

PROPOSED AMENDMENTS TO

SENATE BILL NO. 2285

Introduced by

Senators Cory, Sickler, Paulson

Representatives Koppelman, Vetter, Schauer

- 1 A BILL for an Act to create and enact a new section to chapter 28-32 of the North Dakota
2 Century Code, relating to judicial deference.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

- 4 **SECTION 1.** A new section to chapter 28-32 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Judicial deference.**

- 7 Notwithstanding any other provision of law, in interpreting or applying a statute, regulation,
8 or rule, a judge may not defer to an administrative agency's interpretation of the statute,
9 regulation, or rule. ~~After applying all customary rules of interpretation, the court shall resolve any~~
10 ~~remaining ambiguity against increased agency authority.~~