



## COVID-19 CODE OF CONDUCT AND DECLARATION

Any applicant taking the February 2022 California Bar Exam in person must execute the following Declaration and sign it by February 17, 2022, at 11:59 p.m. If an applicant does not return this Declaration by this deadline, their California Bar Exam application will be considered void, as if it were never filed; the applicant may not request a refund. Refunds will be offered to applicants who must withdraw if they cannot attend in person because they have reason to believe they have contracted COVID-19, as defined in this Declaration.

### RECITALS

- A. The State Bar recognizes the importance of administering the California Bar Exam. The State Bar will take all steps necessary to comply with existing federal, state, and local public health laws and orders designed to prevent the transmission of COVID-19.
- B. Compliance with public health orders is only possible with the full commitment and cooperation of all California Bar Exam applicants.
- C. To ensure that all applicants comply with the State Bar's policies, procedures, and protocols, the State Bar hereby amends the application to require all in-person applicants to execute the following Code of Conduct Declaration and Release of Information for COVID-19 Contact Tracing as an addendum to the California Bar Exam Application and Release of Information for COVID-19 Contact Tracing.

### COVID-19 CODE OF CONDUCT DECLARATION AND RELEASE OF INFORMATION FOR COVID-19 CONTACT TRACING

[Applicant Name]

1. I agree I will not attend the February 2022 California Bar Exam if I have any reason to believe I have COVID-19.

For purposes of this declaration, an applicant has "reason to believe" they have COVID-19 if:

- (a) On or after February 17, 2022, the applicant begins experiencing any symptoms of COVID-19 that are not explained by a pre-existing condition;
- (b) On or after February 17, 2022, the applicant had a sample collected and tested positive for SARS-CoV-2 virus via a PCR or antigen test; or

(c) The applicant is not up to date on COVID-19 vaccinations and has been exposed to a person who has tested positive for COVID-19, and the exposure occurred on or after February 17, 2022.

As defined by the CDC, “up to date” means that a person has received all recommended COVID-19 vaccines, including any booster dose(s) when eligible. Once you receive any booster dose, you are immediately considered “up to date,” there is no waiting period. If you received two doses of Pfizer-BioNTech or Moderna (“primary series”), you are eligible for a booster dose 5 months after the last dose of the primary series. If you received the Johnson & Johnson/Janssen vaccine as your first dose, you are eligible for a booster dose 2 months after the first dose. If you are eligible for a booster dose, but have not received that dose, you are considered fully vaccinated but not “up to date.”

For purposes of this declaration, I agree “symptoms of COVID-19” means symptoms of COVID-19 identified by the United States Center for Disease Control and Prevention, including:

- a. cough,
  - b. shortness of breath or difficulty breathing,
  - c. fever,
  - d. chills,
  - e. muscle or body aches,
  - f. fatigue,
  - g. headache,
  - h. congestion or runny nose,
  - i. nausea or vomiting,
  - j. diarrhea,
  - k. sore throat, and/or
  - l. new loss of taste or smell.
2. If I have reason to believe I have COVID-19, I acknowledge I will not be seated at the February 2022 California Bar Exam; instead, I will be required to withdraw from the exam and receive a refund.
  3. If I am exhibiting symptoms of COVID-19 during the February 2022 California Bar Exam, I agree State Bar staff may immediately terminate my exam and I will be directed to immediately leave the testing site.
  4. I agree that while I am at the California Bar Exam testing site, I will comply with all signage regarding building health and safety protocols including but not limited to six feet physical distancing requirements in common areas, limitations on the maximum number of persons in common areas, restrooms or elevators, use of outside areas for registration, and strict adherence to distancing while in line or participating in registration activities.
  5. I agree that it is my responsibility to bring my own well-fitting medical-grade mask to the exam site. I agree that I will wear a well-fitting medical-grade mask at all times when I am at the exam site including in common areas and in the exam room. I understand a

medical-grade mask refers to a surgical mask or an N95, KN95, or KN94 respirator. I understand that I may elect to cover a medical-grade mask with a two-ply cloth mask to double-mask. I understand that cloth masks are subject to inspection. I understand that no other face coverings including scarves, ski masks, balaclavas, bandanas, turtlenecks, collars, gaiters, or any single layer fabric will be permitted. I agree that my mask will be worn correctly to completely cover both my nose and mouth at all times while I am at the exam site.

6. I understand that I must either provide proof of full vaccination for COVID-19 **or** proof of a negative COVID-19 test.
7. I understand that full vaccination for COVID-19 refers to two doses of the Moderna, Pfizer-BioNTech, AstraZeneca, Covaxin, Covishield, BIBP/Sinopharm, Sinovac, or Novavax/Covovax vaccine, or one dose of the Johnson & Johnson/Janssen vaccine.
8. I understand that the negative COVID-19 test must be either a polymerase chain reaction (PCR) test with a sample collected within 48 hours of the start time for the first day of the exam or a negative antigen test with a sample collected within 24 hours of the start time for the first day of the exam. I understand that tests must be performed at a test provider or laboratory and that at-home tests will not be accepted.
9. I understand that I am required to provide proof of vaccination or a negative test result through the CLEAR Health Pass app and that the proof of vaccination or a negative test result will be verified at check-in for the exam. I understand that if I fail to do so, I will be denied entry to the exam and will not receive a refund of fees.
10. I have taken reasonable efforts to remain informed about all California public health laws and orders related to COVID-19 and will continue to do so until I sit for the California Bar Exam.
11. I agree that upon request by any federal, state, or local public health official engaged in contact tracing related to the spread of COVID-19, the State Bar of California may disclose my contact information and attendance at any portion of the February 2022 California Bar Exam (including name, seat location, and testing site), together with any email address, phone number, and physical and mailing address I have provided to the State Bar.
12. I acknowledge that the State Bar's policies, procedures, and protocols for the February 2022 California Bar Exam, including this Code of Conduct, are intended to reduce the risk of transmission of COVID-19. I recognize that in order to ensure the safest testing environment possible, the State Bar must require all exam takers to completely comply with these policies, procedures, and protocols. I agree that if I violate the State Bar's policies, procedures, and protocols related to COVID-19, I will demonstrate a disregard for the rights, safety, and welfare of others and this conduct would have a negative impact on my moral character determination. Therefore, should I violate any State Bar policy, procedure, or protocol related to COVID-19 or any of the affirmations in this Declaration, the State Bar may consider my actions in a future moral character proceeding.

COVID-19 Code of Conduct  
February 4, 2022

13. If I am asked to leave the testing site because I exhibit COVID-19 symptoms or fail to comply with any part of this Code of Conduct, I understand that my February 2022 California Bar Exam will be void and will be treated as though I never sat for the exam.

I HEREBY ATTEST THAT I HAVE READ AND DO AGREE TO ABIDE BY THE FOREGOING COVID-19 CODE OF CONDUCT AND DECLARATION. I UNDERSTAND AND AGREE THAT ANY FAILURE TO COMPLY WITH THIS CODE OF CONDUCT AND/OR ANY FALSE STATEMENT REGARDING MY COMPLIANCE WITH THIS CODE OF CONDUCT IN MY APPLICATION OR ON THE DAYS OF THE CALIFORNIA BAR EXAM MAY RESULT IN THE DENIAL OF MY ADMISSION TO PRACTICE LAW.

Full Name

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Signing Date