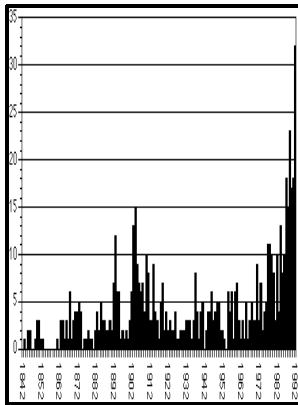


# Statutory interpretation - the search for legislative intent

**National Institute for Trial Advocacy - Statutory interpretation : the search for legislative intent (Book, 2011) [styleguide.expo.io]**



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This edition was published in 2002



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## Without the Pretense of Legislative Intent

Obviously, the institutional approach applies with no less force to the way agencies approach Acts of Congress and the way courts review agency interpretations of law. Statutory Interpretation: The Search for Legislative Intent.

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In his article , Matthew B. Another way to construe a statute is by looking at the legislative history.

## Statutory Interpretation

The book, Statutory Interpretation: The Search for Legislative Intent, appeals to lawyers, judges, and students alike, answering questions that arise from the ambiguities, inconsistencies, or complete gaps often found in statutory meaning. Nourse, A Decision Theory of Statutory Interpretation: Legislative History by the Rules, 122 Yale L.

## Statutory Interpretation: The Search for Legislative Intent.

Statutory interpretation also called statutory construction is the act of interpreting a statute particularly when the text of the statute seems contradictory or ambiguous.

## Statutory Interpretation: The Search for Legislative Intent.

See infra text accompanying notes 27—32. As has been discussed in previous articles, when a court must apply a statute to the facts and decide what the statute means, it will first look to the plain language of the statute.

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The statute is intended to be feasible — i. Or, since any of the forty-one Republican Senators could have provided that key vote, should the Court try to figure out the softest nay vote and imagine what he or she would have done? Furthermore, he states that a legislative history can allow for manipulation, meaning a judge can find what he or she is looking for within the documents. And, if a court can read a statute two ways — a constitutional way and an unconstitutional way — it must.

### **Statutory Interpretation: The Search for Legislative Intent.**

If ever a statutory outcome reflected path dependence, it was the one with which the Court struggled in *Burwell*. Furthermore, committee reports are viewed as the most reliable source of a legislative history because they provide an understanding of the purpose and meaning of the statutory language.

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