

1 APPENDIX A

2 **Rule 35. Bar Examination**

3 **(a) Definitions.**

4 1. [No Change].

5 2. [No Change].

6 3. *Attempt*. An “Attempt” means any bar examination, from any jurisdiction, in which the applicant has viewed, accessed, or otherwise observed any portion of the exam.

7 **(b) - (e)** [No Change].

8 **(f) Bar Exam Grading.**

9 1. - 3. [No Change].

10 4. An applicant’s Bar Exam scores will not be disclosed to the public. The Court is authorized to:

11 A. - C. [No Change].

12 D. report to the applicant’s law school detailed information about the applicant’s performance on each section of the Bar Exam, including each section’s median and standard deviation, provided the applicant consents to its release; this information will be kept confidential and may be used solely for scholarly research by the applicant’s law school and for monitoring and improving the school’s educational and student support programs; and

13 E. [No Change].

14 **(g) Later Examinations.** [No Change].

15 **(h) Bar Exam Accommodations.**

16 1. *Disability Accommodation*. An applicant may apply for Bar Exam disability accommodation within the deadlines established by the Court and published on its website. Failure to timely provide all required or requested information by the deadlines established by the Court may result in the request being rejected as incomplete.

17 A. - C. [No Change].

18 D. The Committee on Examinations may grant, deny, reject as incomplete, or modify the requested accommodation. Upon approval of the Committee chair, a three-person panel appointed from the Committee membership may make accommodation decisions.

19 E. [No Change].

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1 2. *Permission to Bring a Prohibited Item.* Within the deadlines established by the
2 Court and published on its website, an applicant may apply for a waiver to allow one or
3 more prohibited items into the room or facility in which the Bar Exam is administered.
4 Failure to timely provide all required or requested information by the deadlines
5 established by the Court may result in the request being rejected as incomplete.

6 A. An application for a waiver under this section 35(h)(2) must include all forms
7 and supporting documents as required and published by the Court on its website.

8 B. The Committee on Examinations or its designee may request additional
9 information or supporting documentation. Failure to timely provide this
10 additional information may result in the denial of a waiver request.

11 C. The Committee on Examinations or its designee may grant, deny, reject as
12 incomplete, or modify the requested waiver.

13 D. A waiver under this section will generally be granted only for a single
14 administration of the Bar Exam unless otherwise determined by the Committee on
15 Examinations or its designee.

16 **(i) Bar Exam Conduct.**

17 1. *Code of Conduct.*

18 A. - I. [No Change].

19 J. An applicant must follow all written and verbal instructions provided
20 before or during the Bar Exam.

21 2. - 4. [No Change].

22 **(j) Review by the Court.** [No Change].

Rule 38. Certifications and Limited Admissions to Practice Law

(1) - (2) [No Change].

(3) *Filing Requirements.* Any attorney who commences employment by an eligible organization as in-house counsel shall apply for a Registration Certificate within ninety (90) days of the date of commencement of employment.

(A) An applicant for a Registration Certificate shall:

(i) - (iv) [No Change].

(v) submit evidence that the applicant has successfully completed the course on Arizona law described in Rule 34(i).

1 (B) - (C) [No Change].

2 (4) - (10). [No Change].

3 **(b) Foreign Legal Consultant.** [No Change].

4 **(c) Law Professor Certification.**

5 (1) [No Change].

6 (2) *Filing Requirements.* An applicant must submit an application for law professor
7 certification with the Committee on Character and Fitness on a form supplied by
8 the Committee. The application must include all of the following:

9 (A) - (D) [No Change].

10 (E) evidence that the applicant has successfully completed the course on
11 Arizona law described in Rule 34(i).

12 (3) - (10) [No Change].

13 **(d) Approved Legal Services Organizations and Certification of Pro Bono Counsel.**

14 (1) [No Change].

15 (2) *Certification of Pro Bono Counsel.*

16 (A) [No Change].

17 (B) Eligibility. To be certified, the attorney must be one of the following:

18 (i) [No Change].

19 (ii) *An out of state attorney domiciled in Arizona but not admitted to
20 practice law in Arizona, who:*

21 (a) - (c) [No Change].

22 (d) Has successfully completed the course on Arizona law
described in Rule 34(i);

(e) [No Change].

(f) [No Change].

(iii) [No Change]

(iv) [No Change].

(C) - (K) [No Change].

1 **Rule 39. Temporary Authorizations to Practice Law**

2 (a) [No Change].

3 **(b) Practice Pending Admission.**

4 (1) *General Statement and Eligibility.* An applicant who currently holds an active
5 license to practice law in another jurisdiction in the United States, and who has
6 been primarily engaged in the active practice of law for three of the last five years
7 immediately preceding the date upon which the application for admission is filed,
8 may provide legal services in Arizona through an office or other place for the
9 regular practice of law in Arizona for no more than 365 days, provided that the
10 applicant:

11 (A) - (C) [No Change].

12 (D) has first submitted an application deemed complete by the Committee
13 on Character and Fitness for admission on motion (Rule 34(e)), admission
14 by transfer of uniform bar examination score (Rule 34(g)), or admission by
15 Arizona bar examination (Rule 35), and has complied with the requirements
16 of Rule 34 (e)(1)(B), (C) and (D);

17 (E) - (J) [No Change].

18 (2) - (8) [No Change].

19 (c) [No Change].

20 **(d) Military Spouse Certification.**

21 (1) *General Statement and Eligibility.* Due to the unique mobility requirements of
22 military families who support the defense of our nation, the Court may certify an
attorney who is a spouse of a member of the United States Uniformed Services
("service member") stationed within Arizona to practice law under the terms of
this rule. An attorney ("applicant") who is not a member of the State Bar of Arizona
who meets the requirements of (A) through (J) of this paragraph (d)(1) may, upon
verified application, be admitted to the temporary practice of law in this
jurisdiction. The applicant must:

(A) - (F). [No Change].

(G) submit evidence that the applicant has successfully completed the
course on Arizona law described in Rule 34(i);

(H) - (J) [No Change].

(2) - (8) [No Change].

1 **APPENDIX B**

2 Additions are shown by underline; deletions are shown by ~~striketrough~~.

3 **Rule 35. Bar Examination**

4 **(a) Definitions.**

5 1. [No Change].

6 2. [No Change].

7 3. *Attempt*. An “Attempt” means any bar examination, from any jurisdiction, in
8 which the applicant has ~~sat for~~ viewed, accessed, or otherwise observed any portion of
9 the exam.

10 **(b) - (e)** [No Change].

11 **(f) Bar Exam Grading.**

12 1. - 3. [No Change].

13 4. An applicant’s Bar Exam scores will not be disclosed to the public. The Court is
14 authorized to:

15 A. - C. [No Change].

16 D. report to the applicant’s law school detailed information about the
17 applicant’s performance on each section of the Bar Exam, including each section’s
18 median and standard deviation, provided the applicant consents to its release; this
19 information will be kept confidential and may be used solely for scholarly research
20 by the applicant’s law school and for monitoring and improving the school’s
21 educational and student support programs; and

22 E. [No Change].

(g) Later Examinations. [No Change].

(h) Bar Exam Accommodations.

1. *Disability Accommodation*. An applicant may apply for Bar Exam disability
accommodation within the deadlines established by the Court and published on its
website. Failure to timely provide all required or requested information by the deadlines
established by the Court may result in the request being rejected as incomplete.

A. - C. [No Change].

D. The Committee on Examinations may grant, deny, reject as incomplete, or
modify the requested accommodation. Upon approval of the Committee chair, a
three-person panel appointed from the Committee membership may make
accommodation decisions.

E. [No Change].

1 2. ~~Non-Disability Medical Accommodation~~ Permission to Bring a Prohibited Item. Within
2 the deadlines established by the Court and published on its website, ~~An~~ an applicant may
3 apply for ~~Bar Exam accommodation for other health needs within the deadlines~~
4 ~~established by the Court and published on its website~~ a waiver to allow one or more
5 prohibited items into the room or facility in which the Bar Exam is administered. Failure
6 to timely provide all required or requested information by the deadlines established by
7 the Court may result in the request being rejected as incomplete.

8 A. An application for ~~non-disability accommodation~~ a waiver under this section
9 35(h)(2) must include all forms and supporting documents as required and
10 published by the Court on its website.

11 B. The Committee on Examinations or its designee may request additional
12 information or supporting documentation. Failure to timely provide this
13 additional information may result in the denial of ~~an accommodation~~ a waiver
14 request.

15 C. The Committee on Examinations or its designee may grant, deny, reject as
16 incomplete, or modify the requested ~~accommodation~~ waiver.

17 D. ~~Non-disability accommodation~~ A waiver under this section will generally be
18 granted only for a single administration of the Bar Exam unless otherwise
19 determined by the Committee on Examinations or its designee.

20 **(i) Bar Exam Conduct.**

21 1. *Code of Conduct.*

22 A. - I. [No Change].

J. An applicant must follow all written and verbal instructions provided
before or during the Bar Exam.

 2. - 4. [No Change].

(j) Review by the Court. [No Change].

Rule 38. Certifications and Limited Admissions to Practice Law

(1) - (2) [No Change].

1 (3) *Filing Requirements.* Any attorney who commences employment by an eligible
2 organization as in-house counsel shall apply for a Registration Certificate within
ninety (90) days of the date of commencement of employment.

3 (A) An applicant for a Registration Certificate shall:
4 (i) - (iv) [No Change].

5 (v) submit evidence that the applicant has successfully completed the course on Arizona
6 law described in Rule ~~34(j)~~ 34(i).

7 (B) - (C) [No Change].
8 (4) - (10). [No Change].

9 **(b) Foreign Legal Consultant.** [No Change].

10 **(c) Law Professor Certification.**

11 (1) [No Change].

12 (2) *Filing Requirements.* An applicant must submit an application for law professor
13 certification with the Committee on Character and Fitness on a form supplied by
14 the Committee. The application must include all of the following:

15 (A) - (D) [No Change].

16 (E) evidence that the applicant has successfully completed the course on
17 Arizona law described in Rule ~~34(j)~~ 34(i).

18 (3) - (10) [No Change].

19 **(d) Approved Legal Services Organizations and Certification of Pro Bono Counsel.**

20 (1) [No Change].

21 (2) *Certification of Pro Bono Counsel.*

22 (A) [No Change].

(B) Eligibility. To be certified, the attorney must be one of the following:

(i) [No Change].

(ii) *An out of state attorney domiciled in Arizona but not admitted to
practice law in Arizona, who:*

(a) - (c) [No Change].

(d) Has successfully completed the course on Arizona law
described in Rule ~~34(j)~~ 34(i);

(e) [No Change].

- 1 (f) [No Change].
- 2 (iii) [No Change]
- 3 (iv) [No Change].
- 4 (C) - (K) [No Change].

5 **Rule 39. Temporary Authorizations to Practice Law**

6 (a) [No Change].

7 **(b) Practice Pending Admission.**

8 (1) *General Statement and Eligibility.* An applicant who currently holds an active
9 license to practice law in another jurisdiction in the United States, and who has
10 been primarily engaged in the active practice of law for three of the last five years
11 immediately preceding the date upon which the application for admission is filed,
12 may provide legal services in Arizona through an office or other place for the
13 regular practice of law in Arizona for no more than 365 days, provided that the
14 applicant:

11 (A) - (C) [No Change].

12 (D) has first submitted an application deemed complete by the Committee
13 on Character and Fitness for admission on motion (Rule ~~34(f)~~ 34(e)),
14 admission by transfer of uniform bar examination score (Rule ~~34(h)~~ 34(g)),
15 or admission by Arizona bar examination (Rule ~~34~~ 35), and has complied
16 with the requirements of Rule 34 ~~(f)(1)(B), (D) and (H)~~ (e)(1)(B), (C) and (D);

15 (E) - (J) [No Change].

16 (2) - (8) [No Change].

16 (c) [No Change].

17 **(d) Military Spouse Certification.**

18 (1) *General Statement and Eligibility.* Due to the unique mobility requirements of
19 military families who support the defense of our nation, the Court may certify an
20 attorney who is a spouse of a member of the United States Uniformed Services
21 ("service member") stationed within Arizona to practice law under the terms of
22 this rule. An attorney ("applicant") who is not a member of the State Bar of Arizona
who meets the requirements of (A) through (J) of this paragraph (d)(1) may, upon
verified application, be admitted to the temporary practice of law in this
jurisdiction. The applicant must:

(A) - (F). [No Change].

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(G) submit evidence that the applicant has successfully completed the course on Arizona law described in Rule ~~34(j)~~ 34(i);

(H) - (J) [No Change].

(2) - (8) [No Change].