

JAN 29 2015

HEATHER L. SMITH
CLERK OF APPELLATE COURTS

2015 SC 9

IN THE SUPREME COURT OF THE STATE OF KANSAS

RULES RELATING TO THE ADMISSION OF ATTORNEYS

RULE 709

ADMISSION TO THE BAR UPON WRITTEN EXAMINATION

Rule 709 is hereby amended, effective October 2, 2015.

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(k) The Board shall conduct examinations of applicants for admission to the bar as to their learning in the law and educational qualifications for admission to the practice of law. The Board examinations shall test applicants by administering the Uniform Bar Examination prepared by the National Conference of Bar Examiners which consists of six Multistate Essay Examination questions; two Multistate Performance Test questions; and the upon such of the following subjects as the Board may require: personal property, domestic relations and family law, noncorporate business organizations, agency and employment, U.C.C. and commercial transactions, legal ethics, contracts, corporations, real property, constitutional law, criminal law, criminal procedure, Kansas and federal civil procedure, torts, wills, trusts and administration, conflict of laws, and evidence. All bar examinations shall be in writing. The Board may, subject to prior approval of the Supreme Court, employ written multiple choice or essay tests prepared by the National Conference of Bar Examiners, including, but not limited to, the Multistate Bar Examination.

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(m) In lieu of taking the Multistate Bar Examination portion of the first Kansas bar examination taken by the applicant, the Board may, if requested by the applicant, accept any Multistate Bar Examination score achieved in another jurisdiction in a concurrent examination or in a prior examination conducted within

thirteen months of the current examination, provided the applicant successfully passed the entire bar examination in the other jurisdiction in one sitting and achieved a minimum scaled score of ~~120~~ 125 on the Multistate Bar Examination. An applicant desiring to use the Multistate Bar Examination score from a concurrent bar examination in another state will not be eligible for admission to the practice of law in Kansas until it is shown that the applicant successfully passed the entire bar examination of the other state in one sitting, regardless of the score obtained on the ~~essay portion~~ Multistate Essay Examination and the Multistate Performance Test portions of the Kansas examination. Applicants transferring a Multistate Bar Examination score to Kansas will not receive a Uniform Bar Examination score. In the event the applicant fails the bar examination in the other jurisdiction, the Multistate Bar Examination score may not be used in Kansas in the current or any succeeding examination. If the applicant fails the Kansas examination, the Multistate Bar Examination score so transferred may not be used in any succeeding Kansas Bar Examination. All applicants shall notify the Clerk of their intention to use Multistate Bar Examination scores achieved in another jurisdiction at the time their application is filed. It shall be the responsibility of the applicant to cause his or her Multistate Bar Examination scores to be certified to the Clerk by the National Conference of Bar Examiners or by the appropriate bar examination authority where the prior Multistate Bar Examination was taken. The Clerk shall adopt such procedures as are necessary to report such scores to the Board without divulging the identity of the applicant to the Board members.

(n) No applicant shall be admitted to the bar who has not completed the Multistate Professional Responsibility Examination, caused his or her score to be reported to the Clerk of the Appellate Courts, and received a passing score as determined by the Board. Failure to successfully complete the Multistate Professional Responsibility Examination within 180 days ~~from~~ of the date an applicant took the bar examination will negate the results of such bar examination and require reapplication for admission and reexamination, including the payment of all fees required.

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(r) Any applicant whose admission is denied because of failure to make a satisfactory grade on the bar examination shall have the right to receive a copy of his or her ~~essay examination~~ Multistate Essay Examination and Multistate Performance Test papers if such request is made in writing not later than the ninetieth day after the mailing by the Clerk of the notice of denial of admission.

Because of the need for confidentiality to protect the integrity of the examination, no review or inspection of questions asked or answers given on the Multistate Bar Examination is permitted. No examination papers of an applicant who successfully passes the examination shall be retained beyond the administration date of the next succeeding examination.

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By Order of the Court this 29th day of January, 2015,

FOR THE COURT

A handwritten signature in blue ink, appearing to read 'L. R. Nuss', written over a horizontal line.

Lawton R. Nuss
Chief Justice