



The State Bar of California

OPEN SESSION AGENDA ITEM 6.15 MAY 2026 BOARD OF TRUSTEES

DATE: May 14, 2026

TO: Members, Board of Trustees

FROM: Mia R. Ellis, Deputy Special Counsel, Division of Regulation

SUBJECT: Proposed Amendments to the State Bar Rules Regarding Computing Deadlines (Amended State Bar Rules 1.22 and 1.23): Request to Circulate for Public Comment

EXECUTIVE SUMMARY

State Bar rule 1.23 provides that the date for performing an act required by the State Bar rules is computed by excluding the first day and including the last, unless the State Bar is closed on the last day. The rule addresses calculating deadlines when they are based on a number of days, but the rule does not expressly provide an extension of a deadline when it falls on a weekend or holiday. The State Bar proposes to amend the rule to clarify the historical practice that if any deadline falls on a Saturday, Sunday, or State Bar holiday, the deadline to act is extended to the next business day. The State Bar further proposes to amend State Bar rule 1.22 to define “Business Day.” This item seeks authorization to circulate for a 45-day public comment period the proposed amendments to State Bar rules 1.22 and 1.23.

RECOMMENDED ACTION

Staff recommends that the Board of Trustees authorize staff to circulate for a 45-day public comment period the proposed amendments to State Bar rules 1.22 (rule 1.22) and 1.23 (rule 1.23), relating to the date the State Bar is to perform an act, extending the deadline to act, and defining a “Business Day.”

DISCUSSION

Title 1 of the State Bar rules provides the structural framework and scope for all the State Bar rules. Rule 1.22 includes general definitions that apply to the rules.

Rule 1.23 provides that the date for performing an act required by the State Bar rules is computed by excluding the first day and including the last, unless the State Bar is closed on the last day. It also provides that the State Bar is closed on Saturdays, Sundays, and State Bar holidays. While the current version of rule 1.23 applies to calculating the last day to act, the rule does not clearly apply to a set calendar deadline in the Schedule of Charges and Deadlines.

Staff propose amending this rule to clarify that if a deadline to perform an act as set forth in the Schedule of Charges and Deadlines falls on a Saturday, Sunday, or State Bar holiday, the deadline to act is extended to and includes the next business day. This amendment would add clarity and codify the State Bar’s current practice. For example, the deadline in the Schedule of Charges and Deadlines for the individual reporting requirements that are part of the Attorney Annual Renewal is March 30. In 2025, the Attorney Annual Renewal deadline was extended to April 1, 2025, due to March 30 falling on Sunday and March 31 being a State Bar holiday. Staff further proposes to amend State Bar rule 1.22 to define “Business Day” as a day the State Bar is open for business and does not include Saturdays, Sundays, or State Bar holidays, as set forth on the State Bar website. The current practice, as codified by the proposed amendments, is consistent with the state courts’ calculation of deadlines pursuant to California Rules of Court, [rule 1.10](#).

The changes to these rules also clarify that the changes do not apply to proceedings in State Bar Court, which are governed by a specific rule.

PREVIOUS ACTION

None

FISCAL/PERSONNEL IMPACT

None

AMENDMENTS TO RULES

Title 1, Division 3, Rules 1.22 and 1.23

AMENDMENTS TO BOARD OF TRUSTEES POLICY MANUAL

None

STRATEGIC PLAN GOALS & IMPLEMENTATION STEPS

Goal 3. Protect the Public by Regulating the Legal Profession

RESOLUTIONS

Should the Board of Trustees concur, it is:

RESOLVED, that the Board of Trustees authorizes staff to make available for public comment, for a period of 45 days, proposed amendments to State Bar rules 1.22 and 1.23.

ATTACHMENTS LIST

- A. Proposed Rules 1.22 and 1.23 of the Rules of the State Bar (Clean Version)
- B. Proposed Rules 1.22 and 1.23 of the Rules of the State Bar (Redline Version)