Supreme Court of California
Jorge E. Navarrete, Clerk and Executive Officer of the Court
FILED 3/19/2026

S294423

ADMINISTRATIVE ORDER 2026-03-18

IN THE SUPREME COURT OF CALIFORNIA

EN BANC

REQUEST THAT THE SUPREME COURT OF CALIFORNIA REVIEW AND APPROVE PROPOSED AMENDMENTS TO CALIFORNIA RULES OF COURT, RULE 9.42, AND STATE BAR RULES 3.1-3.10, 4.29, AND NEW STATE BAR RULE 3.11

The State Bar of California's "Request that the Supreme Court of California Review and Approve Proposed Amendments to California Rules of Court, Rule 9.42, and State Bar Rules 3.1-3.10, 4.29, and New State Bar Rule 3.11" is granted in part as modified. The approved amendments are set forth in the attachments to this order. The amendments are effective as of June 1, 2026.

It is so ordered.

GUERRERO
Chief Justice

CORRIGAN
Associate Justice

LIU
Associate Justice

KRUGER
Associate Justice

GROBAN
Associate Justice

EVANS
Associate Justice

ATTACHMENT: REDLINE VERSION

TITLE 4. ADMISSIONS AND EDUCATIONAL STANDARDS

Division 1. ADMISSION TO PRACTICE LAW IN CALIFORNIA

Chapter 3. Required Education

Rule 4.29 Study in ~~a~~ ~~L~~law o~~O~~office or j~~J~~udge's c~~C~~hambers

(A) A general applicant may satisfy some or all of the four-year legal education requirements of rule 4.26(B)(1) through the ~~person who intends to comply with the legal education requirements of these rules by~~ study of law in a law office or judge's chambers by participating in the Law Office Study Program. ~~must~~

(B) A prospective participant in the Law Office Study Program must:

1. register as a general applicant for admission to the practice of law in California by submitting and obtaining approval of an Application for Registration under rule 4.16;

2. submit an Application for the Law Office Study Program with the required ~~form~~ documentation and ~~with~~ the fee set forth in the Schedule of Charges and Deadlines ~~within thirty days of~~ at least 30 days prior to the intended date of beginning study;

3. submit a declaration from either an active licensee in good standing of the State Bar who has practiced law continuously for at least four years in any United States jurisdiction and actively practiced law in California or taught law in a California law school for at least two years immediately preceding the time of supervision , or from a judge of a court of record of California, in which the licensee or judge attests to the supervision of the general applicant's study in the Law Office Study Program pursuant to the requirements of subsection (G) of this rule; and

4. obtain State Bar approval of an Application for the Law Office Study Program prior to beginning study.

(C) The State Bar will deem an Application for the Law Office Study Program complete

when all required documentation has been submitted and the required fee paid. The State Bar will notify the general applicant if an application has been deemed incomplete. The general applicant must cure all deficiencies within 60 days of receipt of the notification or the application will be deemed abandoned, absent a showing of good cause. No refund of fees will be issued for an abandoned application.

(D) If the State Bar denies an Application for the Law Office Study Program, the general applicant will receive a refund of fees submitted with the application, excluding credit card processing fees.

(E) A general applicant in the Law Office Study Program will:

1. ~~N~~not receive credit for hours of study completed before the State Bar has approved the~~ir~~ Application for the Law Office Study Program; and

2. ~~O~~only receive credit for study in six~~6~~-month increments ("six-month study period"), as described in subdivision (F~~E~~) of this rule. Any study hours completed outside of a qualifying ~~6~~six-month study period~~, as described in subdivision (E) of this rule,~~ will not be counted towards the four-year legal education requirement of rule 4.26(B)(1).

~~(D)~~(F) To receive credit for a ~~6~~six-month study period, a general applicant in the Law Office Study Program must:

~~(1)~~ 1. ~~have studied~~ study law under the supervision of an attorney or judge ~~in a law office or judge's chambers during regular business hours for at least eighteen hours each week for a minimum of forty-eight weeks to receive credit for one year of study~~ or for at least 72 hours per month for ~~6~~six ~~six~~ consecutive months lasting at least 24 weeks and no longer than 26 weeks; and~~, eighteen hours a week for a minimum of twenty-four weeks to receive credit for one-half year of study.~~

2. submit a report ("semi-annual report") within 30 days of completion of each six~~6~~-month study period, that conforms to the requirements~~semi-annual reports, as required by section (B)(5) below~~ on the ~~Committee's~~ State Bar's form or as otherwise directed by the State Bar, with the fee set forth in the Schedule of Charges and Deadlines ~~within thirty days of completion of each six-month period; and~~.

~~(E) A general applicant will:~~

~~(1) Not receive credit for hours of study completed before the State Bar has approved their Application for the Law Office Study Program; and~~

~~(2) Only receive credit for study in 6-month increments, as described in subdivision (E) of this rule. Any study hours completed outside of a qualifying 6-month study period, as described in subdivision (E) of this rule, will not be counted towards the 4-year legal education requirements of rule 4.26(B)(1).~~

~~(F)~~(G) The attorney or judge who supervises ~~with whom~~ the general applicant in the Law Office Study Program~~is studying~~ must:

~~(1) be an active licensee of the State Bar of California who has been an active licensee in good standing, and has~~ve practiced law, for a minimum of five ~~consecutive years immediately prior to beginning supervision of the general applicant's studies, or be a judge of a court of record of California;~~

~~(1) be admitted to the active practice of law in California and be in good standing for a minimum of five years;~~

~~(2)~~ 1. provide to the general applicant, for submission with the Application for the Law Office Study Program, ~~the Committee within thirty days of the applicant's beginning study~~ an outline of the entire ~~a~~ proposed course of study that accounts ~~instruction~~ for each ~~6~~six-month study period ~~that he or she will personally supervise~~;

~~(3)~~ 2. supervise the general applicant ~~synchronously~~ directly for at least 20 hours per month, either in-person or via remote video technology, but at least 10 of tho~~e~~se hours over each six-month period must ~~include~~be in-person supervision ~~"for at least 20 hours per month~~;

~~(4) personally supervise the general applicant in person for at least 10 five hours of the 120 hours required by subdivision (G)(3) of this rule for each six6-month study period a week;~~

~~(5)~~ 3. administer graded examinations to ~~examine~~ the general applicant at least once a month ~~on study completed the previous month~~;

~~(6)~~ 4. provide to the general applicant, for inclusion in the~~ir~~ semi-annual reports to the ~~Committee~~ State Bar for each ~~6~~six-month study period, ~~every six months on the Committee's form~~ the number of hours the general applicant

studied each month, specifying ~~week during business hours in the law office or chambers;~~ the number of hours of ~~synchronous~~ direct supervision, both in-person and via remote video technology; ~~devoted to supervision; specific information on the books and other~~ a description of the materials studied~~, such as chapter names, page numbers, and the like~~; ~~the name~~ ~~of any other applicant supervised~~ copies of the graded monthly examinations ~~for each 6-month study period~~, including questions, answers, and any written feedback or grades; and any other information or documentation requested by the ~~Committee~~ State Bar ~~may require~~; ~~and~~

~~(7)~~ 5. attest, for each ~~6~~six-month study period, whether the general applicant has or has not demonstrated sufficient academic progress to proceed to the next ~~6~~six-month study period; and

~~(8)~~ 6. ~~not personally~~ simultaneously supervise no more than two general applicants ~~simultaneously~~ in the Law Office Study Program.

~~(G)~~(H) General applicants in the Law Office Study Program are subject to the requirements of rule 4.32 and will not receive credit for hours of study devoted to repetition of studies previously completed.

(I) After completing one year of study, a general applicant in the Law Office Study Program must take and pass the First-Year Law Students' Examination to continue the applicant's legal education subject to the requirements of rule 4.31.

~~(H)~~(J) General applicants in the Law Office Study Program may participate in the Certified Law Student Program pursuant to rule 9.42 of the California Rules of Court and Title 3, Division 1, Chapter 1 of the Rules of the State Bar. Such general applicants will not receive study-hour credit for time spent engaging in activities undertaken as part of the Certified Law Student Program. A general applicant participating in both the Law Office Study Program and the Certified Law Student Program as well as the applicant's supervisors in both programs must make good faith efforts to mitigate or prevent any actual or potential conflicts of interest or ethical concerns that might arise from the general applicant's dual role. For example, a general applicant who studies in the Law Office Study program under the supervision of a judge should avoid appearing before that same judge when representing a client in the Certified Law Student Program.~~General applicants in the Law Office Study Program who participate in the Certified Law Student Program, pursuant to Title 3, Division 1, Chapter 1 of the Rules of the State Bar, will not receive study-hour credit for time spent engaging in activities undertaken as part of the Certified Law Student Program. A general applicant participating in the Law Office Study Program by studying law in a judge's chambers is ineligible to concurrently participate in the Certified Law~~

~~Student Program.~~

~~(I)~~(K) General applicants in the Law Office Study Program must submit an application with the fee set forth in the Schedule of Charges and Deadlines to change the ~~attorney or judge~~supervisor under whom ~~they study~~the applicant studies~~,~~ at least 15 days prior to beginning study with a new supervisor who meets the requirements of ~~subdivision~~ subsection (B~~C~~)(3) of this rule. The application must include a declaration from the new supervisor and a new outline of the proposed course of study as required by ~~subdivision~~ subsections (B)(3) and (G)(1~~2~~) of this rule. If a general applicant's supervisor changes during a six~~6~~-month study period, the~~y~~ general applicant must, within 30 days of beginning study with the new supervisor, submit a report from the previous supervisor on all study completed with that ~~attorney or judge~~previous supervisor~~,~~ with the required fee for submission of a semi-annual report. The first semi-annual report reflecting the study conducted under the new supervisor will cover only the remainder of that ~~6~~six-month study period.

~~(J)~~(L) A semi-annual report, as required under ~~subdivision~~ subsection (F~~E~~)(2) of this rule, that is submitted:

1. between 31 and 60 days after completion of the~~ ~~six~~6~~-month study period is subject to a late fee as set forth in the Schedule of Charges and Deadlines and will not be accepted without payment of the late fee, absent a showing of good cause.

2. more than 60 days after completion of the six~~6~~-month study period will not be accepted, and the general applicant will not receive credit for that six~~6~~-month study period, absent a showing of good cause.

~~(K)~~(M) Failure to submit a semi-annual report within one year of beginning study in the Law Office Study Program, or within one year of submission of the most recent semi-annual report, will result in the termination of the general applicant's participation in the Law Office Study Program, absent a showing of good cause. A general applicant who has been terminated from the program and wishes to resume ~~their~~ studying under this rule must submit a new Application for the Law Office Study Program with the required documentation and fee. A general applicant who resumes study after being terminated from the program will receive credit for any ~~6~~six-month study periods recognized by the State Bar prior to the termination.

~~(L)~~(N) If the supervisor attests, under ~~subdivision~~ subsection (G)(5~~7~~) of this rule, that the general applicant has not demonstrated sufficient academic progress to proceed to the next ~~6~~six-month study period, or fails to provide an attestation, the general applicant's participation in the Law Office Study Program will be terminated unless:

1. within ~~12 months~~one year from the conclusion of the last completed ~~6~~six-month study period, the general applicant repeats the course of study for which the~~ir~~ supervisor submitted either a negative attestation or failed to provide an attestation and submits a semi-annual report; and

2. the general applicant's current supervisor submits an attestation that the general applicant demonstrates sufficient academic progress to proceed to the next ~~6~~six-month study period.

~~(M)~~(O) If terminated from the Law Office Study Program, the general applicant will retain credit already received and recognized by the State Bar.

~~An attorney or judge currently supervising a general applicant in the Law Office Study Program at the time this subdivision is added to this rule:~~

~~(1) may continue to supervise that specific general applicant in the Law Office Study Program so long as that general applicant is not subsequently terminated from the Law Office Study Program; and~~

~~(2) must, except as permitted under subdivision (O)(1) of this rule, meet the current requirements for a supervising attorney or judge set forth in this rule if they desire to supervise a general applicant in the Law Office Study Program.~~

Title Nine. Rules on Law Practice, Attorneys, and Judges

Division 4. Appearances and Practice by Individuals Who Are Not Licensees of the State Bar of California

Rule 9.42 Certified ~~L~~law s~~S~~tudents

(a) Definitions

The following definitions apply in this rule:

(1) A "C~~c~~ertified L~~l~~aw S~~s~~tudent" is a law student who meets the requirements of ~~subdivision~~ (c~~d~~) of this rule and has been approved ~~has a currently effective certificate of registration~~ as a C~~c~~ertified L~~l~~aw S~~s~~tudent by ~~from~~ the State Bar ~~of California~~.

(2) The "Certified Law Student Program" is the legal education program established by this rule and administered by the State Bar ~~of California under Title 3, Division 1, Chapter 1 of the Rules of the State Bar of California~~.

(3) The "Law Office Study Program" is the legal education program regulated by the State Bar ~~of California~~ under rule 4.29 of the Rules of the State Bar ~~of California~~.

(4) A "S~~s~~upervising A~~a~~ttorney" is an active licensee, as defined by Rules of Court, rule 9.1(1), in good standing of the State Bar ~~of California~~ who agrees ~~to~~ to supervise a Certified Law Student subject to the requirements of (d) and (e) of this rule. The Supervising Attorney must have practiced law for at least four years in any United States jurisdiction and have actively practiced law in California or taught law in a California law school for at least two years immediately preceding the time of supervision~~, who agrees to supervises a Ccertified Llaw Sstudent under participating in the Certified Law Student Program, rules established by the State Bar meets the requirements of subdivision (e) of this rule, and who is listed as the supervisor whose name appears on the a prospective or current Certified Law Student's Aapplication for the Certified Law Student Program certification~~.

(b) State Bar C~~c~~ertified L~~l~~aw S~~s~~tudent P~~p~~rogram

The State Bar ~~of California~~ must ~~establish and~~ administer a Certified Law Student P~~p~~rogram under Title 3, Division 1, Chapter 1 of the Rules of the State Bar ~~of California~~ for registering and regulating the activities of law students who practice law as Certified Law Students ~~under rules adopted by the Board of Trustees of the State Bar~~.

~~(c) Fees and P~~penalties~~y~~

The State Bar ~~of California~~ has the authority to set and collect appropriate fees and penalties for the Certified Law Student ~~this~~ P~~p~~rogram.

~~(d)~~(c) ~~Eligibility for certification~~ Eligibility ~~R~~requirements

To be eligible to become a C~~c~~ertified L~~l~~aw S~~s~~tudent~~, an applicant must~~:

(1) An applicant must either be:

(A) ~~Be c~~Currently enrolled in or have graduated from a juris doctor (J.D.) or master of laws (LL.M.) program in a law school fully or provisionally approved by the Council of the Section of Legal Education and Admissions to the Bar of the American Bar Association or accredited by or registered with the Committee of Bar Examiners, subject to ~~subdivisions~~ (c)(2), ~~or~~ (c)(3) or (c)(5); or

(B) ~~Be c~~Currently studying law, or have completed the course of study, ~~in a law office~~ through the Law Office Study Program, subject to ~~subdivision~~ (c)(4).

(2) An applicant who is currently enrolled in ~~or has graduated from~~ a J.D. program must:

(A) Have successfully completed one full year of studies (minimum of 270 hours) ~~at a law school accredited by the American Bar Association or the State Bar of California, or both,~~ or have passed the F~~f~~irst-Y~~y~~ear L~~l~~aw S~~s~~tudents' E~~e~~xamination; and

(B) ~~Have been accepted into, and b~~Be enrolled and in good academic standing in, the second, third, or fourth year of law school, ~~in good academic standing or have graduated from law school, subject to the time period limitations specified in the R~~rules adopted by the Board of Trustees of the State Bar ~~of~~ California governing the Certified Law

~~Student Program.; and~~

(3) An applicant who is currently enrolled in ~~or has graduated from~~ an LL.M. program must: ~~Have either successfully completed or be currently enrolled in and attending academic courses in evidence and civil procedure.~~

(A) Have a degree from a law school in a foreign jurisdiction that authorizes the applicant to practice law in that jurisdiction and is acceptable to the State Bar ~~of California~~ under the State Bar's Guidelines for Applicants with a Foreign Language Degree;

(B) Have successfully completed one semester or two quarters in an LL.M. program; and

(C) Be enrolled and in good academic standing in a second or subsequent semester or third or subsequent quarter of an LL.M. program~~, or no longer be enrolled, having completed one year of study, subject to the time period limitations specified in the Rules of the State Bar of California governing the Certified Law Student Program~~.

(4) An applicant who is studying law~~, or has completed the course of study, in a law office~~ through the Law Office Study Program must:

(A) Have successfully completed one full year of legal studies in a law school (minimum of 270 hours) or in the Law Office Study Program;

(B) Have passed the First-Year Law Students'~~'~~ Examination; and

(C) Be actively continuing the study of law through the Law Office Study Program ~~or have completed the course of study subject to the time period limitations specified in the Rules of the State Bar of California governing the Certified Law Student Program~~.

(5) An applicant who graduates from a J.D. program, completes one year in an LL.M. program, or completes their law study through the Law Office Study Program is eligible to apply for the Certified Law Student Program for up to 30 days after their graduation or completion of studies.

(6) An applicant must apply to and be approved as a Certified Law Student pursuant to Title 3, Division 1, Chapter 1 of the Rules of the State Bar before performing the activities authorized by this rule. The application

must identify the applicant's Supervising Attorney who must meet the requirements of (a)(4).

~~(C)~~(7) An applicant's eligibility to practice law under this rule terminates when the applicant receives the results for the first California Bar Examination for which the applicant is eligible to sit or when the applicant fails to take that exam. An applicant's eligibility to practice under this rule is also subject to the time period limitations specified in Title 3, Division 1, Chapter 1 of the Rules of the State Bar.

~~(e)~~(d) Supervision

A Supervising Attorney must:

~~(1)~~ ~~Have practiced law in California or taught law in a law school for at least two years immediately preceding the start of their supervision of the Certified Law Student~~;

~~(2)~~(1) Assume professional responsibility for the work product of the Certified Law Student;

~~(3)~~(2) Train and counsel the Certified Law Student to competently perform activities authorized by this rule;

~~(4)~~(3) Read, approve, and personally sign any documents prepared by the Certified Law Student for a client; and

~~(5)~~(4) Comply with any other requirements set forth in ~~the~~ Title 3, Division 1, Chapter 1 of the Rules of the State Bar ~~of California~~ pertaining to Supervising Attorneys participating in the Certified Law Student Program.

~~(f)~~(e) Permitted ~~A~~activities

Subject to all applicable rules, regulations, and statutes, a C~~c~~ertified L~~l~~aw S~~s~~tudent may:

(1) Negotiate ~~for and~~ on behalf of the client ~~subject to final approval thereof by the supervising attorney~~ or give legal advice to the client, provided that the C~~c~~ertified L~~l~~aw S~~s~~tudent:

(A) Obtains ~~the~~ approval from ~~of~~ the S~~s~~upervising A~~a~~ttorney to engage in

the activity~~ies~~;

(B) Obtains ~~the~~ approval from ~~of~~ the Ssupervising Aattorney ~~regarding~~ of the legal advice ~~to be given~~ or negotiation plan ~~of negotiation to be undertaken by the certified law student~~; and

(C) ~~Performs the activities~~ Acts under ~~the~~ general supervision of the Ssupervising Aattorney~~;~~.

(2) Appear on behalf of the client in depositions, provided that the Cc~~e~~rtified Ll~~a~~w Ss~~t~~udent:

(A) Obtains ~~the~~ approval from ~~of~~ the Ssupervising Aattorney to engage in the activity;

(B) ~~Performs the activity~~ Makes the appearance under the direct and immediate supervision and in the personal presence of the Ssupervising Aattorney, (or, exclusively in the case of government agencies, under the direct and immediate supervision of any deputy, assistant, or other staff attorney authorized and designated by the Ssupervising Aattorney); and

(C) Obtains ~~a signed~~ written consent ~~form~~ from the client, ~~on whose behalf the certified law student acts (~~or, exclusively in the case of government agencies, from the chief counsel or prosecuting attorney), for the Certified Law Student to make the appearance. ~~approving the performance of such acts by such certified law student or generally by any certified law student;~~

(3) Appear on behalf of the client in any public trial, hearing, arbitration, or proceeding, or before any arbitrator, court, public agency, referee, magistrate, commissioner, or hearing officer, to the extent approved by such arbitrator, court, public agency, referee, magistrate, commissioner, or hearing officer, provided that the Cc~~e~~rtified Ll~~a~~w Ss~~t~~udent:

(A) Obtains ~~the~~ approval from ~~of~~ the Ssupervising Aattorney to engage in the activity;

(B) Performs the activity under the direct and immediate supervision and in the personal presence of the Ssupervising Aattorney, (or, exclusively in the case of government agencies, under the direct and immediate supervision of any deputy, assistant, or other staff attorney

authorized and designated by the Ssupervising Aattorney);

(C) Obtains ~~a signed consent form~~ written consent from the client, ~~on whose behalf the certified law student acts (~~or, exclusively in the case of government agencies, from the chief counsel or prosecuting attorney,) for ~~to~~ the Certified Law Student to perform the activity;~~approving the performance of such acts by such certified law student or generally by any certified law student;~~ and

(D) As a condition to such appearance, the Certified Law Student either presents a copy of the client's written consent ~~form~~ to the arbitrator, court, public agency, referee, magistrate, commissioner, or hearing officer, or files a copy of the client's written consent ~~form in~~ with the court. ~~case file.; and~~

(4) Appear on behalf of a government agency in the prosecution of criminal actions classified as infractions or other such minor criminal offenses with a maximum penalty or a fine equal to the maximum fine for infractions in California, including any public trial:

(A) Subject to approval by the court, commissioner, referee, hearing officer, or magistrate presiding at such public trial; and

(B) Without the personal appearance of the Ssupervising Aattorney or any deputy, assistant, or other staff attorney authorized and designated by the Ssupervising Aattorney, but only if the Ssupervising Aattorney or the designated attorney has approved in writing the performance of such acts by the Ceertified Llaw Sstudent and is immediately available to attend the proceeding.

~~(g) **Application**~~

~~An applicant for the Certified Law Student Program must:~~

~~(1) Apply to and be approved as a Certified Law Student pursuant to Title 3, Division 1, Chapter 1 of the Rules of the State Bar of California; and~~

~~(2) Not begin performing the activities authorized by this rule until their Application for the Certified Law Student Program is approved by the State Bar of California.~~

~~(h)~~**(f) ~~Concurrent Participation in the Law Office Study Program~~Avoiding**

c~~E~~thical c~~C~~oncerns

An applicant participating in both the Law Office Study Program and the Certified Law Student Program as well as the applicant's supervisors in both programs must make good faith efforts to mitigate or prevent any actual or potential conflicts of interest or other ethical concerns that might arise from the applicant's dual role. For example, an applicant who studies in the Law Office Study Program under the supervision of a judge should avoid appearing before that same judge when representing a client in the Certified Law Student Program.~~An individual may not concurrently participate in the Certified Law Student Program and the Law Office Study Program if the individual is studying law in a judge's chambers.~~

~~(i)~~(g) Failure to ~~C~~c~~e~~omply with ~~P~~p~~p~~rogram

A C~~e~~ertifi~~e~~d L~~l~~aw S~~s~~tudent's failure ~~who fails~~ to comply with the requirements of the ~~State Bar~~ C~~e~~ertified L~~l~~aw S~~s~~tudent P~~p~~rogram will ~~must~~ result in revocation of the Certified Law Student's certification~~have their his or her certification revoked withdrawn~~ under rule 3.10 of the R~~r~~ules ~~adopted by the Board of Trustees~~ of the State Bar ~~of California~~.

~~(j)~~(h) Inherent ~~P~~p~~p~~ower of Supreme Court

Nothing in these rules may be construed as affecting the power of the Supreme Court of California to exercise its inherent jurisdiction over the practice of law in California.

Title 3. Programs and Services

~~Adopted July 2007~~

Division 1. Prospective Licensees

Chapter 1. ~~Practical Training of~~ Certified Law Student~~s~~ Program

Rule 3.1 ~~Practical Training of Law Students Program~~ Definitions

For the purposes of this chapter: ~~Practical Training of Law Students is a program that allows a supervised law student certified by the State Bar to negotiate and appear on behalf of a client in the limited circumstances permitted by Rule of Court 9.42 and these rules.~~

(A) A "Certified Law Student" is an applicant who meets the requirements of rule 9.42(c~~d~~) of the California Rules of Court and whose Application for the Certified Law Student Program has been approved by the State Bar pursuant to this chapter.

(B) The "Certified Law Student Program" is the legal education program established by rule 9.42 of the California Rules of Court and administered by the State Bar under this chapter.

(C) The "Law Office Study Program" is the legal education program regulated under rule 4.29 of the Rules of the State Bar.

(D) A "Notice of Law Student Certification" or "Notice" is the document issued by the State Bar to an applicant approving ~~their~~ participation in the Certified Law Student Program for a specified time period.

(E) "Receipt" of a document that the State Bar sends to an applicant is:

1. calculated as the date of electronic transmission or 5 days from the date of mailing to a California address; 10 days from the date of mailing to an address elsewhere in the United States; and 20 days from the date of mailing to an address outside the United States; or

2. when the State Bar delivers a document physically by personal service or otherwise.

(F) A "Supervising Attorney" is an attorney who meets the requirements of rule 9.42(a)(4) of the California Rules of Court and who supervises a Certified Law Student.

Rule 3.2 Eligibility

(A) To be eligible ~~considered~~ for the ~~State Bar program for Practical Training of Law Students~~ Certified Law Student Program, an applicant ~~law student~~ must meet the ~~eligibility~~ eligibility requirements of r~~R~~ule ~~of Court~~ 9.42(c~~cd~~) of the California Rules of Court and this chapter.

(B) An applicant who graduates from a juris doctor (J.D.) program, completes one year in a master of laws (LL.M.) program, or completes their law study ~~in a law office~~ through the Law Office Study Program is eligible to apply for the Certified Law Student Program for up to 30 days after completing their ~~law study~~program.

(C) ~~Other qualifications notwithstanding,~~ An ~~person~~ applicant is ineligible to apply for certification as a Certified Law Student~~who~~ if:

1. ~~they~~ the ~~person~~applicant is~~are~~ ~~is~~ licensed to practice law in any United States jurisdiction; ~~or~~

2. ~~they~~ the ~~person~~applicant fails to take ~~has not taken~~ the first California Bar Examination for which ~~they~~ the ~~person~~applicant ~~is~~are ~~he or she is~~ eligible, as determined by the State Bar;. or

3. ~~they~~ the ~~person~~applicant has~~ve~~ previously taken the California Bar Examination~~;~~ except as specified in rule 3.9(B).

~~(D) A person may not concurrently participate in the Certified Law Student Program and the Law Office Study Program if they are studying law in a judge's chambers.~~

Rule 3.3 Application

(A) To apply to be a C~~c~~ertified Llaw S~~s~~tudent, an ~~eligible~~ applicant must:

1. submit an Application for Registration to register as a general applicant, pursuant to rule 4.16(B), with the required documentation and the fee set forth in the Schedule of Charges and Deadlines ~~for admission to the practice of law in California~~;[2] and

2. submit an Application for the Certified ~~Practical Training of~~ Law Student~~s~~ Program and: ~~with~~

    1. the fee set forth in the Schedule of Charges and Deadlines;

    2. a current e~~-~~mail address, which will not ~~to~~ be disclosed on the State Bar's w~~W~~eb~~-~~site or otherwise to the public without the applicant's consent, unless required by law;

    3. a declaration, signed no more than 30 days prior to submission, attesting that the applicant meets the requirements of rule 9.42 of the California Rules of Court and ~~these rules~~this chapter, from either the~~a~~ law school dean, registrar, or their~~-~~designee from the applicant's law school, or ~~Declaration of Law School Official attesting that the law student meets the eligibility requirements of these rules and is qualified to be a certified law student, absent any subsequent notification to the contrary that the official agrees to provide~~; ~~and~~ the attorney or judge ~~who currently~~ supervising~~es~~ the applicant in the Law Office Study Program; and

    4. a Supervising Attorney Declaration ~~of Supervising Attorney~~ signed no more than 30 days prior to submission by the Supervising Attorney, attesting that: ~~for a specified period the attorney will supervise the applicant as required by these rules.~~

        1. the Supervising Attorney meets the requirements of rule 9.42(a)(4) of the California Rules of Court;

        2. the Certified Law Student will be supervised as specified in rule 9.42(d) and (e) of the California Rules of Court and this chapter; and

        3. the Supervising Attorney will assume professional responsibility for any work performed by the Certified Law Student under rule 9.42(e) of the California Rules of Court and this chapter.

(B) The State Bar will deem an Application for the Certified Law Student Program complete when all required documentation has been submitted and the required fees paid. The State Bar will notify the applicant if an application has been deemed incomplete. The applicant must cure all deficiencies within 60 days of receipt of the notification or the application will be deemed abandoned, absent a showing of good cause. No refund of fees will be issued for an abandoned application.

(C) Upon approval of the Aapplication for the Certified Law Student Program, the State Bar will issues a "Notice of Law Student Certification" ("notice"), which states stating that the applicant is authorized to a certified participate in the program for Practical Training of Law Students for a specified the time period. stated in the notice.

(D) An Application for the Certified Law Student Program will be denied if the applicant fails to meet the requirements of rule 9.42 of the California Rules of Court or this chapter, or makes a material misrepresentation of fact in their application.

Rule 3.4 Change or aAddition of Supervising Attorney

(A) A Certified Law Student may request to change their Supervising Attorney during the period of certification without submitting a new Aapplication for the Certified Law Student Program. To change atheir Supervising Attorney, the Certified Law Student must submit the request to change their Supervising Attorney with:

1. the fee set forth in the Schedule of Charges and Deadlines; and

2. a new Supervising Attorney Declaration pursuant to rule 3.3(A)(2)(4d).

(B) An applicant may add an additional Supervising Attorney at the time of initial application, or at any time during the period stated in the Notice, by submitting a request to add a Supervising Attorney. For each additional Supervising Attorney, the applicant must submit a Supervising Attorney Declaration pursuant to rule 3.3(A)(2)(4) from the added attorney and the fee set forth in the Schedule of Charges and Deadlines.

(C) The State Bar will deem a request to change or add a Supervising Attorney complete when all required documentation has been submitted and the required fee paid. The State Bar will notify the applicant if a request has been deemed incomplete. The applicant must cure all deficiencies within 60 days of receipt of the notification or the request will be deemed abandoned, absent a showing of good cause. No refund of fees will be issued for an abandoned request.

Rule 3.5 3.4 Permitted Aaactivities

(A) A Ceertified Llaw Sstudent may engage only in the activities permitted by rRule of Court 9.42(edf) of the California Rules of Court under the conditions prescribed by that rule.

~~(B) Nothing in this rule prohibits a certified law student from providing advice or representation that might be provided by anyone who is not a licensee of the State Bar of California.~~

Rule 3.6 ~~3.5~~ Duties of Ceertified Llaw Sstudent

A Ceertified Llaw Sstudent must:

(A) act as a Ceertified Llaw Sstudent only during the period stated in ~~their~~ the Notice ~~of Law Student Certification~~; [6]

(B) at all times comply with r~~R~~ule ~~of Court~~ 9.42 of the California Rules of Court and ~~these rules~~this chapter;

(C) maintain a current e-mail address with the State Bar;

(D) immediately upon becoming ~~ceasing to be~~ ineligible for the program, ~~promptly inform the State Bar and~~ cease any activities~~y~~ that require certification under rule 9.42 of the California Rules of Court or ~~these rules~~this chapter, and notify the State Bar within 30 days of becoming ineligible ~~a certified law student is permitted to perform~~; ~~and~~

(E) not imply or claim in any way to be a licensee of the State Bar ~~of California;~~. and

(F) if the Certified Law Student is or has ~~they are or have~~ been employed, interned, externed, received academic credit, or volunteered in the legal field, or participated in the Law Office Study Program, inform the student's ~~it~~ Supervising Attorney of the name of the firm(s) or organization(s) with which ~~they are or were~~the Certified Law Student is or was affiliated and the name(s) of the individuals who ~~have~~ supervised ~~them~~ the Certified Law Student in that capacity.

Rule 3.7 ~~3.6~~ Duties of a Supervising Attorney

~~(A) "Supervising Attorney" is an active licensee of the State Bar of California in good standing who agrees to supervise a certified law student as required by these rules.[7] A licensee who is inactive, suspended, or subject to discipline, or who has resigned or been disbarred may not be a Supervising Attorney. In these rules, "Supervising Attorney" may also refer to a government agency whom the Supervising Attorney delegates to supervise the permitted activities of certified law student.~~

A Supervising Attorney must:

~~(1) be an active licensee of the State Bar of California practiced law in California or taught law in a law school as a full-time occupation for at least the two years before supervising a certified law student;~~

(A) Ssupervise the permitted activities of a Ceertified Lław Sstudent as specified by rRule 9.42(dc) of the California Rules of Court;

(B) Ppprovide a Supervising Attorney Declaration pursuant to rule 3.3(A)(2)(4) to an applicant who is applying for the Certified Law Student Program~~,~~ prior to the applicant starting activities as a Certified Law Student under ~~their~~ the Supervising Attorney's supervision;

(C) Ppersonally assume professional responsibility for any activity a Ceertified~~d~~ Lław Sstudent performs pursuant to rule 9.42(e) of the California Rules of Court or ~~these rules~~this chapter;

~~(4) provide training and counsel that prepares a certified law student to satisfactorily perform an activity permitted by these rules in a manner that best serves the interest of a client;~~

~~(5) read, approve, and sign any document prepared by the certified law student for a client;~~

(D) Ceoncurrently supervise ~~at one time~~ no more than ~~5~~five ~~five~~ Ceertifi~~e~~d Lław Sstudents, or, ~~twenty-five~~ if employed full-time to supervise law students in a law school or government training program, no more than 25 Certified Law Students; and

(E) ~~promptly~~ Nnotify the State Bar within 30 days ~~that~~ if:

1. ~~they~~ the Supervising Attorney~~he or she~~ no longer meetss the requirements of rule 9.42(a)(4) of the California Rules of Court or ~~these rules~~this chapter; or ~~that~~

2. ~~their~~ the~~his or her~~ supervision of a Certified Law Student is ending before the period stated in the Certified Law Student's Notice ~~of Certification~~.

Rule 3.8 ~~3.7~~ Designation as Ceertified Lław Sstudent

(A) A Ceertified Lław Sstudent may not use ~~the~~ any title other than "Certified Law

Student" ~~and no other~~ in connection with activities performed as a Ceertified L~~l~~aw S~~s~~tudent.

(B) On written materials prepared pursuant to rule 9.42 of the California Rules of Court and ~~these rules~~this chapter, a Ceertified L~~l~~aw S~~s~~tudent must use the title "Certified Law Student" with ~~his or her~~ their student's name and provide the name of ~~his or her~~ their student's Supervising Attorney.

Rule 3.9 ~~3.8~~ Duration of ~~C~~ccertification

(A) Subject to the exceptions set forth in this rule, a Ceertified L~~l~~aw S~~s~~tudent may perform an activity that complies with rule 9.42(e) of the California Rules of Court and ~~these rules~~this chapter only:

1. for the period stated in the Notice~~; of Law Student Certification~~ and

2. ~~only~~ while a ~~the~~ Ssupervising A~~a~~ttorney ~~identified~~ who is approved under rule 3.3 or 3.4 ~~in the application~~ supervises the ~~student~~ Certified Law Student. ~~A request to change the supervising attorney requires a new application~~.

(B) A Certified Law S~~s~~tudent who graduates from a juris doctor (J.D.) program ~~law school~~, completes ~~their~~ law study ~~in a law office~~ through the Law Office Study Program, or completes one year of study in a~~n~~ Master of Laws (LL.M.) program during the period stated in the Notice~~, of Law Student Certification~~ and then takes the first California Bar Examination for which ~~they are~~the Certified Law Student is ~~he or she is~~ eligible after graduating or completing those~~ir~~ studies, may continue to participate in the program until the State Bar releases results for that examination.

(C) Certification terminates before the end of the period stated in the Notice ~~of Law Student Certification~~ if:

1. the Ceertified L~~l~~aw S~~s~~tudent no longer meets the eligibility requirements of rule 9.42(c) of the California Rules of Court or ~~these rules~~this chapter;

2. in the case of a Certified Law Student studying law through the Law Office Study Program, the Certified Law Student ~~is placed on suspended status for fail~~sure to comply with all requirements set forth in rule 4.29;

3. the Ceertified L~~l~~aw S~~s~~tudent requests that certification terminate on an earlier date;

4. the Ceertified Llaw Sstudent fails to take the first California Bar Examination for which he or she is the student is y are eligible, as determined by the State Bar; or

5. the State Bar revokes certification.[8]

Rule 3.10 3.9 Revocation of Cecertification

The State Bar may revoke certification for noncompliance with any applicable rule or law, including rule 9.42 of the California Rules of Court and these ruleschapter.[9] The State Bar will must provide a written notice of revocation to the Ceertified Llaw Sstudent, the Supervising Attorney, and, as applicable, the law school dean, registrar, or their designee at the Certified Law Student's law school, or the attorney or judge supervising the applicant in the Law Office Study Programif applicable, a written notice of revocation. The revocation is effective ten days one day from the date of receipt of notification the notice of revocation the date of its transmission.

Rule 3.11 3.10 Request for Rreconsideration review of revocation

A Ceertified Llaw Sstudent whose certification has been revoked may request reconsideration review of the revocation. The request must be in writing and submitted to received by the State Bar no more than within 15 fifteen days of the applicant's receipt from the date of transmission of the notice of revocation. Any arguments or evidence in support of the request must be submitted with the request. Within 60 sixty days of receiptving of the request, the State Bar will must provide the applicant certified law student with a written decision determination affirming or denying the revocation. The decision determination constitutes the final action of the State Bar.

ATTACHMENT: CLEAN VERSION

Title 4. Admissions and Educational Standards

Division 1. Admission to Practice Law in California

Chapter 3. Required Education

Rule 4.29 Study in a law office or judge's chambers

(A) A general applicant may satisfy some or all of the four-year legal education requirements of rule 4.26(B)(1) through the study of law in a law office or judge's chambers by participating in the Law Office Study Program.

(B) A prospective participant in the Law Office Study Program must:

1. register as a general applicant for admission to the practice of law in California by submitting and obtaining approval of an Application for Registration under rule 4.16;

2. submit an Application for the Law Office Study Program with the required documentation and the fee set forth in the Schedule of Charges and Deadlines at least 30 days prior to the intended date of beginning study;

3. submit a declaration from either an active licensee in good standing of the State Bar who has practiced law continuously for at least four years in any United States jurisdiction and actively practiced law in California or taught law in a California law school for at least two years immediately preceding the time of supervision, or from a judge of a court of record of California, in which the licensee or judge attests to the supervision of the general applicant's study in the Law Office Study Program pursuant to the requirements of subsection (G) of this rule; and

4. obtain State Bar approval of an Application for the Law Office Study Program prior to beginning study.

(C) The State Bar will deem an Application for the Law Office Study Program complete when all required documentation has been submitted and the required fee paid. The State Bar will notify the general applicant if an application has been deemed incomplete. The general applicant must cure all deficiencies within 60 days of

receipt of the notification or the application will be deemed abandoned, absent a showing of good cause. No refund of fees will be issued for an abandoned application.

(D) If the State Bar denies an Application for the Law Office Study Program, the general applicant will receive a refund of fees submitted with the application, excluding credit card processing fees.

(E) A general applicant in the Law Office Study Program will:

1. not receive credit for hours of study completed before the State Bar has approved the Application for the Law Office Study Program; and

2. only receive credit for study in six-month increments ("six-month study period"), as described in subdivision (F) of this rule. Any study hours completed outside of a qualifying six-month study period will not be counted towards the four-year legal education requirement of rule 4.26(B)(1).

(F) To receive credit for a six-month study period, a general applicant in the Law Office Study Program must:

1. study law under the supervision of an attorney or judge for at least 72 hours per month for six consecutive months lasting at least 24 weeks and no longer than 26 weeks; and

2. submit a report ("semi-annual report") within 30 days of completion of each six-month study period that conforms to the requirements on the State Bar's form or as otherwise directed by the State Bar, with the fee set forth in the Schedule of Charges and Deadlines.

(G) The attorney or judge who supervises the general applicant in the Law Office Study Program must:

1. provide to the general applicant, for submission with the Application for the Law Office Study Program, an outline of the entire proposed course of study that accounts for each six-month study period;

2. supervise the general applicant directly for at least 20 hours per month, either in-person or via remote video technology, but at least 10 of those hours over each six-month period must be in-person;

3. administer graded examinations to the general applicant at least once a month;

4. provide to the general applicant, for inclusion in the semi-annual reports to the State Bar for each six-month study period, the number of hours the general applicant studied each month, specifying the number of hours of direct supervision, both in-person and via remote video technology; a description of the materials studied; copies of the graded monthly examinations, including questions, answers, and any written feedback or grades; and any other information or documentation requested by the State Bar;

5. attest, for each six-month study period, whether the general applicant has or has not demonstrated sufficient academic progress to proceed to the next six-month study period; and

6. simultaneously supervise no more than two general applicants in the Law Office Study Program.

(H) General applicants in the Law Office Study Program are subject to the requirements of rule 4.32 and will not receive credit for hours of study devoted to repetition of studies previously completed.

(I) After completing one year of study, a general applicant in the Law Office Study Program must take and pass the First-Year Law Students' Examination to continue the applicant's legal education subject to the requirements of rule 4.31.

(J) General applicants in the Law Office Study Program may participate in the Certified Law Student Program pursuant to rule 9.42 of the California Rules of Court and Title 3, Division 1, Chapter 1 of the Rules of the State Bar. Such general applicants will not receive study-hour credit for time spent engaging in activities undertaken as part of the Certified Law Student Program. A general applicant participating in both the Law Office Study Program and the Certified Law Student Program as well as the applicant's supervisors in both programs must make good faith efforts to mitigate or prevent any actual or potential conflicts of interest or ethical concerns that might arise from the general applicant's dual role. For example, a general applicant who studies in the Law Office Study Program under the supervision of a judge should avoid appearing before that same judge when representing a client in the Certified Law Student Program.

(K) General applicants in the Law Office Study Program must submit an application with the fee set forth in the Schedule of Charges and Deadlines to change the supervisor under whom the applicant studies at least 15 days prior to beginning study with a new supervisor who meets the requirements of subsection (B)(3) of this rule. The application must include a declaration from the new supervisor and a new

outline of the proposed course of study as required by subsections (B)(3) and (G)(1) of this rule. If a general applicant's supervisor changes during a six-month study period, the general applicant must, within 30 days of beginning study with the new supervisor, submit a report from the previous supervisor on all study completed with that previous supervisor with the required fee for submission of a semi-annual report. The first semi-annual report reflecting the study conducted under the new supervisor will cover only the remainder of that six-month study period.

(L) A semi-annual report, as required under subsection (F)(2) of this rule, that is submitted:

1. between 31 and 60 days after completion of the six-month study period is subject to a late fee as set forth in the Schedule of Charges and Deadlines and will not be accepted without payment of the late fee, absent a showing of good cause.

2. more than 60 days after completion of the six-month study period will not be accepted, and the general applicant will not receive credit for that six-month study period, absent a showing of good cause.

(M) Failure to submit a semi-annual report within one year of beginning study in the Law Office Study Program, or within one year of submission of the most recent semi-annual report, will result in the termination of the general applicant's participation in the Law Office Study Program, absent a showing of good cause. A general applicant who has been terminated from the program and wishes to resume studying under this rule must submit a new Application for the Law Office Study Program with the required documentation and fee. A general applicant who resumes study after being terminated from the program will receive credit for any six-month study periods recognized by the State Bar prior to the termination.

(N) If the supervisor attests, under subsection (G)(5) of this rule, that the general applicant has not demonstrated sufficient academic progress to proceed to the next six-month study period, or fails to provide an attestation, the general applicant's participation in the Law Office Study Program will be terminated unless:

1. within one year from the conclusion of the last completed six-month study period, the general applicant repeats the course of study for which the supervisor submitted either a negative attestation or failed to provide an attestation and submits a semi-annual report; and

2. the general applicant's current supervisor submits an attestation that the general applicant demonstrates sufficient academic progress to proceed to the next six-

month study period.

(O) If terminated from the Law Office Study Program, the general applicant will retain credit already received and recognized by the State Bar.

Title Nine. Rules on Law Practice, Attorneys, and Judges

Division 4. Appearances and Practice by Individuals Who Are Not Licensees of the State Bar of California

Rule 9.42 Certified Law Student

(a) Definitions

The following definitions apply in this rule:

(1) A "Certified Law Student" is a law student who meets the requirements of subdivision (c) of this rule and has been approved as a Certified Law Student by the State Bar.

(2) The "Certified Law Student Program" is the legal education program established by this rule and administered by the State Bar.

(3) The "Law Office Study Program" is the legal education program regulated by the State Bar under rule 4.29 of the Rules of the State Bar.

(4) A "Supervising Attorney" is an active licensee, as defined by Rules of Court, rule 9.1(1), in good standing of the State Bar, who agrees to supervise a Certified Law Student subject to the requirements of (d) and (e) of this rule. The Supervising Attorney must have practiced law for at least four years in any United States jurisdiction and have actively practiced law in California or taught in a California law school for at least two years immediately preceding the time of supervision.

(b) State Bar Certified Law Student Program

The State Bar must administer a Certified Law Student Program under Title 3, Division 1, Chapter 1 of the Rules of the State Bar for registering and regulating the activities of law students who practice law as Certified Law Students.

The State Bar has the authority to set and collect appropriate fees and penalties for the Certified Law Student Program.

(c) Eligibility requirements

To be eligible to become a Certified Law Student:

(1) An applicant must either be:

(A) Currently enrolled in or have graduated from a juris doctor (J.D.) or Master of Laws (LL.M.) program in a law school fully or provisionally approved by the Council of the Section of Legal Education and Admissions to the Bar of the American Bar Association or accredited by or registered with the Committee of Bar Examiners, subject to (c)(2), (c)(3), or (c)(5); or

(B) Currently studying law, or have completed the course of study, through the Law Office Study Program, subject to (c)(4).

(2) An applicant who is currently enrolled in a J.D. program must:

(A) Have successfully completed one full year of studies (minimum of 270 hours) or have passed the First-Year Law Students' Examination; and

(B) Be enrolled and in good academic standing in the second, third, or fourth year of law school.

(3) An applicant who is currently enrolled in an LL.M. program must:

(A) Have a degree from a law school in a foreign jurisdiction that authorizes the applicant to practice law in that jurisdiction and is acceptable to the State Bar of California under the State Bar's Guidelines for Applicants with a Foreign Language Degree;

(B) Have successfully completed one semester or two quarters in an LL.M. program; and

(C) Be enrolled and in good academic standing in a second or subsequent semester or third or subsequent quarter of an LL.M. program.

(4) An applicant who is studying law through the Law Office Study Program must:

(A) Have successfully completed one full year of legal studies in a law school (minimum of 270 hours) or in the Law Office Study Program;

(B) Have passed the First-Year Law Students' Examination; and

(C) Be actively continuing the study of law in a law office through the Law Office Study Program.

(5) An applicant who graduates from a J.D. program, completes one year in an LL.M. program, or completes their law study through the Law Office Study Program is eligible to apply for the Certified Law Student Program for up to 30 days after graduation or completion of studies.

(6) An applicant must apply to and be approved as a Certified Law Student pursuant to Title 3, Division 1, Chapter 1 of the Rules of the State Bar before performing the activities authorized by this rule. The application must identify the applicant's Supervising Attorney who must meet the requirements of (a)(4).

(7) An applicant's eligibility to practice law under this rule terminates when the applicant receives the results for the first California Bar Examination for which the applicant is eligible to sit or when the applicant fails to take that exam. An applicant's eligibility to practice under this rule is also subject to the time period limitations specified in Title 3, Division 1, Chapter 1 of the Rules of the State Bar.

(d) Supervision

A Supervising Attorney must:

(1) Assume professional responsibility for the work product of the Certified Law Student;

(2) Train and counsel the Certified Law Student to competently perform activities authorized by this rule;

(3) Read, approve, and personally sign any documents prepared by the Certified Law Student for a client; and

(4) Comply with any other requirements set forth in Title 3, Division 1, Chapter 1 of the Rules of the State Bar pertaining to Supervising Attorneys

participating in the Certified Law Student Program.

(e) Permitted activities

Subject to all applicable rules, regulations, and statutes, a Certified Law Student may:

(1) Negotiate on behalf of the client or give legal advice to the client, provided that the Certified Law Student:

(A) Obtains approval from the Supervising Attorney to engage in the activity;

(B) Obtains approval from the Supervising Attorney of the legal advice or negotiation plan; and

(C) Acts under general supervision of the Supervising Attorney.

(2) Appear on behalf of the client in depositions, provided that the Certified Law Student:

(A) Obtains approval from the Supervising Attorney to engage in the activity;

(B) Makes the appearance under the direct and immediate supervision and in the personal presence of the Supervising Attorney (or, exclusively in the case of government agencies, under the direct and immediate supervision of any deputy, assistant, or other staff attorney authorized and designated by the Supervising Attorney); and

(C) Obtains written consent from the client (or, exclusively in the case of government agencies, from the chief counsel or prosecuting attorney) for the Certified Law Student to make the appearance.

(3) Appear on behalf of the client in any public trial, hearing, arbitration, or proceeding, or before any arbitrator, court, public agency, referee, magistrate, commissioner, or hearing officer, to the extent approved by such arbitrator, court, public agency, referee, magistrate, commissioner, or hearing officer, provided that the Certified Law Student:

(A) Obtains approval from the Supervising Attorney to engage in the activity;

(B) Performs the activity under the direct and immediate supervision and in the personal presence of the Supervising Attorney (or, exclusively in the case of government agencies, under the direct and immediate supervision of any deputy, assistant, or other staff attorney authorized and designated by the Supervising Attorney);

(C) Obtains written consent from the client (or, exclusively in the case of government agencies, from the chief counsel or prosecuting attorney, for the Certified Law Student to perform the activity); and

(D) As a condition to such appearance, the Certified Law Student either presents a copy of the client's written consent to the arbitrator, court, public agency, referee, magistrate, commissioner, or hearing officer, or files a copy of the client's written consent with the court.

(4) Appear on behalf of a government agency in the prosecution of criminal actions classified as infractions or other such minor criminal offenses with a maximum penalty or a fine equal to the maximum fine for infractions in California, including any public trial:

(A) Subject to approval by the court, commissioner, referee, hearing officer, or magistrate presiding at such public trial; and

(B) Without the personal appearance of the Supervising Attorney or any deputy, assistant, or other staff attorney authorized and designated by the Supervising Attorney, but only if the Supervising Attorney or the designated attorney has approved in writing the performance of such acts by the Certified Law Student and is immediately available to attend the proceeding.

(f) Avoiding ethical concerns

An applicant participating in both the Law Office Study Program and the Certified Law Student Program as well as the applicant's supervisors in both programs must make good faith efforts to mitigate or prevent any actual or potential conflicts of interest or ethical concerns that might arise from the applicant's dual role. For example, an applicant who studies in the Law Office Study Program under the supervision of a judge should avoid appearing before that same judge when representing a client in the Certified Law Student Program.

(g) Failure to comply with program

A Certified Law Student's failure to comply with the requirements of the Certified Law Student Program will result in revocation of the Certified Law Student's certification under rule 3.10 of the Rules of the State Bar.

(h) Inherent power of Supreme Court

Nothing in these rules may be construed as affecting the power of the Supreme Court of California to exercise its inherent jurisdiction over the practice of law in California.

Title 3. Programs and Services

Division 1. Prospective Licensees

Chapter 1. Certified Law Student Program

Rule 3.1 Definitions

For the purposes of this chapter:

(A) A "Certified Law Student" is an applicant who meets the requirements of rule 9.42(c) of the California Rules of Court and whose Application for the Certified Law Student Program has been approved by the State Bar pursuant to this chapter.

(B) The "Certified Law Student Program" is the legal education program established by rule 9.42 of the California Rules of Court and administered by the State Bar under this chapter.

(C) The "Law Office Study Program" is the legal education program regulated under rule 4.29 of the Rules of the State Bar of California.

(D) A "Notice of Law Student Certification" or "Notice" is the document issued by the State Bar to an applicant approving participation in the Certified Law Student Program for a specified time period.

(E) "Receipt" of a document that the State Bar sends to an applicant is:

1. calculated as the date of electronic transmission or 5 days from the date of mailing to a California address; 10 days from the date of mailing to an address elsewhere in the United States; and 20 days from the date of mailing to an address outside the United States; or

2. when the State Bar delivers a document physically by personal service or otherwise.

(F) A "Supervising Attorney" is an attorney who meets the requirements of rule 9.42(a)(4) of the California Rules of Court and who supervises a Certified Law Student.

Rule 3.2 Eligibility

(A) To be eligible for the Certified Law Student Program, an applicant must meet the

eligibility requirements of rule 9.42(c) of the California Rules of Court and this chapter.

(B) An applicant who graduates from a juris doctor (J.D.) program, completes one year in a Master of Laws (LL.M.) program, or completes their law study through the Law Office Study Program is eligible to apply for the Certified Law Student Program for up to 30 days after completing their program.

(C) An applicant is ineligible to apply for certification as a Certified Law Student if:

1. the applicant is licensed to practice law in any United States jurisdiction;

2. the applicant fails to take the first California Bar Examination for which the applicant is eligible, as determined by the State Bar; or

3. the applicant has previously taken the California Bar Examination, except as specified in rule 3.9(B).

Rule 3.3 Application

(A) To apply to be a Certified Law Student, an applicant must:

1. submit an Application for Registration to register as a general applicant, pursuant to rule 4.16(B), with the required documentation and the fee set forth in the Schedule of Charges and Deadlines; and

2. submit an Application for the Certified Law Student Program and:

    1. the fee set forth in the Schedule of Charges and Deadlines;

    2. a current email address, which will not be disclosed on the State Bar's website or otherwise to the public without the applicant's consent, unless required by law;

    3. a declaration, signed no more than 30 days prior to submission, attesting that the applicant meets the requirements of rule 9.42 of the California Rules of Court and this chapter, from either the law school dean, registrar, or their designee from the applicant's law school, or the attorney or judge supervising the applicant in the Law Office Study Program; and

    4. a Supervising Attorney Declaration signed no more than 30 days prior to submission by the Supervising Attorney, attesting that:

1. the Supervising Attorney meets the requirements of rule 9.42(a)(4) of the California Rules of Court;

2. the Certified Law Student will be supervised as specified in rule 9.42(d) and (e) of the California Rules of Court and this chapter; and

3. the Supervising Attorney will assume professional responsibility for any work performed by the Certified Law Student under rule 9.42(e) of the California Rules of Court and this chapter.

(B) The State Bar will deem an Application for the Certified Law Student Program complete when all required documentation has been submitted and the required fees paid. The State Bar will notify the applicant if an application has been deemed incomplete. The applicant must cure all deficiencies within 60 days of receipt of the notification or the application will be deemed abandoned, absent a showing of good cause. No refund of fees will be issued for an abandoned application.

(C) Upon approval of the Application for the Certified Law Student Program, the State Bar will issue a Notice of Law Student Certification.

(D) An Application for the Certified Law Student Program will be denied if the applicant fails to meet the requirements of rule 9.42 of the California Rules of Court or this chapter, or makes a material misrepresentation of fact in the application.

Rule 3.4 Change or addition of Supervising Attorney

(A) A Certified Law Student may request to change the Supervising Attorney during the period of certification without submitting a new Application for the Certified Law Student Program. To change a Supervising Attorney, the Certified Law Student must submit the request to change with:

1. the fee set forth in the Schedule of Charges and Deadlines; and

2. a new Supervising Attorney Declaration pursuant to rule 3.3(A)(2)(4).

(B) An applicant may add an additional Supervising Attorney at the time of initial application, or at any time during the period stated in the Notice, by submitting a request to add a Supervising Attorney. For each additional Supervising Attorney, the applicant must submit a Supervising Attorney Declaration pursuant to rule 3.3(A)(2)(4) from the added attorney and the fee set forth in the Schedule of Charges and Deadlines.

(C) The State Bar will deem a request to change or add a Supervising Attorney complete when all required documentation has been submitted and the required fee paid. The State Bar will notify the applicant if a request has been deemed incomplete. The applicant must cure all deficiencies within 60 days of receipt of the notification or the request will be deemed abandoned, absent a showing of good cause. No refund of fees will be issued for an abandoned request.

Rule 3.5 Permitted activities

A Certified Law Student may engage in the activities permitted by rule 9.42(e) of the California Rules of Court.

Rule 3.6 Duties of Certified Law Student

A Certified Law Student must:

(A) act as a Certified Law Student only during the period stated in the Notice;

(B) at all times comply with rule 9.42 of the California Rules of Court and this chapter;

(C) maintain a current email address with the State Bar;

(D) immediately upon becoming ineligible for the program, cease any activities that require certification under rule 9.42 of the California Rules of Court or this chapter, and notify the State Bar within 30 days of becoming ineligible;

(E) not imply or claim in any way to be a licensee of the State Bar; and

(F) if the Certified Law Student is or has been employed, interned, externed, received academic credit, or volunteered in the legal field, or participated in the Law Office Study Program, inform the student's Supervising Attorney of the name of the firm(s) or organization(s) with which the Certified Law Student is or was affiliated and the name(s) of the individuals who supervised the Certified Law Student in that capacity.

Rule 3.7 Duties of a Supervising Attorney

A Supervising Attorney must:

(A) Supervise the permitted activities of a Certified Law Student as specified by rule 9.42(e) of the California Rules of Court;

(B) Provide a Supervising Attorney Declaration pursuant to rule 3.3(A)(2)(4) to an applicant who is applying for the Certified Law Student Program prior to the applicant starting activities as a Certified Law Student under the Supervising Attorney's supervision;

(C) Personally assume professional responsibility for any activity a Certified Law Student performs pursuant to rule 9.42(e) of the California Rules of Court or this chapter;

(D) Concurrently supervise no more than five Certified Law Students, or, if employed full-time to supervise law students in a law school or government training program, no more than 25 Certified Law Students; and

(E) Notify the State Bar within 30 days if:

1. the Supervising Attorney no longer meets the requirements of rule 9.42(a)(4) of the California Rules of Court or this chapter; or

2. the supervision of a Certified Law Student is ending before the period stated in the Certified Law Student's Notice.

Rule 3.8 Designation as Certified Law Student

(A) A Certified Law Student may not use any title other than "Certified Law Student" in connection with activities performed as a Certified Law Student.

(B) On written materials prepared pursuant to rule 9.42 of the California Rules of Court and this chapter, a Certified Law Student must use the title "Certified Law Student" with the student's name and provide the name of the student's Supervising Attorney.

Rule 3.9 Duration of certification

(A) Subject to the exceptions set forth in this rule, a Certified Law Student may perform an activity that complies with rule 9.42(e) of the California Rules of Court and this chapter only:

1. for the period stated in the Notice; and

2. while a Supervising Attorney who is approved under rule 3.3 or 3.4 supervises the Certified Law Student.

(B) A Certified Law Student who graduates from a juris doctor (J.D.) program, completes law study through the Law Office Study Program, or completes one year of study in a Master of Laws (LL.M.) program during the period stated in the Notice, and then takes the first California Bar Examination for which the Certified Law Student is eligible after graduating or completing those studies, may continue to participate in the program until the State Bar releases results for that examination.

(C) Certification terminates before the end of the period stated in the Notice if:

1. the Certified Law Student no longer meets the eligibility requirements of rule 9.42(c) of the California Rules of Court or this chapter;

2. in the case of a Certified Law Student studying law through the Law Office Study Program, the Certified Law Student fails to comply with all requirements set forth in rule 4.29;

3. the Certified Law Student requests that certification terminate on an earlier date;

4. the Certified Law Student fails to take the first California Bar Examination for which the student is eligible, as determined by the State Bar; or

5. the State Bar revokes certification.

Rule 3.10 Revocation of Certification

The State Bar may revoke certification for noncompliance with any applicable rule or law, including rule 9.42 of the California Rules of Court and this chapter. The State Bar will provide a written notice of revocation to the Certified Law Student, the Supervising Attorney, and, as applicable, the law school dean, registrar, or their designee at the Certified Law Student's law school, or the attorney or judge supervising the applicant in the Law Office Study Program. The revocation is effective one day from the date of receipt of notice of revocation.

Rule 3.11 Request for reconsideration

A Certified Law Student whose certification has been revoked may request reconsideration of the revocation. The request must be in writing and submitted to the State Bar within 15 days of the applicant's receipt of the notice of revocation. Any arguments or evidence in support of the request must be submitted with the request. Within 60 days of receipt of the request, the State Bar will provide the applicant with a written decision. The decision constitutes the final action of the State Bar.