



The State Bar *of California*

Committee on State Bar Accredited and Registered Schools Teleconference

Open Session Minutes
Wednesday, October 12, 2022
1:00 p.m.–3:00 p.m.

Time Meeting Commenced:	The CSBARS meeting commenced in open session at 1:00 p.m. There was no closed session.
Time Meeting Adjourned:	2:38 p.m.
Chair:	Jay Frykberg
Committee Coordinator:	Natalie Leonard
Members Present:	Michael Clancey, Linda Keller, George Leal, Paul Kramer, Jessica Park
Members Absent:	Greg Murphy

OPEN SESSION

1. Call to Order

The CSBARS was called to order by Chair Frykberg.

2. Roll Call

Roll call was taken and a quorum was established.

3. Call for Public Comment

Chair Frykberg called for public comment, inquiring as to whether there were person(s) who wished to comment on any agenda item. No members of the public raised their hands during the public comment period.

4. Approval of Open Session Minutes: August 17, 2022

RESOLVED, that the Committee on State Bar Accredited and Registered Schools approves the minutes as posted on the agenda.

Moved by Leal, seconded by Clancey.

Ayes – (6) Clancey, Frykberg, Kramer, Keller, Leal, Park

Noes – (0)

Abstain – (0)

Absent – (1) Murphy

Motion carries.

5. Report of the Chair

The Chair did not provide a report.

6. Staff Report

1. Report on Law School Assembly (Sept. 29, 2022) and Registrars' Meeting (Sept. 20, 2022): These annual meetings took place via with agendas based upon school suggestions. Law schools are encouraged to continue to submit topic ideas for future meetings at lawschoolregulation@calbar.ca.gov.

2. Report on Response to State Bar Day Survey: Staff requested feedback from the CSBARS and all law schools to plan for the 2023 State Bar Day for law students by responding to the survey in the most recent newsletter.

3. Report on Annual Report from Workshops for Unaccredited and Accredited Law Schools: Annual report forms have been issued. Staff will be contacting each school to discuss best practices, tips, and ensure school contacts know how to reach staff for questions. Workshops will be scheduled beginning the week of October 31, 2022 to ensure everyone is ready and there will be dedicated staff support.

4. Recent Developments

The First-Year Law Students' Examination will be live-proctored by Prometric, consistent with prior communication. CSBARS did not have any questions about this plan.

CONSENT CALENDAR

No consent calendar

REGULAR CALENDAR

The following matters were discussion items. Each item was considered separately.

E. CONTINUED DISCUSSION OF CSBARS' RECOMMENDATION TO AMEND
UNACCREDITED LAW SCHOOL GUIDELINE 1.11 - FIRST-YEAR LAW STUDENTS'
EXAMINATION AND BAR EXAMINATION COURSES PERMITTED - LIMITATIONS

1. Discussion of Staff Memorandum Regarding Proposed Amendments
Unaccredited Law Schools Guideline 1.11 – First-Year Law Students’
Examination and Bar Examination Courses Permitted - Limitations:
 - a. The CSBARS recommendation will be presented to the Committee of Bar Examiners on August 14
 - b. The Committee of Bar Examiners’ staff memorandum will recommend include a limit of 15 percent on total amount of prep courses in a JD program, the amount that CSBARS would recommend if a limit were supported by the Committee of Bar Examiners.
 - c. CSBARS adopted several other edits as noted below. This version was posted to the Committee as promised on October 13, as follows:

RESOLVED, that the Committee on State Bar Accredited and Registered Schools recommends that Guideline for Unaccredited Law School Rules 1.11 be further amended as follows:

First-Year Law Students’ Examination and California Bar Examination test preparation courses are those which contain both of the following: 1) the review of subjects previously covered within the curriculum which are tested on the First-Year Law Students’ Examination or California Bar Examination, and 2) a primary focus on preparing the student to take those exams (i.e., standardized, timed, closed book examinations that focus on general principles of legal doctrine).

A law school may offer and charge for courses designed to help law students prepare to take and pass exams required by the State Bar. Any such test preparation course may be part of the credit requirements to obtain a JD degree.

A test preparation course for which credit is granted may be taught by law school faculty or by an external commercial test preparation course provider, as long as the law school provides oversight of the course to ensure that it meets the requirements of the Unaccredited Law School Rules and Guidelines, including Guidelines 2.2 (Honesty Regarding Finances), 2.9 (Fairness in Academic Standards and Student Assessment), 5.1 (Academic Program), 5.3 (Minimum Requirements for Award of Juris Doctor (J.D.) Degree), 5.9 (Quantitative Academic Requirements) and 5.11 (Balanced and Comprehensive Course of Study).

Law schools must not compel students to attend any particular external commercial test preparation course unless required as part of the JD program. In the interest of consumer protection, if a law school grants credit for, or promotes uniquely or specifically to its students, any particular external commercial test preparation course, a law school must disclose to students any current financial interest of the law school or its owners, administrators, instructors, or staff in that external commercial test preparation course. A law school may

grant credit for a maximum of 15 percent of the credits required to obtain a degree. This limit does not restrict a law school from covering legal analysis or exam practice in a course having a primary purpose that is not test preparation for the First-Year Law Students' Exam or California Bar Exam.

Moved by Park, seconded by Leal.

Ayes – (6) Clancey, Frykberg, Kramer, Keller, Leal, Murphy, Park

Noes – (0)

Abstain – (0)

Absent – (1) Murphy

Motion carries.

F. Discussion of Research Related to Best Practices for Preservation of Student Records

No specific motion was made. The Committee reviewed the California education code and asked staff to determine whether a national student clearinghouse could be an option.

No Closed Session Agenda

ADJOURN