

**Administrative Law**  
**Professor Levy**  
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SEPARATION OF POWERS/CHECKS AND BALANCES TABLE

<i>Power</i>	<i>Legislative</i>	<i>Executive</i>	<i>Judicial</i>
<i>Nature</i>	Make laws (binding rules of general application)	Implement laws (hard to define with specificity)	Apply laws (resolution of cases and controversies)
<i>Body</i>	Congress	President and executive officers	Supreme Court and lower courts
<i>Selection</i>	Elected by state or district	Electoral College and appointment	Presidential appointment with Senate consent
<i>Character</i>	Bicameral and representative	Unitary and national constituency	Independent with life tenure and salary protection
<i>Rationale</i>	Maximum political accountability	Prompt, coordinated action	Apolitical, deliberative judgment
<i>Checks</i>	<b>Executive:</b> Veto and prosecutorial discretion <b>Judicial:</b> Judicial review and interpretation	<b>Legislative:</b> Impeachment, veto override, and rule of law <b>Judicial:</b> Judicial review and rule of law	<b>Legislative:</b> Impeachment, amendment, and jurisdiction <b>Executive:</b> Appointment and prosecutorial discretion