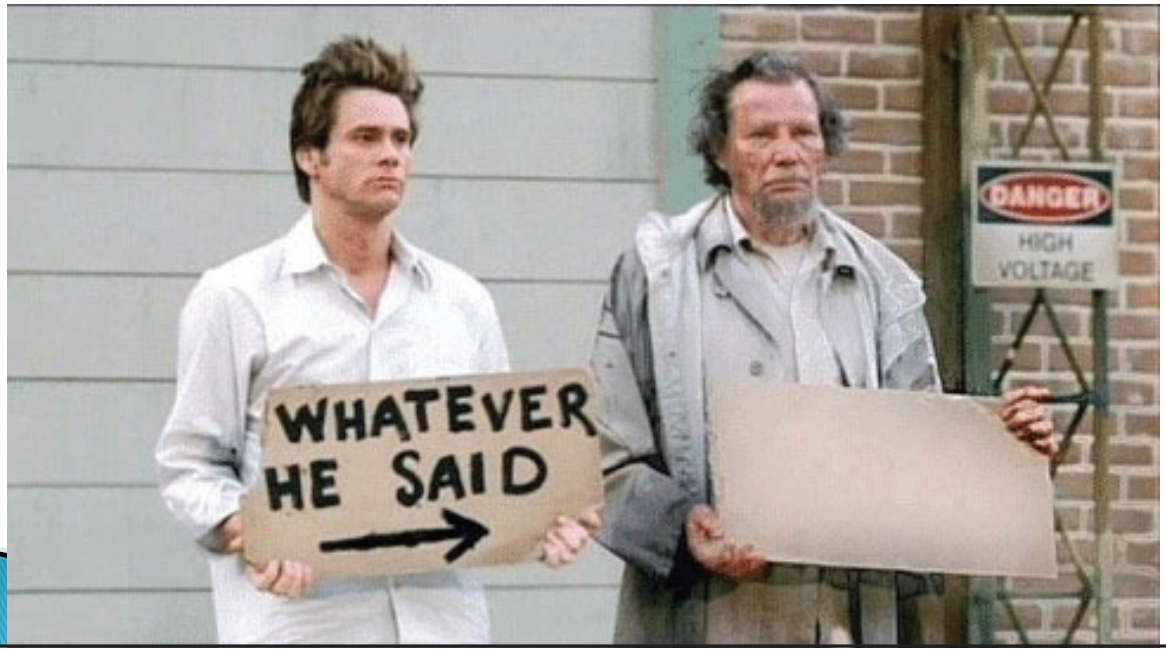
Judicial Deference to Agency Interpretations

"The reports of my death are greatly exaggerated."

1

First things first:

What type of deference are we talking about?



2

Chevron Deference

Federal doctrine establishing when the courts should defer to a government agency's interpretation, adopted through formal rulemaking or adjudicatory hearing, of a statute it is charged with enforcing

3

Skidmore Deference

*Federal doctrine establishing when the courts should defer to a government agency's interpretation, adopted **other than** through formal rulemaking or adjudicatory hearing, of a statute it is charged with enforcing (e.g., policy statements, opinion letters, guidelines)*

4

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"Changing Perspectives on Judicial Deference"