The Only Constant is Change: 2017 Legislative, Executive and Judicial Updates

LIVE • LIVE WEBCAST
Thursday–Friday, November 16–17, 2017
NC Bar Center, Cary

CLE CREDIT: 9.0 Hours

VIDEO REPLAYS, UPDATES & REGISTRATION
www.tinyurl.com/CLE731LRP

Planned by the NCBA Administrative Law; Environment, Energy & Natural Resources Law; and Government & Public Sector Sections

SUMMARY: Three NCBA sections combine their expertise to provide updates and answers to questions regarding 2017 legislative actions and related cases. Learn what the General Assembly changed in clarifying or expanding its power vis-a-vis the governor and executive branch agencies, the judiciary and judicial system, and local governments. Review the practical effects of those legislative changes and how the judicial and executive branches and local governments are responding. Hear what the General Assembly has (or has not) changed with regard to health law, environmental and natural resources law, occupational licensing, and state and local government.

The North Carolina Bar Association is accredited by the North Carolina State Bar as a provider of continuing legal education.
The Only Constant is Change: 2017 Legislative, Executive and Judicial Updates
#731LRP and #731LWC | November 16–17, 2017

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Thursday, November 16, 2017, 12:30–4:30p

12:30p  Registration

1:10  Welcome and Introductions

1:15  Overview of Legislative Session  
R. Bruce Thompson  
• Background of legislative leadership  
• Discussion of political dynamics  
• Analysis of significant enacted legislation and preview of short session legislation

2:00  Health Law Legislative Developments  
Hurshell E. “Chip” Baggett Jr. and Curtis B. Venable  
• Behavioral health (e.g., LMEs/MCOs)  
• Medicaid reform  
• Controlled substances

2:45  Break

3:00  State Government Legislative Developments  
Cindy W. Avrette and Laura E. Crumpler  
• Legal representation of the state  
• State revenue changes  
• State employees  
• Public safety

3:45  APA and Occupational Licensing Changes  
M. Jackson Nichols  
• Human relations  
• Rules  
• Contested cases  
• OAH updates

4:45  Adjourn

Friday, November 17, 2017, 8:15a–4:15p

8:15a  Registration and Continental Breakfast  
(included at the Live program only)

8:55  Welcome and Introductions

9:00  Changes to the Courts/AOC Update  
Judge J. Douglas McCullough, Former Justice Robert H. Edmunds Jr., Former Chief Court of Appeals Judge Sidney S. Eagles Jr., and Former Judge Martha A. Geer  
• Fees  
• COA changes  
• Procedural changes  
• Legal challenges  
• Judicial elections/selection
10:00  Elections Legislative Developments
  Gerry F. Cohen
  • Voter ID
  • Redistricting
  • Partisan elections

11:00  Break

11:15  Local Government Legislative Developments
  Robin T. Currin and Kelly Whitlock
  • Impact fees (including discussion of Quality Built Homes, Inc. v. Town of Carthage)
  • Planning/zoning
  • Building code
  • Ferry transportation
  • Alcohol legislation
  • Wireless bill
  • Billboards
  • Permitting authority

12:45p  Networking Lunch (included at Live program only)

1:30  Reexamining Checks and Balances: Legislative Changes to State and Local Government
  Former Justice Robert F. Orr, Andrew H. Erteschik, S. Ellis Hankins and Paul Stam
  • Legislative versus executive authority
  • State versus local autonomy
  • Recent constitutional challenges

3:00  Break

3:15  Environmental Legislative Developments
  Jeffrey F. Cherry
  • Status of regulatory reform bills
  • Renewable energy reform (H589)
  • Wind moratorium
  • Coal ash—drinking water protection
  • Stormwater and nutrient management
  • Fisheries management controversies

4:00  Adjourn

FINE PRINT • REGISTRATION Registrations are limited by space, and may include a live video broadcast overflow room. TRANSFERS Registrants may transfer from a Live program, Video Replay, Webcast, Webinar or Phone/Audio Streaming Program without penalty within three business days after the program date. CANCELLATIONS Cancellations must be received by 9:00 a.m. the third business day prior to the program to qualify for a refund (less $75 administrative fee). Those not attending will receive the digital program materials in full consideration of tuition paid. MCLE CREDIT The North Carolina Bar Association is an accredited CLE sponsor under the MCLE Regulations promulgated by the NC State Bar Board of Continuing Legal Education. This program is approved (but not sponsored) by the Board for the designated number of CLE hours. Each attorney must maintain a record of his/her attendance for the NC State Bar annual report. MCLE credit is reported by NCBA only if a NC State Bar number is provided. Your CLE tuition includes mandatory State Bar fees used to support the State Bar’s Mandatory Continuing Legal Education program, the Chief Justice’s Commission on Professionalism and the Chief Justice’s Equal Access to Justice Commission. Your tuition also includes digital access to all program materials.

DIGITAL PROGRAM MATERIALS You will receive a notification email when digital materials are available to download. To retrieve digital materials, log in and select “Your Course Materials” on the CLE website. All of the materials for this program will be available for download in advance of the program. VIDEO REPLAYS To qualify for the Early Bird tuition, registration must be received one week prior to program date. NC State Bar rules require a minimum number of preregistered active State Bar members. NCBA reserves the right to cancel any video program prior to the program date if registrations do not meet the NC State Bar requirement. Some sites require additional registration or evaluation forms. Visit www.tinyurl.com/CLE731LRP to confirm video replay registration and program start times. CLE credit hours at Video Replays are subject to change. Video replay program attendees may purchase the printed manuscript at cost. Due to printing and shipping lead times we are unable to accommodate requests for print materials made fewer than seven (7) days prior to any video replay program. PERSONS WITH DISABILITIES We make every effort to ensure that our programs are held in facilities which are fully accessible to persons with disabilities. If you plan to attend our program and need special facilities or assistance relating to a disability, please contact the CLE Department at least one week prior to the date of the program. INCLEMENT WEATHER We make every effort to notify registrants when a program is canceled or delayed due to weather. If inclement weather is forecast, please check your local news listings or contact event venue. NCBA programs will follow the work schedule of the hosting institutions, to include delayed openings. CLE SCHOLARSHIPS A limited number of scholarships are available to members in financial need. Contact Membership Services at 1.800.662.7407 or email akemple@ncbar.org. EVENT SPONSOR AND EXHIBITOR OPPORTUNITIES Interested in meeting the attendees of this program? Become an exhibitor or sponsor! Contact Jennifer Shapiro at CLESponsorship@ncbar.org for detailed information about these opportunities and their benefits. FOR MORE INFORMATION, VISIT WWW.NCBAR.ORG/CLE.
Program Information

Planners
• Stanford D. Baird, K&L Gates LLP, Raleigh
• Nicolette Fulton, Raleigh City Attorney's Office, Raleigh
• Brandon W. Leeblick, Ott Cone & Redpath PA, Greensboro
• Frederick A. Moreno, North Carolina Real Estate Commission, Raleigh
• Ann B. Wall, North Carolina Department of the Secretary of State, Raleigh

Speakers
• Judge J. Douglas McCullough, Court of Appeals and Superior Court, Atlantic Beach
• Former Justice Robert H. Edmunds Jr., Smith Moore Leatherwood LLP, Greensboro
• Former Justice Robert F. Orr, Robert F. Orr PLLC, Raleigh
• Former Chief Court of Appeals Judge Sidney S. Eagles Jr., Smith Moore Leatherwood, Raleigh
• Former Judge Martha A. Geer, Cohen Milstein Sellers & Toll PLLC, Raleigh
• Cindy W. Avrette, North Carolina General Assembly, Raleigh
• Hurshell E. “Chip” Baggett Jr., North Carolina Medical Society, Raleigh
• Jeffrey F. Cherry, North Carolina General Assembly, Raleigh
• Gerry F. Cohen, Nelson Mullins Riley & Scarborough, Raleigh
• Laura E. Crumpler, Schwartz & Shaw PLLC, Raleigh
• Robin T. Currin, City Attorney’s Office, Asheville
• Andrew H. Erteschik, Poyner Spruill LLP, Raleigh
• S. Ellis Hankins, The Mercer Group Inc., Raleigh
• M. Jackson Nichols, Nichols Choi & Lee PLLC, Raleigh
• Paul Stam, Stam Law Firm PLLC, Apex
• R. Bruce Thompson, Parker Poe Adams & Bernstein LLP, Raleigh
• Curtis B. Venable, Ott Cone & Redpath PA, Asheville
• Kelly Whitlock, City Attorney’s Office, Asheville

We extend our sincere gratitude to the NCBA Administrative Law, Environment, Energy & Natural Resources Law and Government & Public Sector Sections and the planners and speakers who volunteer their time and expertise toward the goal of presenting an educational program of the very highest quality.

Hotel Information
Contact hotels directly for reservations at the special NCBA room rate. Rates are based on availability and may sell out.

• Embassy Suites, 201 Harrison Oaks Boulevard, Cary
  Nightly Rate: $169 single/double. Includes evening manager’s reception and full, cooked-to-order breakfast
  Reservations: www.tinyurl.com/NCBA-Embassy
  NCBA Corporate Account Special Rate Code: 2691626
  Please note: The rates may vary according to guest room availability.

• TownePlace Suites by Marriott, 120 Sage Commons Way, Cary
  Nightly Rate: $114 studio queen with sleeper sofa (Sunday–Thursday). Includes complimentary hot breakfast. All rooms have a fully equipped kitchen.
  Reservations: 919.678.0005 | Ask for the NC Bar Association corporate rate.
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