THE SUPREME COURT OF WASHINGTON

IN THE MATTER OF THE PROPOSED AMENDMENTS TO APR 6—LAW CLERK PROGRAM	))))))

O R D E R

NO. 25700-A-1449

The Washington State Bar Association Board of Governors, having recommended the adoption of the proposed amendments to APR 6—Law Clerk Program, and the Court having considered the proposed amendments, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a)   That the proposed amendments as attached hereto are adopted.

(b)   That the proposed amendments will be published in the Washington Reports and will become effective September 1, 2022.

DATED at Olympia, Washington this 9th day of June, 2022.

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González, C.J.
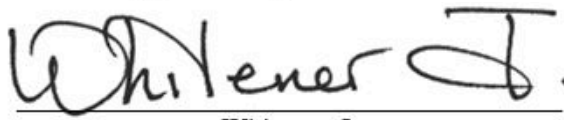
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Johnson, J.
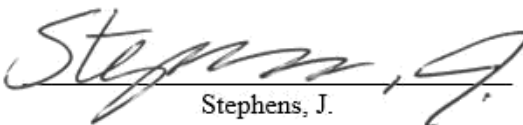
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Gordon McCloud, J.

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Madsen, J.

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Yu, J.

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Owens, J.

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Whitener, J.

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Stephens, J.

APR 6
LAW CLERK PROGRAM

(a) Purpose. The Law Clerk Program provides access to legal education guided by a qualified tutor using an apprenticeship model that includes theoretical, experiential, and clinical components. Successful completion of the Law Clerk Program provides a way to meet the education requirement to apply for the lawyer bar examination <u>in Washington</u>; it is not a special admission or limited license to practice law.

(b) Application. Every applicant for enrollment in the law clerk program shall:

(1)-(7) [Unchanged.]

(8) <u>Where the Bar is satisfied that the applicant has employment with a tutor whose practice has substantial contacts with Washington state, the requirement that the full-time employment be in Washington state may be waived.</u>

(c) Tutors. To be eligible to act as a tutor in the law clerk program, a lawyer or ~~judge~~ <u>judicial member as defined in the Washington State Bar Association Bylaws</u>, shall:

(1) [Unchanged.]

(2) Be an active member in good standing of the Bar, or be a judicial member ~~who is currently elected or appointed to an elected position~~ <u>of the Bar</u>, who has not received a disciplinary sanction in the last 5 years, provided that if there is a discipline pending or a disciplinary sanction has been imposed upon the member more than 5 years preceding the law clerk's application for enrollment, the Bar shall have the discretion to accept or reject the member as tutor;

(3)-(5) [Unchanged.]

(d) [Unchanged.]

(e) Course of Study. The subjects to be studied, the sequence in which they are to be studied, and any other requirement to successfully complete the program shall be as prescribed in the Law Clerk Program Regulations. Progress toward completion of the program shall be evaluated by submission of examinations, certificates, reports and evaluations as follows:

(1) [Unchanged.]

(2) *Certificates.* <u>Within 10 days following the month of study,</u> ~~T~~the tutor shall submit the examination, including the grade given for the examination and comments to the law clerk, and a monthly certificate, stating the law clerk's hours engaged in employment, study, and the tutor's personal supervision ~~within 10 business days following the month of study~~. If an examination is not given, the monthly certficate shall be submitted stating the reason.

(3) [Unchanged].

(4) *Evaluations*. ~~Annually, or~~ <u>A</u>~~at~~ ~~other~~ intervals deemed necessary, the law clerk shall participate with the tutor in an evaluation of the law clerk's progress.

(f) [Unchanged.]:

(g) Termination. The Bar may direct a law clerk to change tutors if approval of a tutor is withdrawn. The Bar may terminate a law clerk's enrollment in the program for:

(1) [Unchanged.]

(2) Failure of the tutor to <u>timely</u> submit the monthly examinations and certificates ~~at the end of each month in which they are due~~;

(3)-(4) [Unchanged.]

(h) [Unchanged.]

(i) Confidentiality. Unless expressly authorized by the Supreme Court, the program applicant's, or a current or former law clerk's, enrollment and related records, documents, and proceedings are confidential and shall be privileged against disclosure<u>.</u>~~, except that the fact of successful completion of the program shall be subject to disclosure.~~