

ComplianceNet

ComplianceNet 2022
Amsterdam
Conference Programme
(www.compliancenet.org)

Hosted by:

The Center for Law and Behavior
Department of Jurisprudence,
School of Law,
University of Amsterdam

July 6-8, 2022



UNIVERSITY OF AMSTERDAM
Center for Law and Behavior

Wednesday, July 6

9:00am-10:30am

Opening Plenary

1. New Directions in Compliance

Speaking Science to Economics: Securing Compliance During Pandemics

Carol A. Heimer, Northwestern University and American Bar Foundation

Interacting with the future self to reduce delinquent and other self-defeating behavior

Jean-Louis van Gelder, Max Planck Institute for the Study of Crime, Security and Law

Co-opting Regulation: Professional Control Through Discretionary Mobilization of Legal Prescriptions and Expert Knowledge

Joelle Evans, Bayes Business School, City University of London

Susan Silbey, Massachusetts Institute of Technology

Chair: Benjamin van Rooij, University of Amsterdam

10:30am-11:00am— Coffee and Tea

11:00am-12:30pm Panel Sessions

2. Organizational Culture and Ethics

Understanding Code of Conduct Content Specificity: A Conceptual framework

Job Timmermans, Netherlands Defense Academy

Boeing and the Ethics of Co-Regulation

Jeffery Smith, Seattle University

Between the lines: Labelling between and within departments in the Dutch banking sector

Anna Merz, Erasmus University Rotterdam

Chair: Job Timmermans, Netherlands Defense Academy

3. Factoring Climate into Compliance Policy

Getting Beyond Compliance and Tackling Climate Change

Brigham Daniels, Brigham Young University

*The Magic of 100%: Renewable Electricity Standards as Climate Change Policy
Vanguards*

Richard Wallsgrove, University of Hawai'i.

*Incorporating Quantitative and Qualitative Climate Change Analysis in Environmental
Impact*

Mark Squillace, University of Colorado

Chair: Brigham Daniels, Brigham Young University

12:30pm-2:00pm: Lunch

2:00pm-3:30pm: Panel Sessions

4. Climate Change's Impact on Enforcement and Compliance

Justiciability Issues in Climate Change Citizen Suits

Melissa Powers, Lewis & Clark College

*Harms Abroad, Liability at Home: Transnational Enforcement of Climate Liability
Judgments*

Tracy Hester, University of Houston

*Compliance as Non-Compliance: The Lowest Common Deno[r]mation Problem in
International Climate Law*

Deepa Bandinarayana, Chapman University

Chair: Tracy Hester, University of Houston

5. Tax compliance

*Citizens' fairness perceptions of tax authorities' algorithm-based decision making: a
vignette study*

Anne Van de Vijver, University of Antwerp

Anouk Decuypere, University of Antwerp

Poll Taxes, Revisited

Jeremy Bearer-Friend, The George Washington University

How regulatory compliance is constructed among tax professionals – the case of “responsible corporate tax”

Sara Jespersen, Copenhagen Business School

Exploring Online Tax Talks in Kazakhstan

Talshyn Tokyzhanova, Tallinn University of Technology

Chair: Anne Van de Vijver, University of Antwerp

6. Psychology and Individual Compliance

A Duo of Compliance Issues in Taiwan’s Drunk Driving Law: The Law and the Court
Kai-Ping Su, National Taiwan University, College of Law

Honesty pledges to reduce dishonesty: The importance of Involvement and Identification

Eyal Peer, Hebrew University of Jerusalem

Nina Mazar, Boston University

Yuval Feldman, Bar-Ilan University

Dan Ariely, Duke University

(Mis)alignment between lay intuitions and empirical evidence about what shapes compliance

Chris Reinders Folmer, University of Amsterdam

Benjamin van Rooij, University of Amsterdam

Chair: Chris Reinders Folmer, University of Amsterdam

3:30pm-4:00pm: Coffee and Tea

4:00pm-5:30pm Panel Sessions

7. New Books About Compliance

J.S. Nelson and Lynn Stout *Business Ethics: What Everyone Needs to Know*

Melissa Rorie and Benjamin van Rooij (eds.) *Measuring Compliance: Assessing Corporate Crime and Misconduct Prevention*

Benjamin van Rooij and Adam Fine. *The Behavioral Code: The Hidden Ways the Law Makes Us Better...Or Worse*

Chair: Melissa Rorie, University Nevada, Las Vegas

8. Legal Interpretation and Ambiguity – Part 1

ERISA and ESG

Tracey M. Roberts, Cumberland School of Law, Samford University

What should Caremark encompass?

Claire Hill, University of Minnesota Law School

Minding the Gap in White Collar Crime

Miriam Baer, Brooklyn Law School

Chair: Tracey M. Roberts, Cumberland School of Law, Samford University

5:30pm-6:30pm: Reception with Drinks and Snacks

Thursday, July 7

9:00am-10:30am Panel Sessions

9. Decision making and legal compliance: Examining the situational and individual factors that shape the decision to engage in crime

Morality, situational moral cues, and crime decisions

Shaina Herman, University at Albany SUNY and Max Planck Institute for the Study of Crime, Security and Law

Greg Pogarsky, University at Albany SUNY

On the relation between trait morality and unethical decision-making: Simply a matter of rule compliance?

Isabel Thielmann, Max Planck Institute for the Study of Crime, Security and Law

Luke Smillie, University of Melbourne

Virtual reality, emotions, and legal compliance

Timothy C. Barnum, Max Planck Institute for the Study of Crime, Security and Law

Shaina Herman, University at Albany SUNY and Max Planck Institute for the Study of Crime, Security and Law

Jean-Louis van Gelder, Max Planck Institute for the Study of Crime, Security and Law

Chair: Shaina Herman, Max Planck Institute for the Study of Crime, Security and Law

10. Compliance and Health Care

Barriers to what? Activism, evidence and the evolution of compliance in evidence-based medicine

Adam Christianson, Goldsmiths University of London

Mediating Autonomy: Healthcare Organizations' Response to the California End of Life Option Act

Megan S. Wright, Penn State Law

Cindy L. Cain, University of Alabama, Birmingham

Leading a Healthier Company: Advancing a Public Health Model of Ethics and Compliance

Todd Haugh, Indiana University Kelley School of Business

Chair: Todd Haugh, Indiana University, Kelley School of Business

11. Regulatory Systems and Compliance

Varieties of Regulatory Regimes and their Effect on Public Trust in Market Actors

Yuval Feldman, Bar-Ilan University

Libby Maman, Hebrew University of Jerusalem and Institute Barcelona d'Estudis Internacionals (IBEI)

David Levi Faur, Hebrew University of Jerusalem

A Tetrapartite Typology of Rules, Compliance Expectations, and Conduct in Regulatory Systems

Marcus Moore, University of British Columbia

Comparing Internal and External Regulatory Ecosystems: What Can We Learn, and Where to From Here?

Zaker Khan, Toronto Metropolitan University

Dr. Kernaghan Webb, Toronto Metropolitan University

The Table of Eleven as a conceptual framework and multi-causal model for compliance

Dick Ruimschotel, Compliance Management Consultants (CMC)/Good Governance Centre

Chair: Yuval Feldman, Bar-Ilan University

10:30am-11:00am: Coffee and Tea

11:00am-12:30pm Panel Sessions

12. Compliance Monitoring in Comparative Perspective

Monitoring Corporate Compliance in American Regulatory Federalism: Evidence from State Attorneys General and Multi-state Litigation"

Colin Provost, University College London

Paul Nolette, Marquette University

Elysa Dishman, Brigham Young University

Reforming Corporate Culture in the Shadow of Government Enforcement

Elysa Dishman, Brigham Young University

Illegal Logging Law: comparing compliance and enforcement approaches in the United Kingdom United States, and Australia

Hannah Harris, Macquarie Law School

Chair: Colin Provost, University College London

13. Compliance in Global Governance

The Systemic Effects of Trade Agreements with Labour Clauses: Diffusion or Displacement?

Alessandro Guasti, University of Oxford

A framework to address the high level of trade compliance risks in global supply chains

Tom De Schryver, NL-MOD / Faculty of Military Sciences/CIIMT

Gert Demmink, Central Bank of the United Arab Emirates

Compliance in the Paris Agreement: The role of building States' (self-)reflexive capacity

Sylvia Karlsson-Vinkhuyzen, Wageningen University

How do conservative and liberal interest groups try to moralise the European Human Rights Justice and make it compliant with their own interests?

Gaëtan Cliquet, French National Centre for Scientific Research and University of Nantes

12:30pm-2:00pm: Lunch and Business Meeting

2:00pm-3:30pm Panel Sessions

14. Compliance and the Workplace

From Work Stress to Well-Being, the Drivers of a Managerialization Process

Scarlett Salman, Eiffel/Paris East University

Hidden contracts restricting worker mobility

Jonathan Harris, Loyola Law School

Design thinking for behavioral and organisational change: Development of a Public Sector

Hybrid Workplace Policy

Linzi Ryan, Maynooth University

Ableism in the labour market: why are disabled people being managed out of the labour market?

Sarabajaya Kumar, University College London

Colin Provost, University College London

Chair: Scarlett Salman, Eiffel/Paris East University

15. Compliance Issues in Environmental Regulation

Explaining Compliance with VSS: Understanding Colombian Coffee Farmers' Motivations to Comply with Environmental Rules

Paulo Mortara Batistic, University of Münster

Thomas Dietz, University of Münster

Jan Börner, University of Bonn

Yannic Rudá Damm, University of Bonn

Restorative justice for corporate environmental crimes: critical lessons from an intricate Italian case

Marco Colacurci, University of Campania

Performance Standards, Government Contractors and Quality Control: The Israeli Water Desalination Scandal

Yoav Dotan, Hebrew University of Jerusalem

Non-compliance behavior and use of extraction rights for natural resources

Florian Diekert, Heidelberg University

Linda Nøstbakken, Norwegian School of Economics

Andries Richter, Wageningen University

Chair: Marco Colacurci, University of Campania

3:30pm-4:00pm: Coffee and Tea

4:00pm-5:30pm Plenary Session

16. Awards Panel and Lifetime Achievement winner Address

Is Legitimacy-Based Compliance A Viable Model for Law?

Tom Tyler, Yale University

Winner, 2022 ComplianceNet Lifetime Achievement Award

5:30pm-6:30pm: Reception with Drinks and Snacks

Friday, July 8th

9:00am-10:30am Panel Sessions

17. Race, the Law and Compliance

Carceral Intent

Danielle C. Jefferis, California Western School of Law

Adjudicating Police Accountability: The problem of too many?

Jihyun Kwon, University of Toronto

Homeownership in Black and White: Who Does the Mortgage Interest Deduction Work For?

Nyamagaga Gondwe, New York University School of Law

Chair: Danielle C. Jefferis, California Western School of Law

18. Prosecutors and Data Collectors

Global Enforcement in the Financial Industry: A new dataset

Roy Gava, University of St. Gallen and University of Geneva

Non-criminal persecution agreement as an instrument for expanding the consensus space in Brazilian criminal justice: a new paradigm for the prosecution service?

Graziella Maria Depra Bittencourt, Public Ministry of the State of Espírito Santo

The U.S. Department of Justice's "Piling-On" Policy: A Policy in Search of a Rationale

Jonathan J. Rusch, American University Washington College of Law

Chair: Roy Gava, University of St. Gallen and University of Geneva

10:30am-11:00am: Coffee and Tea

11:00am-12:30pm Panel Sessions

19. Legal Interpretation and Ambiguity—Part 2

Interpretive Entrepreneurship: How firms use international legal interpretation to modify their compliance obligations

Melissa J. Durkee, University of Georgia School of Law

The Future of Corporate Criminal Liability: Watching the ESG Space

J.S. Nelson, Harvard Business School

Battle for our Souls: A Psychological Justification for Individual and Corporate Liability for Organizational Misconduct

Jennifer Arlen, New York University School of Law

Lewis Kornhauser, New York University School of Law

Chair: J.S. Nelson, Harvard Business School

20. Risk, Fairness, and Legitimacy in Compliance

Calibration and coherence in perceptions of risk across varying offenses and justice experience

Bryanna Fox, University of South Florida

Thomas Loughran, Pennsylvania State University

(Re)Organizing Legitimacy Theory

Joseph A. Hamm, Michigan State University

Caitlin Cavanagh, Michigan State University

Sung Lee, Texas A&M University

Jessica R. Deitzer, Max Planck Institute

Hope, Fairness, and Juveniles' Probationary Compliance

Adam Fine, Arizona State University

Chair: Adam Fine, Arizona State University

12:30pm-2:00pm: Lunch

2:00pm-3:30pm Panel Sessions

21. Inspectors and Whistleblowers

Inspection results of announced versus unannounced inspections

Marieke Kluin, Leiden University

Arjan Blokland, Leiden University

Wim Huisman, Vrije Universiteit Amsterdam

Financial Incentives for Whistleblowing: A Comparative Perspective

Nedim Hovic, Sant'Anna School of Advanced Studies

Whistleblower Protections or Qui Tam Enforcement? Compliance in Regulatory Capitalism

Theo Nyreröd, Brunel University and Stockholm Institute of Transition Economics

Chair: Marieke Kluin, Leiden University

22. Artificial Intelligence and Technology

Antidote or Placebo? De-Platforming as a Response to the Commerce of Disinformation Spreading Across Social-Media.

Stephen Wilks, University of Exeter and UK Competition Appeal Tribunal

When is it permissible for artificial intelligence to lie?

Tae Wan Kim, Carnegie Mellon University

Tong (Joy) Lu, Carnegie Mellon University

Yanhan Tang, Carnegie Mellon University

Zhaoqi Cheng, Boston University

John Hooker, Carnegie Mellon University

Net-widening of (criminal) background screening with regulatory sanctions: an examination of the desirability and feasibility from within the Dutch screening landscape

Elina Van 't Zand, Leiden University

Chair: Stephen Wilks, University of Exeter and UK Competition Appeal Tribunal

3:30pm-4:00pm: Coffee and Tea

4:00pm-5:30pm: Closing Plenary

23. Trade-offs and Coordination in Compliance

Expressive Norms and Law's Coordinative Function: The Case of UK Lockdown Compliance

Jonathan Jackson, London School of Economics and Political Science and University of Sydney Law School

Ben Bradford, University College London

Krisztián Pósch, University College London

Arabella Kyprianides, University College London

Julia A. Yesberg, University College London

Networked Governance and Monitoring Compliance in the Fintech Industry
Aleksandra Jordanoska, Dickson Poon School of Law - King's College London

Coupling and Coupling Compromises in Company Responses to Activist Pressure
Yanhua Bird, Boston University
Michael W. Toffel, Harvard Business School
Jodi Short, UC Hastings College of the Law

Chair: Colin Provost, University College London