

Bill Summary
1st Session of the 60th Legislature

Bill No.:	SB 918
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Bill Analysis

SB 918 provides that a claim under the Administrative Procedures Act accrues when any plaintiff properly joined in the action has the right to assert the claim in court. The measure also requires the court reviewing a statute or administrative rule to interpret the meaning and effect de novo. The court shall exercise all remaining doubt in favor of a reasonable interpretation which limits agency power and maximizes individual liberty. The measure prohibits the court from deferring to a state agency's interpretation. The measure prohibits the award of any civil penalty in an action brought by or on behalf of an administrative agency against any person or legal entity for conduct that would also be the subject of a suit at common law in which the defendant would be entitled to trial by jury before a court until after a trial by jury before such court. This provision shall not apply to awards granted by a summary judgment.

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