

AMY L. STEIN

Professor of Law and University Term Professor
University of Florida Levin College of Law
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PROFESSIONAL EXPERIENCE

University of Florida Levin College of Law, Gainesville, FL (July 2014 – present)

University Term Professor (September 2018 – present)

Professor of Law (August 2017 – present)

Associate Professor of Law (July 2014 – August 2017)

Courses: Energy Law and Policy
 Torts
 Climate Change
 Artificial Intelligence, Technology, and the Law
 Environmental Capstone

Service: Promotion and Tenure Committee (2020-present)
 Faculty Development Committee (2020-present)
 Faculty Senate Sustainability Committee (2017-present)
 Faculty Senate Land Use and Facilities Planning Committee (2019-present)
 Faculty Advisor, Journal of Technology Law and Policy (2019-present)
 Appointments Committee (2017-2020)
 Faculty Advisor, Florida Climate Institute (2015-present)
 Sustainability Committee, Member (2017-2019); Chair (2015-2017)
 Faculty Ph.D. Supervisory Committee, Engineering (2015-2018)
 Curriculum Committee (2016-2017)
 Faculty Advisor, Public Interest Environmental Conference (2014-2016)
 Strategic Planning Committee (2015-2016)
 Member, Florida Energy Systems Consortium (FESC)
 Member, Florida Institute for Sustainable Energy (FISE)
 Adjunct Committee (2014-2015)

Tulane University Law School, New Orleans, LA (July 2010 – July 2014)

Associate Professor of Law

Courses: Energy Regulation and the Environment
 Environmental Law: Pollution Control
 Climate Change (2011-2013)

Service: Faculty Advisor, Tulane Environmental Law Journal (2011-2014)
 Faculty Advisor, Summit on Environmental Law and Policy (2010-2014)
 Career Development Committee (2013-2014)
 Strategic Planning Committee (2012-2013)
 Guest Lecturer, Tulane University, Honors Colloquium, *Climate Change Law*
 (New Orleans, LA, October 2, 2012)
 Ad Hoc Committee on Forrester Fellow Hiring (2012-2013)

Professor of Practice Committee (2011-2012)
Ad Hoc Committee on Environmental Clinic appointment (Spring 2012)
Library Committee (2010-2011)
Guest Lecturer, Tulane University, Honors Colloquium, *Responding to the Challenge of Climate Change* (New Orleans, LA, September 28, 2010)

Lewis and Clark Law School, Portland, OR (June 2012)

Visiting Professor of Law

Course: Solar and Wind Development

The George Washington University, Washington, D.C. (Sept. 2009 – Dec. 2009)

Adjunct Professor, Environmental Studies Program

Course: Environmental Policy

The George Washington University Law School, Washington, D.C. (July 2008 – July 2009)

Visiting Associate Professor of Legal Research and Writing, Acting Associate Director of the Legal Research and Writing Program, and Co-Director of the Scholarly Writing Program

Administered Legal Research and Writing Program for approximately 500 first-year law students; coordinated 45 adjunct professors; administered Scholarly Writing Program for approximately 250 second-year law students and 100 LL.M. students; and coordinated 25 adjunct professors.

Courses: Legal Research and Writing
Introduction to Advocacy

Latham & Watkins, LLP, Silicon Valley (June 2006 – June 2008)

Associate

Worked on a variety of securities litigation matters, including representing companies and board committees in conducting internal investigations into stock options backdating and commercial fraud in response to auditor demands, shareholder lawsuits and SEC inquiries.

Latham & Watkins, LLP, Washington, D.C. (Summer 1999, November 2000 – June 2006)

Associate

Worked on a variety of environmental litigation and regulatory matters, including arbitrating data compensation disputes under the Federal Insecticide, Fungicide, and Rodenticide Act; defending the Environmental Protection Agency's compliance with the Endangered Species Act in issuance of pesticide registrations in federal courts; negotiating multi-million dollar Superfund settlement agreements for Fortune 500 companies; developing a regional framework for addressing water quality and reliability issues for San Francisco water agencies; drafting federal legislation and working on the development of a stormwater management plan for the Anacostia watershed; successfully litigating a First Amendment case in the D.C. Circuit; researching and drafting a petition for certiorari for a Title VII claim; and serving on the firm's Recruiting Committee for two years.

EDUCATION

University of Chicago Law School, Chicago, IL
Juris Doctor, June 2000

Comments Editor, University of Chicago Roundtable
Environmental Law Society

University of Chicago, Chicago, IL
Bachelor of Arts in Environmental Studies, *with honors*, June 1997
Alpha Phi Omega Service Fraternity
Environmental Concerns Organization

AREAS OF RESEARCH

Energy Law, Environmental Law, Climate Change Law, Administrative Law, Federalism,
Distributed Renewable Energy, Electric Vehicles, Artificial Intelligence, Torts

PUBLICATIONS

Law Review Articles

Energy Emergencies, NORTHWESTERN UNIVERSITY LAW REVIEW (forthcoming 2020)

Artificial Intelligence and Climate Change, YALE JOURNAL ON REGULATION (forthcoming 2020)

A Statutory National Security President, 70 FLORIDA LAW REVIEW 1183 (2018),
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3325587

Regulating Reliability, 54 HOUSTON LAW REVIEW 1191 (2017),
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2838488

Breaking Energy Path Dependencies, 82 BROOKLYN LAW REVIEW 559 (2017),
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3012971

Distributed Reliability, 87 UNIVERSITY OF COLORADO LAW REVIEW 887 (2016),
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2667703
[Featured on Energy Tradeoffs Website:
https://www.energytradeoffs.com/2019/05/12/amy_stein/]

Reconsidering Regulatory Uncertainty: Making a Case for Energy Storage, 41 FLORIDA STATE
UNIVERSITY LAW REVIEW 697 (2014),
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2294056

Renewable Energy Through Agency Action, 84 UNIVERSITY OF COLORADO LAW REVIEW 651
(2013), http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2259082

The Tipping Point of Federalism, 45 CONNECTICUT LAW REVIEW 217 (2012),
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2098176

Climate Change Under NEPA: Avoiding Cursory Consideration of Greenhouse Gases, 81 UNIVERSITY
OF COLORADO LAW REVIEW 473 (2010),
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1444166

State Fish Stocking Programs at Risk: Takings Under the Endangered Species Act, 20 DUKE ENVIRONMENTAL LAW & POLICY FORUM 63 (2010)

Beyond Yucca Mountain: Split Liability Drives Action for Interim Nuclear Waste Storage, 6 UNIVERSITY OF CHICAGO LAW SCHOOL ROUNDTABLE 251 (Note 1999)

Book Chapters

Chapter 14: Light-Duty Vehicles (with Joshua Fershée) in LEGAL PATHWAYS TO DEEP DECARBONIZATION IN THE UNITED STATES (ELI Press, Michael B. Gerrard and John C. Dernbach eds) (2019), <https://www.eli.org/eli-press-books/legal-pathways-deep-decarbonization-united-states>

Chapter 14: Light-Duty Vehicles (with Joshua Fershée) in LEGAL PATHWAYS TO DEEP DECARBONIZATION IN THE UNITED STATES: SUMMARY AND KEY RECOMMENDATIONS (ELI Press, Michael B. Gerrard and John C. Dernbach eds) (2018), <https://www.eli.org/eli-press-books/legal-pathways-deep-decarbonization-united-states-summary-and-key-recommendations>

Shorter Publications

Blame Congress for the National Emergency, The Atlantic (February 22, 2019), <https://www.theatlantic.com/ideas/archive/2019/02/how-can-congress-stop-trumps-national-emergency/583390/>

Decarbonizing Light-Duty Vehicles, (with Joshua Fershée), 48 ELR 10596, 10596-10624 (2018)

Pitfalls of the Brave New Path of Energy Federalism, 95 TEXAS LAW REVIEW SEE ALSO 114 (2017) (response to Jim Rossi's *The Brave New Path of Energy Federalism*), available at <http://www.texasrev.com/pitfalls-along-the-brave-new-energy-federalism-path/>

WORKS IN PROGRESS

Assuming the Risks of Artificial Intelligence
Energy Storage Federalism

PROFESSIONAL ACTIVITIES

Northwestern Law Review, Peer Review Board, Member (2017-present)
New Mexico Energy Roadmap, Steering Committee Member (2017-2018)

PRESENTATIONS AND CONFERENCES

Resource Adequacy in an Era of Unprecedented Change, 2020 Austin Electricity Conference, The University of Texas at Austin McCombs School of Business (Austin, TX, March 5-6, 2020) (invited)

Artificial Intelligence and Climate Change, Energy Law Currents: Reconciling Risk and Return, Texas A&M Law School (Dallas, TX, February 27-28) (invited)

- Power Shift: Regulating the Evolving Electricity Sector*, Harvard, Duke, and UNC (Washington, D.C., February 9, 2020) (invited)
- Legal Pathways to Deep Decarbonization in the United States*, Congressional Briefing on Light-Duty Vehicles, Environmental and Energy Study Institute for the House Special Committee on the Climate Crisis, (Rayburn House Office Building, Washington, D.C., November 22, 2019) (invited)
- 2019 Southeastern Environmental Law Scholars Workshop*, (Nashville, TN, July 17-19, 2019) (invited participant)
- 2019 American Society of Agricultural and Biological Engineers (ASABE) Annual International Meeting*, Special Panel Discussion on Sustainability (Boston, MA, July 8, 2019) (invited presenter)
- The Role of Storage in the Grid of the Future*, 2019 Austin Electricity Conference, The University of Texas at Austin McCombs School of Business (Austin, TX, April 4-5, 2019) (invited)
- Power Shift: Regulating the Evolving Electricity Sector*, Harvard, Duke, and UNC (Washington, D.C., February 10, 2019) (invited)
- New Directions in Food-Energy-Water (FEW) Law and Policy*, INFIEWS Principal Investigators Workshop, New Directions in FEW Social Science Research, National Science Foundation (Alexandria, VA, May 16, 2018) (invited presenter)
- Clean Energy Policies: International, Federal, State, and Local Conflicts, Opportunities, and Constraints*, American Association of Law Schools Annual Meeting, Natural Resources & Energy Law Section (San Diego, January 3, 2018) (invited moderator)
- The Peril and Potential of Empirical Research for Environmental, Natural Resources, and Energy Law Professors*, American Association of Law Schools Annual Meeting, Environmental Law Section (San Diego, January 5, 2018) (invited presenter)
- Interconnection of the Electricity and Transportation Sectors*, 50th Annual Leonard v.B. Sutton Colloquium, Decarbonizing in a Post-Paris World, University of Denver Sturm College of Law (Denver, CO, November 17, 2017) (invited presenter)
- Distributed Energy*, Women in Energy, University of Colorado Law School (Boulder, CO, October 20, 2017) (invited presenter)
- 63th Annual Rocky Mountain Mineral Law Institute*, Rocky Mountain Mineral Law Foundation (Santa Fe, NM, July 20, 2017)
- Decarbonizing the Electric Grid: Engineering, Economics and Policy*, 2017 Austin Electricity Conference, The University of Texas at Austin McCombs School of Business (Austin, TX, April 20-21, 2017) (invited)

- Power Shift: Regulating the Evolving Electricity Sector*, Harvard, Duke, and UNC (Washington, D.C., February 12, 2017) (invited)
- Lessons from Electric Vehicle Transitions*, Regional Challenges and Opportunities in Energy Transformations, The University of Texas at Austin McCombs School of Business and the University of Minnesota (Austin, TX, October 17-18, 2016) (invited)
- Grid Reliability and Water Intensity*, 2016 Energy Power Research Conference – EPRC 6, Boise State University (Santa Fe, NM, September 9, 2016) (accepted presentation)
- Decarbonizing Cuba*, Law and Policy in the Americas, University of Florida Law School and University of Havana, (Havana, Cuba, May 8-10, 2016) (invited)
- Reliability of a More Decentralized Grid*, 2016 Austin Electricity Conference: Distributed Energy Resources and the Grid Future: Does Decentralization Make Sense?, The University of Texas at Austin McCombs School of Business (Austin, TX, April 21-22, 2016) (invited)
- Free Enterprise Solutions for Climate Change*, University of Florida Law School (Gainesville, FL, March 30, 2016) (invited discussant)
- Florida's Energy Future*, *State of the Union on Florida Energy*, University of Florida Law School (Gainesville, FL, March 23, 2016) (invited)
- Regulated Utilities in Unregulated Markets*, The Electricity Mix of the Future: Environment, Economics, and Governance, George Washington University Law School (Washington, D.C., March 11-12, 2016) (accepted presentation)
- Energy Inertia*, The Post-Carbon World: Advances in Legal and Social Theory, Brooklyn Law School Trager Symposium (Brooklyn, NY, February 19, 2016) (invited)
- The Clean Power Plan and State Power*, “California to Paris: Linking Energy and Climate Policy at the Subnational, National, and International Levels” at the University of San Diego Seventh Annual Climate & Energy Law Symposium (San Diego, CA, November 6, 2015) (accepted presentation)
- The Clean Power Plan and Implications for Florida*, “Florida’s Energy Future,” University of Florida Public Utility Research Center and the Bob Graham Center for Public Service, University of Florida (Gainesville, FL, September 24, 2015) (invited)
- Florida Energy Policy*, Commenter for the Federalist Society, University of Florida Law School (Gainesville, FL, September 23, 2015) (invited)
- Managing Distributed Generation*, Universidad de Costa Rica (San Jose, Costa Rica, June 4, 2015) (invited)
- Hydropower: Environment v. Environment*, Guest Lecturer, UF Costa Rica Summer Abroad Program, (June 4, 2015)

Florida Renewable Energy Developments, Keynote Speaker for the 2015 Florida Energy Systems Consortium (FESC) (Orlando, FL, May 20-21, 2015) (invited)

Who Plans and Regulates the Grid? WIRES University Congressional Staffer Briefing, “Electric Transmission 501” (Washington, D.C., April 21, 2015) (invited)

Resiliency and the North American Grid, The Center for Legislative Energy and Environmental Research (CLEER) University Advisory Board Seminar, The Energy Council’s 2015 Energy and Environmental Matters Conference (Washington, D.C., March 5-7, 2015) (invited)

Integrating Distributed Energy Resources, 20th Annual Tulane Law School Summit on Environmental Law & Policy (New Orleans, LA, February 28, 2015) (invited)

Distributed Reliability, University of Kansas Law School Faculty Workshop (Lawrence, KS, February 27, 2015) (invited)

Getting Real on Distributed Energy Resources, University of Florida Public Utility Research Center, 42nd Annual PURC Conference, Golden Egg or Scrambled Egg? Impacts of Decentralizing Utility Services (Gainesville, FL, February 4, 2015) (invited)

Producing Energy for Today, Protecting the Environment for Tomorrow: Perspectives on New Developments in Federal and Florida Energy Law and Policy, Opening Plenary for the 21st Annual Public Interest Environmental Conference, Powering the Planet: Energy for Today and Tomorrow (Gainesville, FL, February 13, 2015) (invited)

Sustainable Energy 101, Environmental Capstone Colloquium: Sustainable Energy and Land Use (Gainesville, FL, January 15, 2015) (invited)

President Obama and Federalism: Dissecting Disagreements in Energy and Environmental Law, American Association of Law Schools Annual Meeting, Congressional Dysfunction and Executive Lawmaking During the Obama Administration, The Obama Presidency and Federalism (Washington, D.C., January 5, 2015), broadcast live on CSPAN (*available at* <http://www.c-span.org/video/?323544-2/discussion-executive-action-federalism>) (invited)

Can the Law Embrace “Disruptive” Energy?, Distributed Energy, On and Off Grid Legal/Economic/Political/Technical Issues, Third Annual Searle Center Conference on Energy Regulation, Northwestern Law School (Chicago, IL, November 13-14, 2014) (invited)

Regulating Reliability, Gulf Coast Electricity Transmission Summit, Tulane Law School (New Orleans, October 16, 2014) (invited)

Climate Change and the Law, Florida Climate Institute (Gainesville, FL, October 30, 2014) (invited)

Can the Law Embrace “Disruptive” Energy?, Florida Institute for Sustainable Energy (Gainesville, FL, October 1, 2014) (invited)

- The Federal Response to Uncooperative Federalism*, Second Annual Sabin Colloquium on Innovative Environmental Law Scholarship, Columbia Law School (New York, NY, May 8-9, 2014) (accepted conference paper)
- Reconsidering Regulatory Uncertainty: A Path Forward for Energy Storage*, 2014 Austin Electricity Conference: Innovation & New Models for the Delivery of Electric Service, The University of Texas at Austin McCombs School of Business (Austin, TX, April 3-4, 2014) (accepted conference paper)
- Public Policy and the Shift to Distributed Power*, 2014 Electric Power Executive Conference 14, Disruption in Power Generation Markets: An Executive Summit (New Orleans, LA, March 31, 2014) (invited)
- The Federal Response to Uncooperative Federalism*, Tulane Law School Faculty Workshop (New Orleans, LA, March 24, 2014) (invited)
- Ocean Acidification and the Clean Water Act*, 19th Annual Tulane Law School Summit on Environmental Law & Policy (New Orleans, LA, February 21-22, 2014) (invited)
- Federalism Issues in Electricity Production, Transmission, and Distribution* (moderator), Second Annual Searle Center Conference on Federalism and Energy, Northwestern Law School, (Chicago, IL, November 14-15, 2013) (invited)
- Faculty Workshop on Federalism and Environmental Policy* (commenter) Case Western Reserve University School of Law (Cleveland, OH, October 17-20, 2013) (invited)
- Reconsidering Regulatory Uncertainty: A Path Forward for Energy Storage*, Florida State University Law School Faculty Workshop (Tallahassee, FL, October 9, 2013) (invited)
- Reconsidering Regulatory Uncertainty: Making a Case for Energy Storage*, Florida State University Law School, Environmental, Energy, and Land Use, Certificate Environmental Enrichment Speaker Series (Tallahassee, FL, October 9, 2013) (invited)
- Breaking Path Dependency of Fossil Fuel Infrastructure*, First Annual Sabin Colloquium on Innovative Environmental Law Scholarship, Columbia Law School (New York, NY, May 2-3, 2013) (accepted conference paper)
- Breaking Path Dependency of Fossil Fuel Infrastructure*, 2013 Consortium Annual Conference, Legal & Policy Pathways for Energy Innovation, Minnesota Law School (Minneapolis, MN, April 24-25, 2013) (accepted conference paper)
- Energy Efficiency: The Coming Trend; and Mountaintop Mining: What are Mountains For?* (moderator), 18th Annual Tulane Law School Summit on Environmental Law & Policy (New Orleans, LA, February 22-23, 2013) (invited)
- Positive Energy Externalities of Energy Storage*, Colloquium on Environmental Scholarship at Vermont Law School (South Royalton, VT, October 11-13, 2012) (accepted conference paper)

Renewable Energy Through Self-Imposed Federal Regulation, Southeastern Law Schools Junior-Senior Scholar Conference (New Orleans, LA, October 2012)

Jim Rossi, *Federal Preemption and the Clean Energy Floor* (commenter), Tulane Intellectual Life Faculty Workshop (New Orleans, LA, October 1, 2012)

The Tipping Point of Federalism, Southeastern Association of Law Schools Annual Meeting (Amelia Island, FL, August 2012)

Keystone Project XL: Saving or Savaging North America (moderator), “From Local to Global,” 17th Annual Tulane Law School Summit on Environmental Law & Policy, (New Orleans, LA, March 2-3, 2012)

The Tipping Point of Federalism, Reclaiming Environmental Federalism, Washington and Lee University School of Law Symposium (Lexington, VA, February 17, 2012) (invited)

The Catalyst Function of the Administrative State, Progress Without Agreement: Climate and Other Regulatory Challenges in a Time of Dissensus, Emory University Center on Federalism and Intersystemic Governance (CFIG) Roundtable (Atlanta, GA, October 28-29, 2011) (invited)

The Catalyst Function of the Administrative State, Tulane Law School Faculty Brown Bag Series (New Orleans, LA, September, 2011)

Federalism Alternatives for Renewable Energy, Colloquium on Environmental Scholarship at Vermont Law School (South Royalton, VT, September 23-24, 2011) (accepted conference paper)

A Review of “A Field-based Aquatic Life Benchmark for Conductivity in Central Appalachian Streams” (Cormier *et al.*, 2010) and Implications for Appalachian Mine Permits, Member, Independent Scientific Review Panel (report issued May 2010) (invited)

“Does the Earth Belong to the Living? Property and Environmental Law Perspectives on the Rights of Future Generations,” (moderator) The George Washington University Law Review Symposium, What Does Our Legal System Owe Future Generations? New Analyses of Intergenerational Justice for a New Century, (Washington, D.C., October 24, 2008)

GRANTS/AWARDS RECEIVED

Champions for Change Award Recipient (2018), University of Florida
Networking Seminar with Energy Law Scholar (2012), Tulane University

PROFESSIONAL ADMISSIONS AND ASSOCIATIONS

Bar Admissions: District of Columbia
California (inactive)
Illinois (inactive)

Court Admissions: U.S. District Court for the District of Columbia
U.S. District Court for the Northern District of California
U.S. Court of Appeals for the Ninth Circuit

Professional Associations: American Association of Law Schools, Natural Resources and Energy Law Section, Executive Committee
American Association of Law Schools, Environmental Law Section, Member
American Bar Association, Member
Energy Bar Association, Member

INTERNSHIPS

U.S. Department of Justice, Environmental Enforcement Section, Washington, D.C.
Summer 1998

Senator Paul Simon (D-IL), Washington, D.C.
Summer 1996

The White House, Council on Environmental Quality, Washington, D.C.
Summer 1995