

White Papers

Authoritative reports that analyze an issue and present the Section's perspective ("White Papers") should be written in plain English and should be as short as possible while conveying the necessary information. White Papers should provide an overview as to the reasons that the legislation is being proposed (why the legislation is necessary and what it is intended to accomplish) and should provide a brief history of any statutory provisions that are proposed to be amended.

If the legislation is based on a model or uniform act, the White Paper should so state, should identify the model or uniform act and should identify generally the extent to which the proposed legislation deviates materially and substantively from the model or uniform act.

The White Paper should, in summary fashion, explain the impact of each section of the legislation (section by section) and how it differs from any existing statute addressing such item or compares to parallel statutes (such as comparing the corporate law to LLC legislation).

The White Paper should address how the proposed legislation interfaces with federal law on a comparable subject and any preemption issues.

If the proposed legislation is designed to override or clarify existing case law, the case or cases should be identified and the override or clarification and the rationale for such change should be explained in a succinct manner.

If the proposed legislation is a very long piece of legislation, an executive summary or overview should be prepared and included and the preparer should consider including a Table of Contents.

