Property Rights: The Practical Consequences** **Salon 1-A**
Moderator: **Delmar K. Banner, Esq.**

- **Endangered Species, Property Rights and the Takings Issue**
Professor **Martha L. Noble**
- **Wetlands and Property Rights**
Professor **Marcia Tilley**
- **The Great Train Robbery: Rails, Trails, Fiber Optics & Fraud**
Nels **Ackerson, Esq.**

3:30 - 5:00 **Session G: Agriculture and the Environment: The Enforcement Alternatives** **Salon 1-B**
Moderator: **Patricia A. Conover, Esq.**

- **Soil Conservation Districts, Voluntary Agreements, and "Bad Actor" Laws as Enforcement Mechanisms**
Professor **John H. Davidson, Jr.**
- **A Comparison of the Performance of Alternative Agricultural Nonpoint Pollution Controls**
Professor **David G. Abler**
- **The Criminalization of Environmental Law: Implications for Agriculture**
Professor **John D. Copeland**

6:00 - 7:30 **Reception hosted by the AALA and Shughart, Thomson & Kilroy** **Salon 3**

Saturday, November 4, 1995

- 7:00 - 8:00** **Continental Breakfast (Three Groups) Salon 2**
Government and Industry and Private Practice
Attorneys: Dona J. Merg, Host
Faculty: David M. Saxowsky, Host
Students: Allen H. Olson, Host
- 7:30 - 8:00** **Short Program Session H Salon 2**
- Introduction to the Internet and its
 Agricultural Law Resources
 Professor John E. Christensen
 - Avoiding Lawyer Burnout
 Allen H. Olson
 - Ag Law Teaching Materials
 Professor David M. Saxowsky
- 8:15 - 9:15** **General Session I Salon 1**
- Ethical Issues for Agricultural Attorneys**
Arising from Environmental Audits: A Problem Discussed
Moderator and Problem Writer: Andrew John Norris, Esq.
- Panel Members:**
- Paul L. Wright, Esq.
 - Professor John C. Becker, Esq.
 - Professor Barbara Glesner Fines, Esq.
- 9:15 - 9:30** **Break Ballroom Pre-function**
- 9:30 - 11:00** **General Session J Salon 1**
- Legislative Policy Towards Agriculture:**
Reauthorization Debates, Bills and
Acts in the 1995 Congress
- The Endangered Species Act
 Geoffrey S. Connor, Esq.
 - The Clean Water Act
 Hazel Groman, Esq.
 - Federal Insecticide, Fungicide, Rodenticide Act
 Dale Moore
- 11:00 - 11:10** **Break Ballroom Pre-function**

11:10 - 12:10

General Session K Salon 1

**Legislative Policy Towards Agriculture:
The 1995 Farm Bill & the Environment**

- Conservation and Environmental Provisions of the 1995 Farm Bill
Professor Michael Dicks
- Decoupling Environmental and Economic Goals in Farm Bills
Professor Jim Chen

12:15 - 1:45

President's Luncheon Salon 2

Professor Drew L. Kershen, the Earl Sneed Centennial Professor of Law at the University of Oklahoma, Host
J. Patrick Wheeler, Esq., Speaker

2:00 - 3:30

Concurrent Sessions L & M

2:00 - 3:30

Session L: Agriculture and Pesticides Salon 1-A
Moderator: Professor Thomas A. Feitshans

- Applying Pesticides: Liability Risks for Crop, Livestock and Personal Damage
Professor Robert F. Blomquist
- Enforcement Issues Regarding the Use of Agricultural Pesticides
Commissioner Sarah Vogel
- Pesticide Residues on Food: The Legal Standards and Regulatory Requirements for Farmers and Ranchers
Professor Allan Felsot

2:00 - 3:30

Session M: Using the Tax Code to Address Environmental Issues in Agriculture Salon 1-B
Moderator: Professor Philip E. Harris

- Maximizing Tax Benefits for Farmers and Ranchers Implementing Conservation and Environmental Plans
Jesse J. Richardson, Jr., Esq.
- Tax Treatment of Land Clean-Up Costs for Farmers and Ranchers
Professor Roy Whitehead, Jr.
- Valuing Agricultural Real Estate Having Environmental Concerns for Estate and Gift Tax Purposes
Professor Roger A. McEowen

3:30 - 3:45 Break **Ballroom Pre-function**

3:45 - 5:15 **Concurrent Sessions N & O**

3:45 - 5:15 **Session N: Agriculture and Clean Water Act Issues**
Moderator: Professor Stephen F. Matthews

- **Litigating Section 404 Exemptions for Agriculture and Drainage Districts**
Dean A. Rindy, Esq.
- **The Farmer as Polluter: Enforcement of Section 402 in Agriculture**
Delmar F. Ehrich, Esq.
- **Toward the Development of Performance Criteria Beyond Best Management Practices**
Larry Frarey, Esq.

3:45 - 5:15 **Session O: Agricultural International & Environmental Issues** **Salon 1-B**
Moderator: Professor Terence J. Centner

- **NAFTA Dispute Resolution Provisions for Environmental Disputes in Agricultural Trade**
James R. Cannon, Esq.
- **Comparing Canadian, Mexican, and United States Animal Health Laws & Regulations: The NAFTA Implications**
Professor J. W. Looney
- **Comparing Pesticide Laws in Mexico and the United States: The NAFTA Consequences**
Kyle W. Lathrop, Esq. and Cindy Bushur-Hallam, Esq.