

MOC III-C - Attachment C

California Rules of Court

(draft revisions for public comment purposes, July 2013)

Rule 9.31. Minimum continuing legal education

(a) Statutory authorization

This rule is adopted under Business and Professions Code section 6070.

(b) State Bar minimum continuing legal education program

The State Bar must establish and administer a minimum continuing legal education program under rules adopted by the Board of ~~Governors~~Trustees of the State Bar. These rules may provide for carryforward of excess credit hours, staggering of the education requirement for implementation purposes, and retroactive credit for legal education.

(c) Minimum continuing legal education requirements

Each active member of the State Bar (1) not exempt under Business and Professions Code section 6070, (2) not a full-time employee of the United States Government, its departments, agencies, and public corporations, acting within the scope of his or her employment, and (3) not otherwise exempt under rules adopted by the Board of ~~Governors~~Trustees of the State Bar, must, within 36-month periods designated by the State Bar, complete at least ~~25~~36 hours of legal education approved by the State Bar or offered by a State Bar-approved provider. ~~Four~~Eight of those hours must address legal ethics or law practice management. However, members must complete no less than four of the eight hours in legal ethics. Members may be required to complete legal education in other specified areas within the ~~25~~36-hour requirement under rules adopted by the State Bar. Each active member must report his or her compliance to the State Bar under rules adopted by the Board of ~~Governors~~Trustees of the State Bar.

(d) Failure to comply with program

A member of the State Bar who fails to satisfy the requirements of the State Bar's minimum continuing legal education program must be enrolled as an inactive member of the State Bar under rules adopted by the Board of ~~Governors~~Trustees of the State Bar.

(e) Fees and penalties

The State Bar has the authority to set and collect appropriate fees and penalties.