

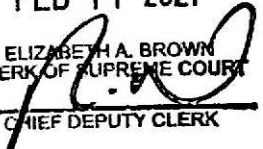
IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF AMENDMENTS
TO SCR 208 AND SCR 211
REGARDING THE ADMINISTRATION
OF THE STATE OF NEVADA BOARD
OF CONTINUING LEGAL
EDUCATION.

ADKT 571

FILED

FEB 11 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
CHIEF DEPUTY CLERK

AMENDED PETITION

James W. Hardesty, Chief Justice, Ron D. Parraguirre, Associate Chief Justice, and Lidia S. Stiglich, Associate Justice, of the Nevada Supreme Court, petition the Nevada Supreme Court on its administrative docket to amend Supreme Court Rule (SCR) 208 and SCR 211 regarding the Board of Continuing Legal Education and its administration.

This petition is made, in substantial part, to bring the administration of the Board of Continuing Legal Education into conformity with the regulations that govern other similar entities, such as the Board of Bar Examiners, the Commission on Access to Justice, and the Nevada Bar Foundation. In this, critical functions important to the members of the Bar, judiciary and public are conducted by policy boards or commission with the administration provided by the staff of the State Bar of Nevada. Such administration leads to improved communication with the members of the Bar and provides opportunities for operational efficiency and reduced costs for the continuing legal education program.

Accordingly, petitioners request that the Nevada Supreme Court place this matter on its administrative docket, hold such hearings as it deems necessary, and consider the proposed amendments to SCR 208 as

21-04123

set forth in Exhibit A and amendments to SCR 211 as set forth in Exhibit B.

Respectfully submitted,

Hardesty, C.J.
Hardesty

Parraguirre, A.C.J.
Parraguirre

Stiglich, J.
Stiglich

EXHIBIT A

Rule 208. Powers and duties of board. Subject to oversight by the court, the ~~[The]~~ board shall administer these rules. Without limiting the generality of this duty, the board has the following specific powers and duties:

1. To accredit individual courses and all or portions of programs of continuing legal education which, in the judgment of the board, will satisfy the educational requirements of these rules, according to regulations adopted by the board and to assess fees regarding such programs upon sponsors and attorneys subject to these rules in accordance with regulations adopted by the board.

2. To grant accredited sponsorship status to certain sponsors of continuing legal education courses or programs, on such terms or conditions as the board may deem appropriate, according to regulations adopted by the board.

3. To determine the number of hours of credit each participant shall be entitled to receive for attendance or participation in each accredited course or educational activity, according to regulations adopted by the board.

4. To discover and encourage the offering of courses and programs which will satisfy the educational requirements of these rules, whether offered within or without the State of Nevada.

5. Subject to prior court approval, to ~~[To]~~ adopt, publish and enforce regulations pertinent to these powers and duties.

6. To adopt and publish forms to facilitate compliance with these rules and the board's regulations.

7. Subject to prior court approval, to adopt bylaws to govern the internal conduct of its affairs. Any amendments to existing bylaws shall, however, require prior court approval.

8. To make recommendations to the court concerning these rules.

~~**[9. To maintain its own offices and employ an executive director and other such persons as the board deems necessary for the proper administration of these rules.]**~~

~~**[10.]**~~ 9. To report at least annually, no later than ninety (90) days after December 31, to the court and board of governors concerning its operations and financial condition. On the application of the board of governors or on its own motion, the court may order the board to review these rules or any of its regulations, forms, or bylaws and to report to the court concerning any proposed amendments thereto.

~~**[11.]**~~ 10. To collect an annual fee from each attorney subject to these rules, and to assess fees and other penalties for noncompliance with these rules. All fees collected must be utilized for the cost of administration by the board of these rules.

~~**[12.]**~~ 11. To sue and be sued in its own name, and to carry out and defend the purposes, duties, and powers imposed upon or granted to the board in these rules. Individual members of the board, its executive director, and all staff persons assisting them shall have absolute immunity from civil liability for all acts undertaken in the course of their official duties pursuant to these rules.

~~**[13.]**~~ 12. To refer to the state bar for appropriate disciplinary action any attorney who engages in perceived illegal or unethical conduct in response to any of the requirements of these rules.

EXHIBIT B

Rule 211. [~~Reserved.~~] Administration of board. The board of governors, after consultation with the board, shall provide offices and employ staff as the board of governors deems necessary for the proper administration of these rules and regulations adopted by the board. The costs of administration shall be paid from the fees established and collected by the board under these rules.