

**PROPOSED AMENDMENTS TO
BUSINESS AND PROFESSIONS CODE SECTIONS 6046.7 AND 6060.7
08/18/2014 DRAFT**

B&P Code sec. 6046.7:

(a~~[Deleted Text Begin]~~)(1~~[Deleted Text End]~~) Notwithstanding any other provision of law, the Committee of Bar Examiners ~~[Deleted Text Begin]shall[Deleted Text End]~~[Insert Text Begin]will[Insert Text end] adopt rules ~~[Deleted Text Begin]that shall be effective on and after January 1, 2008, [Deleted Text End]~~for the regulation and oversight of ~~[Deleted Text Begin]unaccredited [Deleted Text End]~~law schools that are [Insert Text Begin]registered with the Committee and[Insert Text end] required to be authorized to operate as a business in California~~[Deleted Text Begin], including correspondence schools,[Deleted Text End]~~ that are not ~~[Deleted Text Begin]accredited[Deleted Text End]~~ [Insert Text Begin]approved[Insert Text end] by the American Bar Association or [Insert Text Begin]otherwise accredited by[Insert Text end] the Committee of Bar Examiners~~[Deleted Text Begin], with the goal of ensuring consumer protection and a legal education at an affordable price[Deleted Text End]~~.

~~[Deleted Text Begin](2) Notwithstanding any other provision of law, the committee shall adopt rules that shall be effective on or after January 1, 2008, for the regulation and oversight of nonlaw school legal programs leading to a [Deleted Text End]juris doctor (J.D.) [Deleted Text Begin]degree, bachelor of laws (LL.B.) degree, or other law study degree[Deleted Text End]~~

(b) ~~[Deleted Text Begin]Commencing January 1, 2008, t[Deleted Text End]~~[Insert Text Begin]T[Insert Text end]he ~~[Deleted Text Begin]committee[Deleted Text End]~~[Insert Text Begin] Committee of Bar Examiners[Insert Text end]~~[Deleted Text Begin]shall[Deleted Text End]~~[Insert Text Begin]will[Insert Text end] assess and collect a fee from ~~[Deleted Text Begin]unaccredited[Insert Text Begin] registered[Insert Text end]~~ law schools ~~[Deleted Text Begin]and legal programs in nonlaw school[Deleted Text End]~~ in an amount sufficient to fund the regulatory and oversight responsibilities imposed by this section. Nothing in this subdivision precludes the board of ~~[Deleted Text Begin]governors[Deleted Text End]~~ [Insert Text Begin]trustees[Insert Text end] from using other funds or fees collected by the State Bar or by the ~~[Deleted Text Begin]committee[Deleted Text End]~~[Insert Text Begin]Committee of Bar Examiners[Insert Text end] to supplement the funding of the regulatory and oversight responsibilities imposed by this section with other funds~~[Deleted Text Begin], if that supplemental funding is deemed necessary and appropriate to mitigate some of the additional costs of regulation and oversight to facilitate the provision of a legal education at an affordable cost[Deleted Text End]~~.

ATTACHMENT B

B&P Code sec. 6060.7:

~~[Deleted Text Begin]From January 1, 2007, to December 31, 2007, law school and law study degree programs shall be subject to the following:[Deleted Text End]~~

~~[Deleted Text Begin](1) The examining committee shall be responsible for the approval, regulation, and oversight of degree-granting law schools that (A) exclusively offer bachelor's, master's, or doctorate degrees in law, such as juris doctor, and (B) do not meet the criteria set forth in Section 94750 of the Education Code. This paragraph does not apply to unaccredited law schools, which remain subject to the jurisdiction of the Bureau of Private Postsecondary Education or its successor agency.[Deleted Text End]~~

~~[Deleted Text Begin](2) If a law school that does not meet the criteria set forth in Section 94750 of the Education Code offers educational services other than bachelor's, master's, or doctorate degree programs in shall be subject to the approval, regulation, and oversight of the examining committee. [Deleted Text End]~~

~~[Deleted Text Begin](a) On and after January 1, 2008, law schools and law study degree programs shall be subject to the following:[Deleted Text End]~~

The [Insert Text Begin]Committee of Bar Examiners[Insert Text end] ~~[Deleted Text Begin]examining committee shall[Deleted Text End]~~ [Insert Text will[Insert Text end] be responsible for the approval, regulation, and oversight of [Insert Text Begin]all registered[Insert Text end] ~~[Deleted Text Begin]degree-granting[Deleted Text End]~~ law schools that [Insert Text Begin]award the Juris Doctor (J.D.) professional degree in law. [Insert Text end]~~[Deleted Text Begin](A) exclusively offer bachelor's, master's or doctorate degrees in law, such as the juris doctor, and (B) do not meet the criteria set forth in section 94750 of the Education Code.[Deleted Text End]~~[Insert Text Begin]For purposes of this subsection, a registered law school may not award a J.D. degree unless a student has completed the necessary legal education 6060 of these rules that would qualify the student to take the California Bar Examination. A J.D. degree does not include and will not be denominated as any other degree or program of law study.[Insert Text end]

~~[Deleted Text Begin](1) If a law school that does not meet the criteria set forth in Section 94750 of the Education Code offers educational services other than bachelor's, master's, or doctorate degree programs in law, only the law school's degree program in law shall be subject to the approval, regulation, and oversight of the examining committee.[Deleted Text End]~~

~~[Deleted Text Begin](2) If a nonlaw school that does not meet the criteria set forth in Section 94750 of the Education Code offers educational programs leading to a juris doctor (J.D.) degree, bachelor of laws (L.L.B.) degree, or other law study degree, those programs shall be subject to the regulation and oversight of the examining committee. The provisions of this paragraph do not apply to paralegal programs. [Deleted Text End]~~

[Note: Section 94750 has been repealed and not replaced and is therefore no longer relevant to the interpretation or application of any subsection above.]