

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF AMENDMENTS  
TO SCR 210(2) REGARDING MINIMUM  
CONTINUING LEGAL EDUCATION  
REQUIREMENTS.

ADKT 0551

**FILED**

DEC 05 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER SCHEDULING PUBLIC HEARING  
AND REQUESTING PUBLIC COMMENT*

On November 25, 2019, the Nevada Supreme Court Access to Justice Commission filed a petition seeking to amend Supreme Court Rule 210(2) to provide continuing legal education credit for pro bono legal services. The proposed amendments are attached as Exhibit A.

The Nevada Supreme Court will conduct a public hearing on the petition on January 23, 2020, at 2:00 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., January 15, 2020. Persons interested in participating in the hearing must notify the Clerk no later than January 15, 2020.

**Hearing date:** January 23, 2020, at 2:00 p.m.  
Supreme Court Courtroom  
408 East Clark Avenue  
Las Vegas, Nevada 89101

**Comment deadline:** January 15, 2020, at 5:00 p.m.  
Supreme Court Clerk's Office  
201 South Carson Street  
Carson City, Nevada 89701

Dated this 5<sup>th</sup> day of December, 2019.

Pickering, A.C.J.  
Pickering

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 210

**Rule 210. Minimum continuing legal education requirements.** To meet the annual minimum continuing legal education requirements imposed by these rules, each attorney subject to these rules must timely: submit required fees, complete the requisite number of credit hours, and provide such other information as the board may require.

1. **Annual fee.** The amount of the annual fee will be determined by the board, but will not exceed \$40. The annual fee must be paid on or before March 1 of the year for which the fee is required to be paid.

2. **Credit hours.**

(a) Subject to the carry forward provisions of subparagraph (b), a minimum of thirteen (13) hours of accredited educational activity, as defined by the regulations adopted by the board, must be completed by December 31 of each year. Of the thirteen (13) hours, at least two (2) shall be exclusively in the area of ethics and professional conduct and one (1) shall be exclusively in the area of substance abuse, addictive disorders and/or mental health issues that impair professional competence. Attorneys entitled to an exemption pursuant to Rule 214(1)(a) must complete the requirement within the same calendar year in which they are first subject to continuing legal education requirements.

(b) Any attorney subject to these rules who completes more than thirteen (13) hours of accredited educational activity in any calendar year may carry forward up to twenty (20) hours of excess credit and apply the same to the attorney's general educational requirement for the next two (2) calendar years. Likewise, any attorney subject to these rules who completes more than two (2) hours of ethics and professional conduct credit in any calendar year may carry

forward up to four (4) hours of excess credit and apply the same to the attorney's ethics and professional conduct educational requirement for the next two (2) calendar years.

(c) Continuing legal education credit may be earned through the provision of uncompensated pro bono civil legal representation or service through a Nevada entity outlined in Rule 6.5. To obtain credit each attorney shall obtain a Certificate of CLE Completion provided by same. Attorneys may claim one (1) general and/or ethics and professional conduct credit hour for every four (4) hours of uncompensated legal services performed for a maximum of four (4) CLE credit hours per year. CLE credits for pro bono shall be awarded without fees.

(d) Any attorney subject to these rules who completes more than one (1) hour in the area of substance abuse, addictive disorders and/or mental health issues that impair professional competence may carry forward up to two (2) hours of excess credit and apply the same to the attorney's substance abuse, addictive disorders and/or mental health issues requirement for the next two (2) calendar years.

**3. Affirmation of attendance.** No later than December 31, an attorney must submit to the board an affirmation of attendance listing all courses of continuing legal education attended during the year and the number of credit hours the attorney is claiming for each course. The affirmation of attendance constitutes an attorney's representation under penalty of perjury that the attorney attended and participated in the listed course of continuing legal education for the hours represented on the affirmation. The provisions of Rule 212 are applicable to the affirmation of attendance.

**4. CLE credit compliance.** The board shall establish regulations providing for review of its determination of the CLE credits earned by an

attorney and for resolving disputes. The regulations shall provide for the random audit of attorneys' affirmations of attendance to verify attorney compliance with CLE requirements.