10. Regulatory compliance

Key Terms

**Administrative subpoena:** A judicially enforceable agency demand for records or attendance at a hearing.

**Agency final action:** The final review and decision by an agency on a matter, this could be a decision or an opinion letter.

**Commerce Clause:** An enumerated power recognizing Congress has the power to regulate commerce among the states and with foreign nations.

**Doctrine of exhaustion:** Requiring the entire administrative review apparatus to be completed before a case is appealable to an Article III court.

**Doctrine of preemption:** State courts and legislatures are legally bound to follow federal law in cases of direct conflict between federal and state laws.

**Formal agency actions:** An on the record trial type of agency hearing, used mostly for highly regulated industries.

**Fourth Amendment:** Granting protections against unreasonable searches and seizures by the government.

**Informal agency action:** A less formal notice and comment rulemaking without on the record hearings.

**Notice of proposed rulemaking (NPRM):** Published in the Federal Register, this puts the businesses and the public on notice that an official rulemaking action is to commence.

**Supremacy Clause:** The US Constitution and the federal laws passed to enforce it, constitute the supreme law of the land.

**Tenth Amendment:** Included in the Bill of Rights to balance power with the federal government, it reserves powers to states not expressly provided to the federal government.