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CAROL G. GREEN
CLERK APPELLATE COURTS
IN THE SUPREME COURT OF THE STATE OF KANSAS

ORDER

RULES RELATING TO CONTINUING LEGAL EDUCATION

The following Supreme Court and CLE Rules are hereby amended, effective the date of this order.

RULE 802A
PRACTICAL SKILLS REQUIREMENT

- (a) ~~Within 6 months following admission to the bar in Kansas but no later than the first annual registration period in which an attorney is required to fulfill continuing legal education requirements,~~ an attorney shall attend a New Lawyer Practical Skills Program of not less than ~~twelve (12)~~ eight (8) hours, including two (2) hours of professional responsibility. Such attendance shall satisfy a portion of the twelve (12) hour mandatory continuing legal education requirements for the attorney's first compliance period and shall apply to those attorneys admitted to practice in Kansas after ~~July 1, 2000~~ April 1, 2004.
- (b) The New Lawyer Practical Skills Program shall ~~include at least two (2) hours of professional responsibility and sessions on law office management, trust accounting, professionalism, and other practical subjects deemed appropriate by the Commission~~ follow an agenda approved by the Commission. Accreditation of programs shall be governed by the provisions of Rule 803.
- (c) An attorney required to complete the New Lawyer Practical Skills Program may, upon application to and approval by the Commission, be exempted from the requirement if the attorney has been admitted to practice in another jurisdiction and has been in private practice in that jurisdiction for a minimum of five (5) years; if the attorney has attended a mandatory new lawyer training program of at least ~~twelve (12)~~ eight (8) hours, including two (2) hours of professional responsibility, in another jurisdiction and approved by the Kansas Continuing Legal Education Commission; or if the attorney is admitted to practice in Kansas pursuant to Supreme Court Rule 706.
- (d) The Commission may, upon written application by an attorney, grant a deferral of attendance at the New Lawyer Practical Skills Program because of hardship, disability or other good cause. Attorneys who are registered and on active status under Supreme Court Rule 208 but who do not practice in Kansas may, upon written application, defer attendance at the New Lawyer Practical Skills Program until such time as they practice in Kansas or qualify for an exemption under subsection (c). The New Lawyer Practical Skills Program shall be completed ~~in the first annual~~

registration period within the six (6) month period following the expiration of the deferral.

....

- (f) Failure to complete and certify attendance at the New Lawyer Practical Skills Program ~~no later than June 30 of the first annual registration period in which an attorney is required to fulfill continuing legal education requirements~~ within six (6) months after admission to the Kansas Bar shall be grounds for suspension from the practice of law in Kansas as provided in Rule 806(b) and (c), absent Commission approval of an exemption, deferral, or extension.

CLE RULE 7: ACCREDITATION OF NEW LAWYER PRACTICAL SKILLS PROGRAM

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- 7.02 In order to be approved by the Commission for accreditation, the program must meet the requirements of Supreme Court Rule 802A and comply with the following standards:

....

- c. The program must ~~be offered on consecutive days~~ follow the approved standard agenda unless otherwise approved by the Commission.

....

- ~~e. The portion of the program devoted to topics related to professional responsibility issues required by Supreme Court Rule 802A(b) should include the following topics:~~

~~(i) The Kansas Code of Professional Responsibility;~~

~~(ii) grievance and disciplinary procedures;~~

~~(iii) ethics;~~

~~(iv) professionalism;~~

~~(v) what is expected of a lawyer by the courts, clients, other lawyers, and a lawyer's staff;~~

~~(vi) a lawyer's obligation to provide pro bono services;~~

~~(vii) knowing when to associate with other counsel or to refer a matter to other~~

counsel;

~~(viii) malpractice and risk management;~~

~~(ix) a lawyer's place in the organized Bar;~~

~~(x) A lawyer's obligation relative to continuing legal education and developed practical skills;~~

~~f. The majority of the program should be designed to provide participants with basic practical knowledge necessary to operate a law office and handle some of the more routine and commonly requested services that lawyers newly admitted to practice might be asked to perform for a client in particular areas of substantive law.~~

~~g. A portion of the program should address the topics of law office management, practice development, time and stress management and use of staff.~~

~~h. A portion of the program should address local issues. This includes but is not limited to: resources and information pertinent to practice in a local area including District Court issues.~~

~~i. In evaluating requests for approval, the Commission will consider the entire topic offering of the program and the appropriateness of the topic in a Practical Skills program, among other things.~~

....

7.05 Attorneys required to complete the New Lawyer Practical Skills Program may, upon application to and approval by the Commission, be exempted from the requirement if the attorney has been admitted to practice in another jurisdiction and has been in private practice in that jurisdiction for a minimum of five (5) years; if the attorney has attended a mandatory new lawyer training program of at least ~~twelve (12)~~ eight (8) hours, including two (2) hours of professional responsibility, in another jurisdiction and approved by the Commission; or if the attorney is admitted to practice in Kansas pursuant to Supreme Court Rule 706. Requests for exemptions must be received by the Commission prior to the ~~June 30~~ end of the six (6) month deadline that the requirement is to be completed.

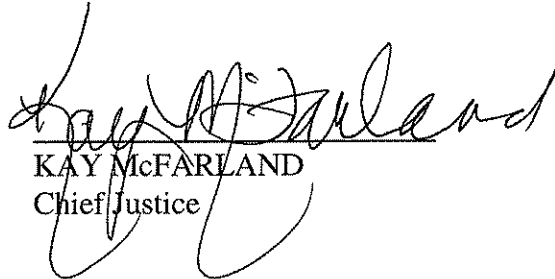
7.06 Attorneys may upon written application request a deferral of the Practical Skills Requirement because of hardship, disability or other good cause. Attorneys who are registered and on active status under Supreme Court Rule 208 but who do not practice in Kansas may, upon written application, defer attendance at the New Lawyer Practical Skills Program until such time as they practice in Kansas or qualify for an exemption under subsection (c). The New Lawyer Practical Skills Program shall be completed ~~in the first annual registration period~~ within six (6) months following the expiration of the

deferral. Requests for deferrals must be received by the Commission prior to the ~~June 30~~
end of the six (6) month deadline that the requirement is to be completed.

- 7.07 Failure to complete and certify attendance at the New Lawyer Practical Skills Program no later than ~~June 30 of the first annual registration period in which an attorney is required to fulfill continuing legal education requirements~~ six (6) months following admission to the Kansas Bar shall be grounds for suspension from the practice of law in Kansas as provided in Rule 806(b) and (c), absent Commission approval of an exemption, deferral, or extension.

BY ORDER OF THE COURT this 12th day of March, 2004.

FOR THE COURT


KAY McFARLAND
Chief Justice