

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE APPROVAL  
OF THE PROPOSED POLICIES AND  
PROCEDURES OF THE BOARD OF  
BAR EXAMINERS AND THE  
COMMITTEE ON MORAL  
CHARACTER AND FITNESS, A  
SUBCOMMITTEE OF THE BOARD OF  
BAR EXAMINERS.

IN RE AMENDMENT OF SUPREME  
COURT RULES.

IN RE: AMENDMENT OF POLICIES  
AND PROCEDURES FOR APPLICANTS  
SEEKING ADMISSION TO THE STATE  
BAR OF NEVADA.

ADKT 240

RECEIVED BY

JUN 22 2009

STATE BAR OF NEVADA

ADKT 352

**FILED**

JUN 18 2009

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
CHIEF DEPUTY CLERK

ORDER

WHEREAS, this court previously approved administrative policies, procedures, and guidelines for the Board of Bar Examiners, which were adopted as Addendum 1 to the Supreme Court Rules; and

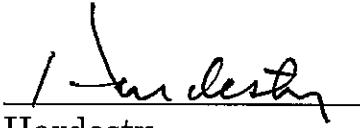
WHEREAS, this court has considered recommendations from the Board of Bar Examiners respecting the amendment of Supreme Court Rule (SCR) 51 and the administrative policies and procedures regarding grading of bar examinations contained in Addendum 1; and

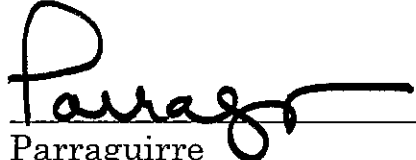
WHEREAS, it appears to this court that amendment of SCR 51 and Addendum 1 to the Supreme Court Rules is warranted, accordingly,


IT IS HEREBY ORDERED that SCR 51 shall be amended and shall read as set forth in Exhibit A.

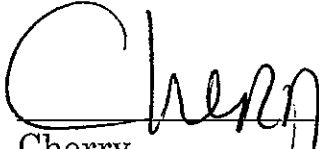
IT IS FURTHER ORDERED that paragraph 39 of Addendum 1 to the Supreme Court Rules shall be amended and shall read as set forth in Exhibit B.

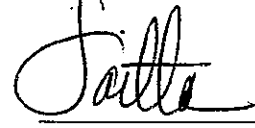
IT IS FURTHER ORDERED that the amended rules shall be effective immediately. The clerk of this court shall cause a notice of entry of this order to be published in the official publication of the State Bar of Nevada. Publication of this order shall be accomplished by the clerk disseminating copies of this order to all subscribers of the advance sheets of the Nevada Reports and all persons and agencies listed in NRS 2.345, and to the executive director of the State Bar of Nevada. The certificate of the clerk of this court as to the accomplishment of the above-described publication of notice of entry and dissemination of this order shall be conclusive evidence of the adoption and publication of the foregoing amended rules.

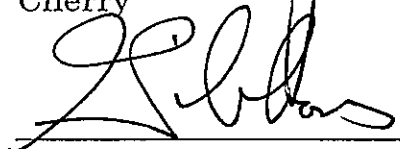
  
Hardesty, C.J.

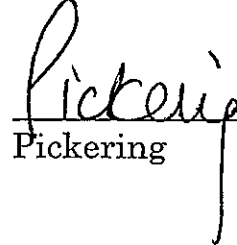
  
Parraguirre, J.

  
Douglas, J.

  
Cherry, J.

  
Saitta, J.

  
Gibbons, J.

  
Pickering, J.

cc: Bruce Beesley, President, State Bar of Nevada  
Kimberly Farmer, Executive Director, State Bar of Nevada  
Richard M. Trachok, II, Chair, Board of Bar Examiners  
Michael S. Rowe, Chair, Moral Character and Fitness Committee  
Thomas D. Beatty, Chair, Functional Equivalency Committee  
Patrice Eichman, Director of Admissions, State Bar of Nevada

EXHIBIT A  
AMENDMENT TO SUPREME COURT RULE 51

**Rule 51. Qualifications of applicants for [examination] admission.**

(a). An applicant for [~~examination for~~] a license to practice as an attorney and counselor at law in this state shall not be admitted to practice law in this state unless such applicant shall:

1. Have attained the age of majority.
2. Be present or available within the State of Nevada, and remain so until examined as required by Rule 65, so as to permit and facilitate the examination, investigations, interviews and hearings necessary to determine the applicant's morals, character, qualifications and fitness to practice law.
3. Have received a degree of bachelor of laws, or an equivalent law degree, from a law school approved by the committee on legal education and admissions to the bar of the American Bar Association, and shall present evidence of the same.
4. Demonstrate that the applicant is of good moral character and is willing and able to abide by the high ethical standards required of attorneys and counselors at law.
5. Not have been refused admission to practice law [~~or have been disbarred from the practice of law,~~] in any state or before any court or governmental agency of the United States on the ground of unfitness of character.

6. Not have been disbarred from the practice of law in any state or before any court or governmental agency of the United States on the ground of unfitness of character.

~~[6.]~~7. Not be subject to any mental or emotional disorder which would render the applicant unfit to practice law.

~~[7.]~~8. Not be an abuser of alcohol or prescription drugs, or a user of illegal drugs.

~~[8.]~~9. Demonstrate financial responsibility.

~~[9.]~~10. Be in full compliance with any court order, including without limitation, spousal or child support orders.

11. Achieve a passing score on the state bar examination.

(b) No applicant for a license to practice as an attorney in this state may take the bar examination unless the applicant satisfies (a)(1) and (a)(6) above, and such application may be summarily denied. Such applicant shall be permitted to reapply to take the bar examination when the conditions in (a)(1) and (a)(6) have been satisfied and the applicant complies with other applicable requirements.

**EXHIBIT B**  
**AMENDMENT TO ADDENDUM 1 TO THE**  
**NEVADA SUPREME COURT RULES**

**Addendum 1. Policies and Procedures of the Board of Bar  
Examiners and the Moral Character and Fitness Committee**

**VI. GRADING BAR EXAMINATIONS**

\* \* \*

*39. Regrade Procedures.* Applicants' examinations with total scaled scores immediately below the passing point are reconsidered before final certification to the Court. ~~[The final score on each essay question shall be the average of the first score and the regrade score.]~~ The Board believes that this grading system affords each applicant a fair and careful consideration of all answers on the bar examination and that subsequent to the certification of the grades to the Court, no useful purpose would be served by further consideration by the Board. Thus, after the filing of the first Order admitting applicants by the Court, the Board shall not reconsider any essay answers.