



809068

CRC ACTION

Commissioner .  
Comm: FAV .  
04/03/2018 .  
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The Committee on Style and Drafting (Martinez) recommended the following:

**CRC Amendment (with title amendment)**

Delete everything after the proposal clause  
and insert:

Section 21 is added to Article V of the State Constitution  
to read:

ARTICLE V

JUDICIARY

SECTION 21. Judicial interpretation of statutes and rules.-



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10 In interpreting a state statute or rule, a state court or an  
11 officer hearing an administrative action pursuant to general law  
12 may not defer to an administrative agency's interpretation of  
13 such statute or rule, and must instead interpret such statute or  
14 rule de novo.

15  
16 ===== T I T L E A M E N D M E N T =====

17 And the title is amended as follows:

18 Delete everything before the proposal clause  
19 and insert:

20 A proposal to create  
21 Section 21 of Article V of the State Constitution to  
22 require a state court or an administrative law judge  
23 to interpret a state statute or rule de novo in  
24 litigation between an administrative agency and a  
25 private party and not merely defer to the  
26 administrative agency's interpretation.