

EXPLANATION OF PROPOSED AMENDMENTS TO STANDARDS

RULE	REASON FOR CHANGE
Global	Revise to use either numbers or text when referring to numbers, not both, i.e., “eighteen (18)” months will be revised to simply “18” months. Following editing conventions, numbers less than 10 are spelled out; numbers 10 or greater appear as numbers. Minor, non-substantive changes for the sake of clarity and to put language in the active voice. In section 2.0 in each set of Standards, replace “the initial application” with “submission of the written application.” The five-year requirement in section 2.0 refers to the five years prior to the applicant’s submission of the application, not sitting for the exam. It has been our experience that the word “initial” only serves to confuse applicants.
APPELLATE	
2.0	Add language stating that applicant must have performed each task personally. This replaces the repetitive language, “Attorneys responsible for,” that appears in sections 2.1.1.1 – 2.1.1.7.
2.1.1.6.2	Revise to make it consistent with section 2.1.1.6.1.
2.1.1.6.3	Revise to make it consistent with point schedules for preparing briefs in the Court of Appeal. Regardless of whether the attorney had substantial involvement in the case below, the brief is essentially a new brief, so the attorney should get full credit.
2.1.1.6.4	See 2.1.1.6.3.
2.1.1.7	Delete reference to additional point for involvement after Court of Appeal decision. The initial involvement is already factored into the existing points.
BANKRUPTCY	
Global changes only	
CRIMINAL	
6.1	Add language to clarify that the 25 days as principal counsel of record refers to a <u>single</u> criminal jury trial.
ESTATE PLANNING, TRUST AND PROBATE	
Global changes only.	
FAMILY	
Global changes only	
FRANCHISE AND DISTRIBUTION LAW	
Global changes only	
IMMIGRATION AND NATIONALITY	

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TAXATION	
2.2	Revise to clarify that an applicant must have been substantially involved in the <u>practice of taxation law</u> as opposed to merely being involved in the area of taxation law, making it consistent with section 2.1. The revision seeks to clarify that the demonstrated activities required by section 2.2 must be performed as a lawyer engaged in the practice of law and not in another capacity, such as performing tax-related activities for an accounting firm.
WORKERS' COMPENSATION	
2.2.1.3	Delete section. Preapplication discovery orders are no longer used.
2.2.2	Add language to clarify that expedited hearings may be counted toward this requirement.
2.2.5	Delete section. Rehabilitation Unit no longer exists.