

Proposed amendments regarding LSX results to Legal Specialization rule 3.110 (redline)

Rule 3.110 Certification requirements in general

- (A) In these rules “applicant” means an initial applicant for certification or an application for recertification, unless otherwise specified. An applicant must establish proficiency in the specialty area by meeting the following requirements:
- (1) be an active licensee in good standing of the State Bar and not currently in disciplinary proceedings or on disciplinary or criminal probation;
 - (2) submit an application with an application fee; and
 - (3) meet the requirements of these rules and any relevant standards regarding
 - (a) education;
 - (b) practice and tasks;
 - (c) examination; and
 - (d) references familiar with the applicant’s proficiency in performing tasks relied upon for certification in the specialty area.
- (B) An applicant must submit the application within ~~eighteen months of the date on which the applicant took the examination~~ five years from the first day of administration of the Legal Specialist Examination the applicant passed. If an applicant fails to apply for initial certification before the five-year period,
- (1) the results become invalid; and
 - (2) the applicant will have to successfully pass the exam again before they can apply.
- (C) An applicant may request an extension of up to eighteen months for completion of all requirements. Requests are granted for good cause shown. The State Bar may extend this five-year limit upon a showing, by preponderance of the evidence, that the applicant diligently attempted to complete all requirements for initial certification, but not for an applicant’s negligence or the result of an applicant having received discipline affecting their State Bar status.

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