

## **Limited Practice Rules & Specialty Admissions**

- 49.1 – [Limited Practice for Clinical Law Faculty](#)
  - 49.2 – [Limited Practice for Emeritus Pro Bono Attorneys](#)
  - 49.4 – [Limited Practice for Deputy District Attorneys](#)
  - 49.5 – [Limited Practice for Law Students](#)
  - 49.6 – [Limited Practice for Attorneys employed by the State Bar](#)
  - 49.8 – [Limited Practice for Deputy Attorneys General](#)
  - 49.9 – [Limited Practice for Deputy State Public Defenders](#)
  - 49.10 – [Limited Practice of Attorneys employed as Government or In-House Counsel](#)
  - 49.11 – [Limited Practice for Attorneys employed by Federal Public Defender](#)
  - 49.12 – [Renewal of certification for limited practice for certain attorneys](#)
  - 72.1 – [Admission of Legal Service Members](#)
  - 72.3 – [Admission of General Law Faculty Members](#)
  - 72.5 – [Admission of Law Faculty Members of the National Judicial College](#)
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**Rule 49.1. Limited practice for clinical law faculty members.**

1. **Requirements.** Notwithstanding the provisions of Rule 49, an attorney who has been admitted to practice law in any other jurisdiction, and who is employed by the William S. Boyd School of Law and teaches in the clinical law program, may be certified to practice before all courts of this state subject to the conditions of this rule and to such further conditions as the court may hereafter direct.

2. **Application.** Application for certification to practice law in this state under the provisions of this rule shall be filed with the admissions director of the state bar, and shall be accompanied by:

(a) Satisfactory evidence that he or she has graduated from a law school approved by the American Bar Association.

(b) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction, and is a member in good standing in such jurisdiction.

(c) Has taken and passed either the Multistate Professional Responsibility Examination with a scale score of at least 85 or an equivalent course in ethics taken during his or her law school attendance.

(d) A certificate executed by the dean of the William S. Boyd School of Law indicating that the attorney will be acting in connection with the supervision of a clinical law program.

(e) Certification that the dean believes that the attorney possesses the requisite character and fitness to practice law in this state.

(f) A non-refundable application fee of \$150.

3. **Termination; renewal of certification.** Certification to practice under this rule shall terminate whenever the attorney ceases to be employed by the William S. Boyd School of Law. When an attorney certified under this rule ceases to be so employed, a statement to that effect shall be filed immediately with the admissions director of the state bar by the dean of the William S. Boyd School of Law. An attorney certified by the state bar to practice under this rule who otherwise remains eligible to practice must annually renew the certification in accordance with Rule 49.12.

4. **Limited practice.** An attorney certified to practice under this rule shall perform no legal services within the State of Nevada except under the auspices of the clinical law program of the William S. Boyd School of Law and for such purposes only, and the attorney shall not accept any compensation for such services except such salary as may be paid to him or her by the William S. Boyd School of Law. All pleadings signed by an attorney certified to practice under this rule shall bear the name and address of the clinical law program of the William S. Boyd School of Law.

5. **Discipline; continuing legal education.** Attorneys certified to practice under this rule may be disciplined or suspended from practice in the manner now or hereafter provided by rule for the discipline or suspension of attorneys generally. Pending final disposition of any such matter the court or the state bar may suspend any right to practice that is granted hereunder, without notice or hearing. During the time an attorney is certified under this rule, the attorney shall comply with the same requirements for continuing legal education as may be prescribed for active members of the State Bar of Nevada.

6. **Bar membership.** Persons certified to practice under this rule are not active members of the State Bar of Nevada.

7. **Applicability.** This rule is applicable notwithstanding any rule of the court governing admission to the bar which:

(a) Is in effect on the effective date of this rule; or

(b) Becomes effective thereafter, except any such rule specifically referring to this rule.

**Rule 49.2. Limited practice for emeritus pro bono attorneys.**

1. **Emeritus Attorney Pro Bono Program.** The Emeritus Attorney Pro Bono Program (EAPB) is hereby created to assist low-income clients through approved legal services providers as defined below.

2. **Approved EAPB providers.** An approved legal services EAPB provider for the purposes of this rule is a not-for-profit legal assistance provider which is approved by the Access to Justice Commission or its designee.

(a) **Minimum requirements for approval as an EAPB provider:**

(1) Provides legal services in civil matters, without charge only, to indigent persons; or

(2) Provides legal training, legal technical assistance, or advocacy support, without charge only, to qualified legal services projects; and

(3) Files a completed application with the State Bar of Nevada Access to Justice Coordinator, on a form to be provided by the State Bar, which includes:

(i) The contact information required by [SCR 79](#); and

(ii) Whether the EAPB provider maintains professional liability insurance and, if so, the name and address of the carrier.

(4) The commission or its designee may establish additional rules and procedures for approving EAPB providers under this rule as it deems necessary and proper.

(b) Court awarded fees. An approved EAPB provider is entitled to receive all court awarded attorney fees arising from representation provided by emeritus attorneys under its services.

3. **Requirements to apply for certification as an emeritus attorney.** Any inactive member of the State Bar of Nevada in good standing, or any active or inactive attorney in good standing in any other jurisdiction, who meets the requirements of this rule may apply for certification as an emeritus attorney.

(a) **Exceptions.** Attorneys with a record of public discipline for professional misconduct imposed within the immediately preceding ten years or who resigned from the practice of law with charges pending are not eligible for certification under this rule.

4. **Application.** Application for certification to practice law in this state under the provisions of this rule shall be filed with the admissions director of the state bar on forms provided by the state bar and shall be accompanied by:

(a) A completed EAPB application and EAPB provider declaration;

(b) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction and is a member in good standing in such jurisdiction;

(c) A statement of discipline history from the jurisdiction(s) in which the attorney has been admitted to practice; and

(d) Any other information deemed necessary and proper to the administration of this rule.

5. **Termination.** Certification to practice under this rule shall terminate whenever the attorney ceases to provide services for an approved EAPB provider. When an attorney certified under this rule ceases to provide services for an approved EAPB provider, a statement to that effect shall be filed immediately with the admissions director of the state bar by the EAPB provider.

6. **Renewal of certification.** On or before the anniversary date of the original filing for certification under this rule, an attorney shall reapply annually with the admissions director of the state bar.

7. **Limited practice.** An emeritus attorney certified under this rule may practice law only through an approved EAPB provider under subsection 2 and must complete any training required by the EAPB provider.

8. **Discipline; bar membership.** Attorneys certified under this rule do not qualify for active membership in the State Bar of Nevada, but may be disciplined or suspended from practice in the manner now or hereinafter provided by rule for discipline or suspension of attorneys generally. Pending final disposition of any such matter, the court or the state bar may suspend any right to practice that is granted hereunder, without notice or hearing.

**Rule 49.4. Limited practice for certain deputy district attorneys in rural counties.**

1. **Requirements.** Notwithstanding the provisions of Rule 49, an attorney who is admitted to practice law in any other jurisdiction, and who becomes employed as a deputy district attorney by a county whose population is less than 100,000 persons, may be certified to practice before all courts of this state subject to the conditions of this rule and to such further conditions as the court may hereafter direct.

2. **Application.** Application for certification to practice law in this state under the provisions of this rule shall be filed with the admissions director of the state bar and shall be accompanied by:

(a) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction and is a member in good standing in such jurisdiction.

(b) A statement signed by the district attorney of the county that such attorney is currently employed by such county.

(c) A non-refundable application fee of \$150.

3. **Termination; renewal of certification.** Certification to practice under this rule shall terminate whenever such attorney ceases to be employed by such county. When an attorney certified under this rule ceases to be so employed, a statement to that effect shall be filed immediately with the admissions director of the state bar by the district attorney of such county with which said attorney was employed. In no event shall certification to practice under this rule remain in effect longer than 2 years. An attorney certified by the state bar to practice under this rule who otherwise remains eligible to practice must annually renew the certification in accordance with Rule 49.12.

4. **Limited practice.** An attorney certified to practice under this rule shall perform no legal services within the State of Nevada except for the county which employs him. All pleadings signed by an attorney certified to practice under this rule shall bear the name and office address, and be signed on behalf of, the district attorney of such county, who shall be deemed the attorney of record in the cases wherein such pleadings are filed.

5. **Discipline; bar membership; continuing legal education.** Attorneys certified to practice under this rule do not qualify for active membership in the State Bar of Nevada, but may be disciplined or suspended from practice in the manner now or hereafter provided by rule for discipline or suspension of attorneys generally. Pending final disposition of any such matter the court or the state bar may suspend any right to practice that is granted hereunder, without notice or hearing. During the time an attorney is certified under this rule, the attorney shall comply with the same requirements for continuing legal education as may be prescribed for active members of the State Bar of Nevada.

6. **Applicability.** This rule is applicable notwithstanding any rule of the court governing admission to the bar which:

(a) Is in effect on the effective date of this rule; or

(b) Becomes effective thereafter, except any such rule specifically referring to this rule.

**Rule 49.5. Limited practice for law students.** Notwithstanding the provisions of Rule 49, law students who meet and comply with the criteria delineated in this rule may be certified by the state bar for training in the practice of law.

1. **Eligibility.** To engage in the activities permitted by this rule, a law student must meet one of the following eligibility requirements:

(a) Students working on pro bono cases or for governmental or not-for profit entities must:

(1) Be enrolled in or have graduated from a law school approved by the American Bar Association and be supervised by a member of the State Bar of Nevada who meets the requirements of subsection 3(b)(1).

(2) Be certified by the dean of the student's law school, on a form to be furnished or approved by the state bar, as being in good academic standing and having successfully completed the minimum credit hours set out in subsection 1(b)(3).

(3) Have successfully completed legal studies amounting to:

(i) At least thirty (30) semester credit hours, or the equivalent, to participate in the activities described in subsection 4 ("level 1 certification").

(ii) At least forty-five (45) semester credit hours, or the equivalent, to participate in the activities described in subsection 5 ("level 2 certification").

(4) Apply for certification pursuant to this rule on a form to be furnished by and filed with the state bar.

The application shall include the student's written certification that he or she has read and is familiar with the Model Rules of Professional Conduct of the American Bar Association and the Rules of Professional Conduct of this court and will abide by the same in the activities permitted by this rule. The filing of an application pursuant to this rule is deemed a consent by the student to be subject to all disciplinary processes of the state bar. Any offense which would subject a lawyer admitted to practice law in this state to suspension or disbarment may be punished by suspension or forfeiture of the student's privilege of taking the bar examination and being licensed to practice law in this state. Or,

(b) Participants in clinical or externship programs must:

(1) Be enrolled, or completing assignments pursuant to enrollment, in a clinical or externship program of an ABA-approved school of law.

(2) Be certified by the dean of the student's law school, on a form to be furnished or approved by the state bar, as being in good academic standing and qualified in ability, training, and character to participate in the activities permitted by this rule.

(3) Have successfully completed legal students amounting to:

(i) At least thirty (30) semester credit hours, or the equivalent, to participate in the activities described in subsection 4 ("level 1 certification").

(ii) At least forty-five (45) semester credit hours, or the equivalent, to participate in the activities described in subsection 5 ("level 2 certification").

(4) Apply for certification pursuant to this rule on a form to be furnished by and filed with the state bar.

The application shall include the student's written certification that he or she has read and is familiar with the Model Rules of Professional Conduct of the American Bar Association and the Rules of Professional Conduct of this court and will abide by the same in the activities permitted by this rule. The filing of an application pursuant to this rule is deemed a consent by the student to be subject to all disciplinary processes of the state bar. Any offense which would subject a lawyer admitted to practice law in this state to suspension or disbarment may be punished by suspension or forfeiture of the student's privilege of taking the bar examination and being licensed to practice law in this state.

## 2. **Certification.**

(a) The certification of a student by the law school dean shall be filed with the state bar on a form furnished or approved by the state bar. Unless sooner withdrawn or terminated, such certification shall remain in effect as long as the student remains eligible to participate in the activities permitted under this rule.

(b) The certification may be withdrawn by the dean or an assistant or associate dean at any time without notice or hearing and without any showing of cause. The certification shall be withdrawn if the student ceases to be duly enrolled as a law student prior to his or her graduation. Notice of a withdrawal of certification shall be filed with the state bar and mailed to the student and the supervising lawyer.

(c) The certification may be terminated by the state bar at any time without notice or hearing and without any showing of cause by mailing a notice of such termination to the student, the supervising lawyer, and the student's law school dean.

(d) The certification terminates automatically:

(1) If the student does not apply for or take the first Nevada bar examination to be administered after the student has satisfied the educational requirements therefor.

(2) If the student does not pass that examination.

(3) Fifty (50) days after announcement of the results of that examination, if the student passes the examination.

3. **Supervision.** A “supervising lawyer” shall mean either a lawyer or law professor employed by the Boyd School of Law in a clinical program and certified to practice in Nevada, or a member of the state bar in active practice.

(a) A supervising lawyer shall:

(1) Personally assume professional responsibility for all work undertaken by the student while under the lawyer’s supervision.

(2) Assist and counsel the student in the activities permitted by this rule and review such activities with the student, to the extent necessary for the proper training of the student and protection of the client.

(3) Read, approve, and personally sign any pleadings, briefs, or other papers prepared by the student before filing; read and approve any documents prepared by the student for execution by any person before submission to that person; and read and approve any correspondence prepared by the student before mailing.

(4) Be present for any appearance by a student before a court or administrative tribunal.

(b) In addition to the above, a supervising lawyer who is not employed by the Boyd School of Law in a clinical program shall:

(1) Be an active resident member of the state bar, and, before supervising the activities specified in subsection 5, shall have actively practiced law in Nevada as a full-time occupation for at least five (5) years.

(2) Supervise not more than one student, unless the student is participating in a Boyd School of Law externship program.

(3) Be continuously personally present throughout the activities permitted under subsection 5, paragraphs (a), (b), and (c).

(4) Before commencing supervision of any student, file with the state bar a notice in writing signed by the supervising lawyer stating the name of the student and the period during which the lawyer expects to supervise the activities of the student.

(5) Notify the state bar in writing promptly whenever supervision of the student pursuant to this rule ceases.

4. **Activities permitted under level 1 certification.** A student may engage in the following activities with the written consent of the person on whose behalf the student is performing the activities with the approval and under the supervision of a supervising lawyer:

(a) Conduct investigations and interview witnesses.

(b) Interview and counsel clients.

(c) Represent clients before legislative and administrative bodies.

5. **Activities permitted under level 2 certification.** A student may engage in the following activities with the written consent of the client on whose behalf the student is performing the activities and with the approval and under the supervision of a supervising lawyer:

(a) Appear in any court or before any administrative tribunal in this state on behalf of any person.

(b) Counsel and give legal advice to clients.

(c) Negotiate and mediate the settlement of claims and disputes.

(d) Prepare documents to be filed in court or with a legislative or administrative body.

(e) Prepare transactional documents such as contracts, incorporation papers and by-laws, and filings required by a state, federal, or other governmental body.

In all instances where, under this rule, a student is permitted to appear in court or before an administrative tribunal, the student shall file with the court or tribunal a copy of the written consent of the client required by this subsection and shall bring that consent to the attention of the judge of the court or presiding officer of the tribunal.

6. **Use of student’s name.** A student’s name may properly be:

(a) Signed and printed or typed on briefs, pleadings, and other similar documents on which the student has worked under the direction of the supervising lawyer if the student is clearly identified as a student certified under this rule.

(b) Signed to letters written on the supervising lawyer’s letterhead which relate to the student’s supervised work if the student is clearly identified as a student certified under this rule.

7. **Limitations.**

(a) A law student may neither ask for nor receive any compensation or remuneration of any kind directly from the person on whose behalf he or she renders service. Nor may a supervising lawyer charge a client an amount

greater than that customarily charged for the lawyer's services. This shall not prevent a lawyer, law firm, organization having an established legal department, nonprofit organization rendering legal aid to indigent persons, or public agency from paying compensation not otherwise prohibited under these rules.

(b) Nothing in this rule shall affect the right of any person who is not admitted to practice law to do anything that the person might lawfully do before the adoption of this rule.

8. **Place of filing.** All documents required to be filed with the state bar by this rule shall be filed with the admissions director of the state bar.

**Rule 49.6. Limited practice for certain attorneys employed by the State Bar of Nevada.**

1. **Requirements.** Notwithstanding the provisions of Rule 49, an attorney who is admitted to practice in any other jurisdiction, and who becomes employed by the State Bar of Nevada in the capacity of Bar Counsel or Assistant Bar Counsel, may be certified to practice before all courts of this state subject to the conditions of this rule and to such further conditions as the court may hereafter direct.

2. **Application.** Application for certification to practice law in this state under the provisions of this rule shall be filed with the admissions director of the state bar, and shall be accompanied by:

(a) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction and is a member in good standing in such jurisdiction.

(b) A statement signed by the Executive Director of the State Bar of Nevada that the attorney is currently employed as Bar Counsel or Assistant Bar Counsel.

(c) A non-refundable application fee of \$150.

3. **Termination; renewal of certification.** Certification to practice under this rule shall terminate whenever the attorney ceases to be employed by the State Bar of Nevada as Bar Counsel or Assistant Bar Counsel. When an attorney certified under this rule ceases to be so employed, a statement to that effect shall be filed immediately with the admissions director of the state bar by the Executive Director of the State Bar of Nevada. An attorney certified by the state bar to practice under this rule who otherwise remains eligible to practice must annually renew the certification in accordance with Rule 49.12.

4. **Limited practice.** An attorney certified to practice under this rule shall perform no legal services within the State of Nevada except that the attorney shall represent the State Bar of Nevada and shall have as his or her only client the State Bar of Nevada. The attorney shall not accept any compensation for services except such salary as may be paid to him or her by the State Bar of Nevada.

5. **Discipline; bar membership; continuing legal education.** An attorney certified to practice under this rule does not qualify for active membership in the State Bar of Nevada, but may be disciplined or suspended from practice in the manner now or hereafter provided by rule for discipline or suspension of attorneys generally. Pending final disposition of any such matter, the court or state bar may suspend any right to practice that is granted hereunder, without notice or hearing. During the time an attorney is certified under this rule, the attorney shall comply with the same requirements for continuing legal education as may be prescribed for active members of the State Bar of Nevada.

6. **Applicability.** This rule is applicable notwithstanding any rule of the court governing admission to the bar which:

(a) Is in effect on the effective date of this rule; or

(b) Becomes effective thereafter, except any such rule specifically referring to this rule.



**Rule 49.8. Limited practice for certain deputy attorneys general.**

1. **Requirements.** Notwithstanding the provisions of Rule 49, an attorney who is admitted to practice law in any other jurisdiction, and who becomes employed by the Nevada Attorney General, may be certified to practice before all courts of this state subject to the conditions of this rule and to such further conditions as the court may hereafter direct.

2. **Application.** Application for certification to practice law in this state under the provisions of this rule shall be filed with the admissions director of the state bar and shall be accompanied by:

(a) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction and is a member in good standing in such jurisdiction.

(b) A statement signed by the Nevada Attorney General that such attorney is currently employed by the Office of the Nevada Attorney General.

(c) A non-refundable application fee of \$150.

3. **Termination; renewal of certification.** Certification to practice under this rule shall terminate whenever such attorney ceases to be employed by the Office of the Nevada Attorney General. When an attorney certified under this rule ceases to be so employed, a statement to that effect shall be filed immediately with the admissions director of the state bar by the Nevada Attorney General. In no event shall certification to practice under this rule remain in effect longer than 2 years. An attorney certified by the state bar to practice under this rule who otherwise remains eligible to practice must annually renew the certification in accordance with Rule 49.12.

4. **Limited practice.** An attorney certified to practice under this rule shall perform no legal services within the State of Nevada except for the Office of the Nevada Attorney General and shall only practice under the supervision of an attorney in the Office of the Nevada Attorney General who is an active, resident member of the State Bar of Nevada. All pleadings signed by an attorney certified to practice under this rule shall bear the name and office address, and be signed on behalf of, the attorney in the Office of the Nevada Attorney General responsible for supervising such attorney, who shall be deemed the attorney of record in the cases wherein such pleadings are filed.

5. **Discipline; bar membership; continuing legal education.** Attorneys certified to practice under this rule do not qualify for active membership in the State Bar of Nevada, but may be disciplined or suspended from practice in the manner now or hereafter provided by rule for discipline or suspension of attorneys generally. Pending final disposition of any such matter the court or the state bar may suspend any right to practice that is granted hereunder, without notice or hearing. During the time an attorney is certified under this rule, the attorney shall comply with the same requirements for continuing legal education as may be prescribed for active members of the State Bar of Nevada.

6. **Applicability.** This rule is applicable notwithstanding any rule of the court governing admission to the bar which:

(a) Is in effect on the effective date of this rule; or

(b) Becomes effective thereafter, except any such rule specifically referring to this rule.

**Rule 49.9. Limited practice for certain deputy state public defenders in rural counties.**

1. **Requirements.** Notwithstanding the provisions of Rule 49, an attorney who is admitted to practice law in any other jurisdiction, and who becomes employed by the State Public Defender to practice in a county whose population is less than 100,000 persons, may be certified to practice before all courts of this state subject to the conditions of this rule and to such further conditions as the court may hereafter direct.

2. **Application.** Application for certification to practice law in this state under the provisions of this rule shall be filed with the admissions director of the state bar and shall be accompanied by:

(a) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction and is a member in good standing in such jurisdiction.

(b) A statement signed by the State Public Defender that such attorney is currently employed by the Office of the State Public Defender and will be practicing in a county whose population is less than 100,000 persons.

(c) A non-refundable application fee of \$150.

3. **Termination; renewal of certification.** Certification to practice under this rule shall terminate whenever such attorney ceases to be employed by the Office of the State Public Defender or ceases to practice in a county whose population is less than 100,000. When an attorney certified under this rule ceases to be so employed, a statement to that effect shall be filed immediately with the admissions director of the state bar by the State Public Defender. In no event shall certification to practice under this rule remain in effect longer than 2 years. An attorney certified by the state bar to practice under this rule who otherwise remains eligible to practice must annually renew the certification in accordance with Rule 49.12.

4. **Limited practice.** An attorney certified to practice under this rule shall perform no legal services within the State of Nevada except for the Office of the State Public Defender in counties whose population is less than 100,000 persons and shall only practice under the supervision of an attorney in the Office of the State Public Defender who is an active, resident member of the State Bar of Nevada. All pleadings signed by an attorney certified to practice under this rule shall bear the name and office address, and be signed on behalf of, the attorney in the Office of the State Public Defender responsible for supervising such attorney, who shall be deemed the attorney of record in the cases wherein such pleadings are filed.

5. **Discipline; bar membership; continuing legal education.** Attorneys certified to practice under this rule do not qualify for active membership in the State Bar of Nevada, but may be disciplined or suspended from practice in the manner now or hereafter provided by rule for discipline or suspension of attorneys generally. Pending final disposition of any such matter the court or the state bar may suspend any right to practice that is granted hereunder, without notice or hearing. During the time an attorney is certified under this rule, the attorney shall comply with the same requirements for continuing legal education as may be prescribed for active members of the State Bar of Nevada.

6. **Applicability.** This rule is applicable notwithstanding any rule of the court governing admission to the bar which:

(a) Is in effect on the effective date of this rule; or

(b) Becomes effective thereafter, except any such rule specifically referring to this rule.

**Rule 49.10. Limited practice of attorneys employed in government or as in-house counsel.**

1. **Who may apply.** Notwithstanding the provisions of Rule 49, an attorney who is admitted to practice law in any other jurisdiction, and who is employed exclusively for a single governmental entity or as in-house counsel for a single corporation (including its subsidiaries and affiliates), association, partnership, or other business entity situated in or qualified to do business in Nevada, whose lawful business consists of activities other than the practice of law or the provision of legal services, may be certified to limited practice in this jurisdiction subject to the conditions of this rule and to such further conditions as the court may hereafter direct.

2. **Procedure for applying.** An attorney applying for certification under this rule shall file the following documents and fees with the State Bar of Nevada at its Las Vegas, Nevada, office:

(a) **Verified certificate.** To be certified under this rule, an applicant shall file an original and one (1) copy of a verified certificate, on a form supplied or approved by the State Bar of Nevada, which shall include all of the following:

(1) The attorney's residence and office address;

(2) The name, address, and telephone number of the attorney's employer;

(3) The courts before which the attorney has been admitted to practice and the dates of admission;

(4) That the attorney is currently a member in good standing of, and eligible to practice law before, the bar of those courts;

(5) That the attorney is not currently on suspension or disbarred from the practice of law before the bar of any court; and

(6) That the attorney agrees to be subject to the jurisdiction of the courts of this state with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Nevada.

(b) **Certificate of good standing.** A certificate from the state bar or clerk of the supreme court or highest admitting court of each state, territory, or insular possession of the United States in which the applicant has been admitted to practice law certifying the applicant's membership and good standing therein.

(c) **Employer affidavit.** An affidavit signed by the applicant's immediate governmental supervisor or an officer, director, or general counsel of the attorney's employer attesting that:

(1) The applicant is a bona fide full-time employee;

(2) The nature of the employment conforms to the requirements of this rule; and

(3) The affiant will notify the State Bar of Nevada within thirty (30) days after the applicant ceases to be so employed.

(d) **Evidence of character and fitness.** Affidavits signed by two (2) members of each bar where the applicant has been admitted or other evidence satisfactory to the State Bar of Nevada establishing the applicant's good moral character and fitness to practice law.

(e) **Application fee.** A non-refundable application fee of \$250.

(f) **Annual fee.** An annual fee equivalent to the annual membership dues paid by active members of the State Bar of Nevada of comparable longevity.

(g) Such other information or documentation as the State Bar of Nevada may request in the course of its investigation.

3. **Certificate containing false information.** An applicant who files a certificate containing false information or who otherwise fails to comply with the standards of professional conduct required of members of the State Bar of Nevada shall be subject to the disciplinary jurisdiction of the Supreme Court of Nevada and the State Bar of Nevada with respect to any of his or her acts occurring in the course of the work performed.

4. **Review by state bar and certification by state bar.** The State Bar of Nevada shall investigate each application and, if necessary, interview the applicant. The state bar may grant the application and permit the attorney to practice in Nevada, subject to the restrictions of this rule.

5. **Bar membership.** An attorney certified to practice under this rule does not qualify for active membership in the State Bar of Nevada.

6. **Activities permitted under this rule.** An attorney certified under this rule may render legal advice and services to, and communicate and negotiate with third persons on behalf of, the attorney's employer, other employees, or the employer's subsidiaries and affiliates in matters related to the business of the employer.

7. **Limitations of activities.**

(a) Unless otherwise permitted by law, an attorney certified under this rule may not:

(1) Appear as counsel of record for the employer in Nevada in any court, before any administrative or political agency, or in any arbitration, mediation, or alternative dispute resolution proceeding which is court ordered or annexed or authorized by law or administrative rule;

(2) Render legal advice or services to the public or to anyone other than the attorney's employer, other employees, or the employer's subsidiaries and affiliates; or

(3) Hold himself or herself out to the public as an attorney so authorized or engaged.

(b) All business cards and employer letterhead used by an attorney certified under this rule in Nevada shall clearly indicate that the attorney is certified to practice in Nevada as governmental or in-house counsel.

8. **Continuing legal education.** During the time an attorney is certified under this rule, the attorney shall comply with the same requirements for continuing legal education as may be prescribed for active members of the State Bar of Nevada.

9. **Discipline.** Attorneys certified under this rule shall be subject to the jurisdiction of the courts and disciplinary boards of this state with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Nevada. He or she shall familiarize himself or herself and comply with the standards of professional conduct required by members of the State Bar of Nevada. The rules of the Supreme Court of Nevada shall govern in any investigation or proceeding conducted by the State Bar of Nevada under this rule.

10. **Renewal of certification.**

(a) On or before March 1 of each year, an attorney certified under this rule must certify to the State Bar of Nevada that:

(1) The attorney is still employed by the same employer that submitted the affidavit required under subsection 2(c) of this rule;

(2) The attorney has complied with the continuing education requirements prescribed for active members of the State Bar of Nevada; and

(3) The attorney is still in good standing before the courts before which the attorney has been admitted to practice.

(b) An attorney certified under this rule who continues to perform legal services shall remit to the State Bar of Nevada by March 1 of each year, a fee equivalent to the annual membership dues paid by active members of the State Bar of Nevada of comparable longevity.

11. **Failure to renew.**

(a) An attorney certified under this rule who continues to perform legal services for an employer and fails to provide the proper certification or pay the renewal fees set forth in subsection 10 of this rule shall be suspended from practicing law upon expiration of a period of thirty (30) days after the anniversary date.

(b) The executive director of the State Bar of Nevada shall notify the attorney certified under this rule, and the entity employing that attorney of the suspension.

12. **Reinstatement after failure to renew certification.** An attorney certified to practice under this rule who has been suspended from that practice under subsection 11 of this rule may be reinstated upon compliance with the requirements of subsection 10 of this rule and the payment of a late penalty of \$50. Upon payment of all accrued fees and the late penalty, the executive director may reinstate the attorney and shall notify the attorney and the entity employing the attorney of the reinstatement.

13. **Termination.** Certification to practice under this rule shall terminate whenever the attorney ceases to be employed by the employer submitting the affidavit under subsection 2(c) of this rule. The employer shall promptly notify the State Bar of Nevada in writing whenever the attorney's employment ceases. Attorneys certified to practice under this rule who cease to be employed as required by this rule shall not retain membership with the State Bar of Nevada and shall not be considered for active membership unless they have made application for admission and have been examined in accordance with Rules 49 to 75, inclusive, in the same manner as all other applicants.

**Rule 49.11. Limited practice for certain attorneys employed by the Federal Public Defender for the District of Nevada.**

1. **Requirements.** Notwithstanding the provisions of Rule 49, an attorney who is admitted to practice in any other jurisdiction, and who becomes employed by the Federal Public Defender for the District of Nevada, may be certified to limited practice before all courts of this state subject to the conditions of this rule and to such further conditions as the court may hereafter direct.

2. **Application.** Application for certification to practice law in this state under the provisions of this rule shall be filed with the admissions director of the state bar, and shall be accompanied by:

(a) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction and is a member in good standing in such jurisdiction.

(b) A statement signed by the Federal Public Defender that the attorney is currently employed by the Federal Public Defender for the District of Nevada.

(c) A non-refundable application fee of \$150.

3. **Termination; renewal of certification.** Certification to practice under this rule shall terminate whenever the attorney ceases to be employed by the Federal Public Defender for the District of Nevada. When an attorney certified under this rule ceases to be so employed, a statement to that effect shall be filed immediately with the admissions director of the state bar by the Federal Public Defender for the District of Nevada. An attorney certified by the state bar to practice under this rule who otherwise remains eligible to practice must annually renew the certification in accordance with Rule 49.12.

4. **Limited practice.** An attorney certified to practice under this rule shall perform no legal services within the State of Nevada except for the Federal Public Defender for the District of Nevada, and shall practice only under the supervision of an attorney in the office of the Federal Public Defender for the District of Nevada who is an active, resident member of the State Bar of Nevada. All pleadings signed by an attorney certified to practice under this rule shall bear the name and office address, and be signed on behalf of, the attorney in the office of the Federal Public Defender for the District of Nevada responsible for supervising such attorney, who shall be deemed the attorney of record in the cases wherein such pleadings are filed.

5. **Discipline; bar membership; continuing legal education.** An attorney certified to practice under this rule does not qualify for active membership in the State Bar of Nevada, but shall be subject to the jurisdiction of the courts and disciplinary boards of this state with respect to the laws of this state governing the conduct of attorneys to the same extent as other members of the State Bar of Nevada. Pending final disposition of any such matter, the court or the state bar may suspend any right to practice that is granted under this rule, without notice or hearing. During the time an attorney is certified under this rule, the attorney shall comply with the same requirements for continuing legal education as may be prescribed for active members of the State Bar of Nevada.

6. **Applicability.** This rule is applicable notwithstanding any rule of the court governing admission to the bar which:

(a) Is in effect on the effective date of this rule; or

(b) Becomes effective thereafter, except any such rule specifically referring to this rule.

**Rule 49.12. Renewal of certification for limited practice for certain attorneys.**

1. **Annual certification.** An attorney certified by the state bar to limited practice in this state under Rules 49.1, 49.4, 49.6, 49.8, 49.9, or 49.11 must annually renew said certification. By March 1 of each year, the attorney must submit to the State Bar of Nevada:

- (a) A statement signed by the attorney's employer that the attorney remains employed by the employer's office;
- (b) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction, and is a member in good standing in such jurisdiction; and
- (c) Certification that the attorney has complied with the continuing education requirements prescribed for active members of the State Bar of Nevada.

2. **Annual certification fee.** An attorney certified by the state bar to limited practice in this state under Rules 49.1, 49.4, 49.6, 49.8, 49.9, or 49.11 shall remit to the State Bar of Nevada by March 1 of each year, a fee equivalent to the annual membership dues paid by active members of the State Bar of Nevada of comparable longevity. On March 2 of each year a penalty shall attach to all delinquent certification fees in the same amount as the penalty for active members.

3. **Suspension for failure to renew or pay fees.** An attorney certified by the state bar to limited practice in this state under Rules 49.1, 49.4, 49.6, 49.8, 49.9, or 49.11 who continues to perform legal services for an employer and fails to properly renew the certification or pay the renewal fees shall be suspended from practicing law upon 60 days' written notice to the attorney and the entity employing that attorney. The procedure for the suspension and reinstatement of limited practitioners is the same as that followed for active members of the State Bar of Nevada.

4. **Termination.** Notwithstanding any provision of this rule, certification to practice under Rules 49.1, 49.4, 49.6, 49.8, 49.9, or 49.11 terminates in accordance with those rules.

**Rule 72.1. Admission of legal services members.**

1. **Requirements.** Notwithstanding the provisions of Rule 49, an attorney who is admitted to practice law in any other jurisdiction, and who becomes employed by or associated with an organized legal services program funded from state, federal or recognized charitable sources and providing legal assistance to indigents in civil matters, may be admitted to practice before all courts of this state subject to the conditions of this rule and to such further conditions as the court may hereafter direct.

2. **Application and certification.** An attorney applying for admission under this rule shall file an application for admission with the admissions director as provided in [S.C.R. 56\(1\)](#). The application shall be accompanied by:

(a) Satisfactory evidence that the attorney has graduated from a law school approved by the American Bar Association;

(b) A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction;

(c) A certificate that the attorney has taken and passed either the Multistate Professional Responsibility Examination with a scale score of at least 85 or an equivalent course in ethics taken during the attorney's law school attendance;

(d) Certification by the supervising attorney that he or she believes that the attorney possesses the requisite character and fitness to practice law in this state; and

(e) A certificate executed by the executive director of the organized legal services program that the attorney will be acting in connection with such program and under the supervision of a member in good standing of the State Bar of Nevada.

(f) A non-refundable application fee of \$250.

3. **Character and fitness determinations.** The admissions director shall submit the application to the board of bar examiners for a determination that the applicant meets the qualifications of [S.C.R. 51](#).

4. **Certification and recommendation to the supreme court.** If, after such investigation as the board of bar examiners may deem necessary, it concludes that a prospective legal services attorney possesses the requisite moral character and fitness required of all other applicants for admission to practice law in the State of Nevada, the board shall recommend said individual for legal services membership in the State Bar of Nevada and shall transmit to the supreme court a certificate,

(a) Showing whether the attorney has met the requirements of Rule 51; and

(b) Containing a statement that the board of bar examiners believes that the applicant fulfills or does not fulfill the requirements for admission to practice under this rule.

5. **Admission by the supreme court.** Upon a positive recommendation by the board of bar examiners and fulfillment of all other requirements imposed by this rule, the court may, in its discretion, admit a qualified individual as a legal services member of the State Bar of Nevada.

6. **Rights and responsibilities.** Except for the limitations as set forth in paragraphs 7 and 8 of this rule, attorneys admitted to practice under this rule are subject to the same rules and regulations as active members of the state bar, including the obligation to pay annual membership dues in accordance with [S.C.R. 98\(9\)](#) and to comply with requirements regarding continuing legal education. Attorneys admitted to practice under this rule shall be subject to the jurisdiction of the courts and disciplinary boards of this state with respect to the laws of this state governing the conduct of attorneys to the same extent as other members of the State Bar of Nevada. Pending final disposition of any such matter, the court may suspend any right to practice that is granted under this rule, without notice or hearing.

7. **Limitations.** An attorney admitted to practice under this rule shall perform no legal services within the State of Nevada except for clients aided under the auspices of the organized legal services program by which the attorney is employed or with which he or she is associated and for such purposes only, and the attorney shall not accept any compensation for such services except such salary as may be paid him by said organized legal services program or by a governmental body or charitable institution to enable him to work for said legal services program. All pleadings signed by an attorney admitted to practice under this rule shall bear the name and office address, and be signed on behalf of, the attorney in charge of the organized legal services program concerned, who shall be an attorney fully licensed to engage in the general practice of law within the State of Nevada, and who shall be deemed the attorney of record in the cases wherein such pleadings are filed.

8. **Termination of legal services membership.** Admission to practice under this rule shall terminate whenever the attorney ceases to be employed by or associated with the particular legal services program. When an attorney admitted under this rule ceases to be so employed or associated, the executive director of the particular legal services program with which said attorney was employed or associated shall file immediately a statement to that effect with the clerk of this court and the admissions director. Attorneys admitted to practice under this rule who cease to be

employed by or associated with a particular legal services program shall not retain membership with the State Bar of Nevada and shall not be considered for active membership unless they have made application for admission and have been examined in accordance with Rules 49 to 75, inclusive, in the same manner as all other applicants.

9. **Temporary certification.** The state bar, pending its review of an application for admission under this rule, may temporarily certify an attorney to practice under this rule. Such temporary certification shall in no event remain in effect longer than 1 year.

10. **Applicability.** This rule is applicable notwithstanding any rule of the court governing admission to the bar which:

- (a) Is in effect on the effective date of this rule; or
- (b) Becomes effective thereafter, except any such rule specifically referring to this rule.



**Rule 72.3. Admission of general law faculty members.**

1. **Requirements.** Notwithstanding any other provisions of these rules, upon compliance with the requirements of this rule and a positive recommendation from the board of bar examiners, the supreme court may admit an individual to practice law in this state provided that such individual has furnished satisfactory evidence that he or she has graduated from a law school approved by the American Bar Association; has been admitted to practice law in another state, federal territory or commonwealth or the District of Columbia for at least 5 years; has taken and passed either the Multistate Professional Responsibility Examination with a scale score of at least 85 or an equivalent course in ethics taken during his or her law school attendance; and who is a dean, associate dean or regular, full-time member of the general faculty of the William S. Boyd School of Law.

2. **Application and certification.** An individual applying for faculty membership shall file an application for admission with the admissions director as provided in [S.C.R. 56\(1\)](#). Prospective faculty members shall pay the state bar an application fee of \$150 at the time the application is filed. The application shall further be accompanied by a certificate of good standing indicating that the prospective faculty member has been admitted to practice law in another jurisdiction, and has been a member in good standing in such jurisdiction for at least 5 years, together with:

(a) A certificate executed by the president of the University of Nevada Las Vegas or the dean of the law school stating that the applicant is a full-time dean, associate dean or faculty member of the William S. Boyd School of Law;

(b) Certification by the president or the dean that he or she believes that the applicant possesses the requisite character and fitness to practice law in this state.

3. **Character and fitness determinations.** The admissions director shall submit the application to the board of bar examiners for a determination that the applicant meets the qualifications of [S.C.R. 51](#).

4. **Certification and recommendation to the supreme court.** If, after such investigation as the board of bar examiners may deem necessary, it concludes that a prospective faculty member possesses the requisite moral character and fitness required of all other applicants for admission to practice law in the State of Nevada, the board shall recommend said individual for faculty membership in the State Bar of Nevada and shall transmit to the supreme court a certificate,

(a) Showing whether the prospective faculty member has met the requirements of Rule 51, and

(b) Containing a statement that the board of bar examiners believes that the applicant fulfills or does not fulfill the requirements for admission to practice under this rule.

5. **Admission by the supreme court.** Upon a positive recommendation by the board of bar examiners and fulfillment of all other requirements imposed by this rule, the court may, in its discretion, admit a qualified individual as a faculty member of the State Bar of Nevada.

6. **Rights and responsibilities of faculty members.** Except for the limitations as set forth in paragraphs 7 and 8 of this rule, faculty members who are admitted to the bar under the provisions of this rule shall have all the rights and obligations in accordance with these rules as all other active members of the state bar, including the obligation to pay annual dues in accordance with [S.C.R. 98\(9\)](#), and shall be subject to the jurisdiction of the courts and disciplinary boards of this state with respect to the laws of this state governing the conduct of attorneys to the same extent as other members of the State Bar of Nevada.

7. **Limitations.** Faculty members shall limit their practice hours in accordance with the limits imposed by the William S. Boyd School of Law, and shall in no event engage in compensated practice in Nevada for more than an average of eight hours per week during each calendar year. This limitation is inapplicable to pro bono representation or criminal defense representation undertaken pursuant to court order.

8. **Termination of faculty membership.** Faculty members who terminate their full-time faculty status at the William S. Boyd School of Law shall not retain faculty membership with the State Bar of Nevada and shall not be considered for active membership unless they have made application for admission and have been examined in accordance with Rules 49 to 75, inclusive, in the same manner as all other applicants.

9. **Reporting.** The dean of the William S. Boyd School of Law shall annually advise the executive director of the state bar that faculty members who have been admitted to the bar under the provisions of this rule have complied with the reporting requirements under university rules and the limits imposed by paragraph 7 of this rule. At the end of a two-year and four-year period following adoption of this rule, the dean of the William S. Boyd School of Law shall report to the chief justice of the supreme court, as well as the board of governors and the board of bar examiners of the State Bar of Nevada as to how the rule has operated.

**Rule 72.5. Admission of law faculty members of The National Judicial College.**

1. **Requirements.** Notwithstanding any other provisions of these rules, upon compliance with the requirements of this rule the supreme court may admit an individual to practice law in this state provided that such individual has furnished satisfactory evidence that he or she has graduated from a law school approved by the American Bar Association; has been admitted to practice law in another state, federal territory or commonwealth or the District of Columbia for at least 5 years; has taken and passed either the Multistate Professional Responsibility Examination with a scale score of at least 85 or an equivalent course in ethics taken during his or her law school attendance; and who is the president, dean or academic director of The National Judicial College in Reno, Nevada, including the director of The National Center for the Courts and Media.

2. **Application and certification.** An individual applying for admission to practice law in this state under the provisions of this rule shall file the application with the admissions director as provided in [S.C.R. 56\(1\)](#). The application shall further be accompanied by:

(a) A certificate executed by the chair of the board of directors of The National Judicial College or The National Center for the Courts and Media stating that the applicant is the president, dean or academic director of The National Judicial College, or is the director of The National Center for the Courts and Media, and has been so engaged for at least 2 years.

(b) An appropriate certificate stating that the applicant has been admitted to practice law in another jurisdiction and has been a member in good standing of the bar of such other jurisdiction for at least 5 years.

(c) The application fee required by [S.C.R. 54\(2\)](#).

3. **Character and fitness determination.** The admissions director shall submit the application to the board of bar examiners for a determination that the applicant meets the qualifications of [S.C.R. 51](#).

4. **Certification and recommendation to the supreme court.** When the board of bar examiners has completed any investigation that it deems necessary, the board shall transmit to the supreme court a certificate:

(a) Showing whether or not the applicant has met the requirements of Rule 51; and

(b) Containing a statement that the board of bar examiners believes that the applicant fulfills or does not fulfill the requirements for admission to practice under this rule, and a recommendation for or against such admission.

5. **Admission by the supreme court.** Upon a positive recommendation by the board of bar examiners and fulfillment of all other requirements imposed by this rule, the court may, in its discretion, admit a qualified individual as an active member of the State Bar of Nevada. An individual admitted to practice under this rule who ceases to be employed by The National Judicial College or The National Center for the Courts and Media retains active membership in the State Bar of Nevada and shall not be required to make a separate application for admission or be examined in accordance with Rules 49 to 75.