

THE PRESIDENTIAL SUCCESSION ACT AT 75 PRAISE IT OR BURY IT?

April 6, 2022 Online Public Program
2:30-6:15
Fordham University School of Law

Sponsored by:
Fordham University School of Law
Continuity of Government Commission
Harry S. Truman Presidential Library and Museum
Center on National Security at Fordham Law
Voting Rights and Democracy Project at Fordham Law
Fordham Law Review
Fordham Urban Law Journal
The Federalist Society (Fordham Law Chapter)

<u>Welcome Remarks:</u>	Dean Matthew Diller Dean and Paul Fuller Professor of Law Fordham University School of Law	2:30-2:35
<u>Opening Address:</u>	Professor John D. Feerick Dean Emeritus and Sidney C. Norris Professor of Law Fordham University School of Law	2:35-2:45
<u>Keynote Address:</u>	The Honorable Jeh C. Johnson Partner, Paul, Weiss, Rifkind, Wharton & Garrison LLP Former Secretary of the Department of Homeland Security	2:45-3:00

Panel One Discussion: Legislative Succession to the Presidency

The Relationship Between the 1947 Act and the 25th Amendment

Professor John Rogan (Panel Moderator) Visiting Clinical Professor of Law Fordham University School of Law	3:00-3:10
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History of the Legislative Succession Provisions in the 1947 Act

Professor Joel K. Goldstein 3:10-3:20
Vincent C. Immel Professor of Law Emeritus
St. Louis University School of Law

Problems with the Legislative Succession Provisions

Dr. Norman J. Ornstein 3:20-3:30
Emeritus Scholar
American Enterprise Institute
Advisor, Continuity of Government Commission

Defense of the Legislative Succession Provisions

Professor Seth Barrett Tillman 3:30-3:40
Associate Professor
Maynooth University Department of Law, Ireland

Question and Answer Session with the Audience 3:40-3:50

Panel Two Discussion: Lesser Known Legal Issues, Litigation, and Reform Efforts

The 20th Amendment, the 1947 Act, and Pre-Inaugural Problems

Professor Brian C. Kalt (Panel Moderator) 3:50-4:00
Professor of Law & Harold Norris Faculty Scholar
Michigan State University College of Law

The Bumping Provisions: Policy and Constitutional Considerations

Americo R. Cinquegrana 4:00-4:10
Former Deputy Counsel for Intelligence Policy to the Attorney General
U.S. Department of Justice

The Incumbency “Requirement”: Policy and Constitutional Considerations

Professor James Ronan 4:10-4:20
Adjunct Professor of Political Science
Villanova University

The 1947 Act and the Judiciary: Would the Courts Decide Matters on the Merits?

Greg Jacob 4:20-4:30
Partner, O'Melveny
Former Counsel to Vice President Mike Pence
Continuity of Government Commission

Proposals to Reform the 1947 Act and how Reform could be Effectuated

Dr. John C. Fortier 4:30-4:40
Senior Fellow
American Enterprise Institute
Executive Director, Continuity of Government Commission

Question and Answer Session with the Audience 4:40-4:50

Panel Three Discussion: Real World Scenarios: Illness, Catastrophe, and Governmental Response

How Close has the U.S. Come to Having Lawmakers Succeed to the Presidency?

Roy E. Brownell II (Panel Moderator) 4:50-5:00
Attorney
Continuity of Government Commission

Carl Albert, Bipartisanship, and Presidential Succession: Lessons from Watergate

Dr. Joseph J. Fins 5:00-5:10
E. William Davis, Jr. M.D. Professor of Medical Ethics
Weill Cornell Medical College

Presidential and Vice Presidential Illness and the 1947 Act

Dr. Rose McDermott 5:10-5:20
David and Marianna Fisher University Professor of International Relations
Brown University

Continuity of Government Efforts

Garrett M. Graff 5:20-5:30
Author, *Raven Rock: The Story of the U.S. Government's
Secret Plan to Save Itself—While the Rest of Us Die*

Nuclear Weapons and the 1947 Act

Dr. Rebecca C. Lubot 5:30-5:40
Director, Porzio Governmental Affairs
Author of the Ph.D. Dissertation, *The Passage of the Twenty-Fifth Amendment:
Nuclear Anxiety and Presidential Continuity*

A White House Counsel's Perspective on Presidential Health and
the Line of Succession

Ambassador (Ret.) Arthur B. (A.B.) Culvahouse Jr. 5:40-5:50
Former White House Counsel to President Ronald Reagan
Co-Chair, Continuity of Government Commission

Question and Answer Session with Audience 5:50-6:00

Concluding Observations

Dr. John C. Fortier 6:00-6:15
Senior Fellow
American Enterprise Institute
Executive Director, Continuity of Government Commission

CLE credit for this program is approved in accordance with the requirements of the New York State CLE Board for a maximum of 3.0 transitional and non-transitional professional practice credit.

