

A Resolution to Codify Chevron Deference in order to Preserve American Regulation

1 **WHEREAS,** in the 1984 Chevron U.S.A. Inc. v. Natural Resources Defense Council case,
2 the Supreme Court established the doctrine of Chevron Deference, the
3 notion that regulatory agencies are assumed to have broad interpretive
4 authority; and

5 **WHEREAS,** for nearly four decades, Chevron has provided the legal basis for protective
6 regulations regarding the environment, American workers, and more; and

7 **WHEREAS,** the Supreme Court ruled this year in Loper Bright Enterprises v. Raimondo
8 that regulatory agencies are no longer assumed to have broad interpretive
9 authority unless said authority is specifically granted by Congress, and

10 **WHEREAS,** Congress writes laws with the belief that Executive Agencies will implement
11 them reasonably based on their expertise; and

12 **WHEREAS,** it is necessary to codify the longstanding status quo in legislation to preempt
13 an expected wave of legal challenges; now, therefore, be it

14 **RESOLVED,** By the Congress here assembled, that if a statute that an agency
15 administers is silent or ambiguous, and an agency has considered the
16 statutory direction of Congress when taking regulatory action, a reviewing
17 court shall defer to the agency’s reasonable or permissible interpretation of
18 that statute.

Introduced for Congressional Debate by Parkway West High School.