

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF AMENDMENT TO
SCR 214(1)(d) REGARDING
EXEMPTION OF CONTINUING LEGAL
EDUCATION REQUIREMENTS OF
ATTORNEYS WHO ARE SEVENTY
YEARS OF AGE AND OLDER

ADKT 0549

FILED

NOV 01 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY: *[Signature]*
CHIEF DEPUTY CLERK

*ORDER SCHEDULING PUBLIC HEARING
AND REQUESTING PUBLIC COMMENT*

On October 24, 2019, the Board of Governors of the State Bar of Nevada filed a petition to eliminate Supreme Court Rule (SCR) 214(1)(d) that exempts active members of the State Bar of Nevada who have attained the age of 70 years from meeting mandatory continuing legal education credit requirements. The proposed amendments are attached as Exhibit A.


The Nevada Supreme Court will conduct a public hearing on the petition on Monday, December 2, 2019, at 3:00 p.m. in the Nevada Supreme Court Courtroom, 408 East Clark Avenue, Las Vegas, Nevada. The hearing will be videoconferenced to the Nevada Supreme Court Courtroom, 201 South Carson Street, Carson City, Nevada.

Further, this court invites written comment from the bench, bar, and public regarding the proposed amendments. Comments may be submitted electronically or in hard-copy format to: Elizabeth A. Brown, Clerk of the Supreme Court, 201 South Carson Street, Carson City, Nevada 89701 by 5:00 p.m., November 25, 2019. Persons interested in participating in the hearing must notify the Clerk no later than November 25, 2019.

Hearing date: December 2, 2019, at 3:00 p.m.
Supreme Court Courtroom
408 East Clark Avenue
Las Vegas, Nevada 89101

Comment deadline: November 25, 2019, at 5:00 p.m.
Supreme Court Clerk's Office
201 South Carson Street
Carson City, Nevada 89701

DATED this 1st day of November, 2019.

_____, C.J.

cc: Paul Matteoni, President, State Bar of Nevada
Kimberly Farmer, Executive Director, State Bar of Nevada
All District Court Judges
Clark County Bar Association
Washoe County Bar Association
First Judicial District Bar Association
Administrative Office of the Courts

EXHIBIT A
AMENDMENT TO SUPREME COURT RULE 214

Rule 214. Exemptions.

1. The following attorneys are entitled to an exemption from the requirements of Rule 210:

(a) Any active member who has successfully completed the Nevada state bar examination in the present calendar year. The exemption shall be for the remainder of the calendar year in which the examination was successfully completed and the first full calendar year thereafter. Commencing on January 1 of the second calendar year after the successful completion of the examination, the active member becomes subject to these rules. Notwithstanding this exemption, each active member of the state bar, following admission, shall complete the Transitioning into Practice program.

(b) Any active member who is a full-time member of the federal judiciary.

(c) Any member of the state bar who, while not in default of the obligations imposed by these rules, has been voluntarily placed on inactive status; provided, however, that such voluntary placement must have been given in writing to the state bar and the board prior to the expiration of the applicable calendar year for which the exemption is claimed.

(d) Any active member who ~~[has attained the age of 70 years.~~

~~(e) Any active member who]~~ is deployed on full-time active duty in the armed forces of the United States, until the member's release from active military service and resumption of the practice of law.

2. A person licensed to practice law in this state who has reached the age of 70 years shall be exempted from payment of the annual fee required of Rule 210(1).

3. The board, in its discretion, may grant an attorney subject to these rules an exemption upon circumstances constituting exceptional, [~~extreme~~ extreme, and undue hardship unique to the attorney, subject to the following:

(a) The attorney seeking the exemption shall promptly file with the board a verified application, specifying in detail the circumstances [~~which~~ that the attorney believes afford a basis for an exemption;

(b) The board may, but need not, exempt the attorney from all or a portion of these rules;

(c) The board may condition the exemption upon such terms and conditions, and limit the exemption or partial exemption to such period of time, as the board may deem appropriate; and

(d) All active members of the judiciary shall be exempted from payment of the \$40 annual fee under SCR 210(1).

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Carson City, Nevada 89701

DATED this 15 day of November, 2019.

 C.J.

cc: Paul Matteoni, President, State Bar of Nevada
Kimberly Farmer, Executive Director, State Bar of Nevada
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