

Impact of the 'Loper Bright' Decision on New Jersey State Deference

Articles

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Attorneys Marc Rollo, Charlie Dennen and Thomas Tyrrell discuss in the New Jersey Law Journal article," Impact of the 'Loper Bright' Decision on New Jersey State Deference" how the Supreme Court's decision in *Loper Bright Enterprises v. Raimondo* severely limits the ability of federal administrative agencies in the development, implementation and enforcement of their regulatory authorities. By eliminating the decades-old *Chevron* deference standard, nearly every federal regulation and action taken thereunder may be subject to non-deferential, or de novo, judicial review of its underlying statutory charge.

In the article, they examine whether, and to what effect, the *Loper Bright* decision will impact New Jersey state administrative agencies and the long-standing practice of affording agencies substantial deference in their actions and interpretations of law. While the outcome is yet to be seen, the Loper Bright decision creates new challenges for agencies and, in turn, potential opportunities for regulated entities to push back against regulatory applications.

To read the complete article, click here.

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