

## **ABSTRACT**

Hon. Edwin L. Felter Jr.,  
*Special Problems of State Administrative Law*

53 Admin. L. Rev. 403 (2001)

Abstract by William M. Jack

In this article, Judge Felter examines the problems created by the ALJ's dual role of implementing agency policy versus deciding individual cases based on law and evidence. Felter argues that these problems originate in the governmental structures in which ALJ's work, from differing codes of ethical conduct, how ALJ's are hired and fired, and their daily work conditions. State ALJ structures, whether embedded in state executive branch, part of state central hearing agency or a free standing central panel, all suffer from inappropriate agency influence and are often too dependent on the judgment of the chief judge or director.