

RE: **Proposal to Amend Rule 1.17(a)(1)(G) of the Rules of the Supreme Court of the State of Hawai'i**

CLARIFYING WHAT CONSTITUTES A PASSING SCORE ON THE MPRE

The Supreme Court of Hawai'i seeks public comment regarding a proposal to amend Rule 1.17(a)(1)(G) of the Rules of the Supreme Court of the State of Hawai'i. The proposal would clarify that a passing score on the Multi-State Professional Responsibility Exam necessary to secure a license under this Rule is determined by the scoring standards of the original jurisdiction in which the applicant was admitted to practice. The proposal is attached hereto.

Comments about the proposed amendment should be submitted, in writing, **no later than Tuesday, February 12, 2019**, to the Judiciary Communications & Community Relations Office by mail to 417 South King Street, Honolulu, HI 96813, by facsimile to 539-4801, or via the Judiciary's website.

Attachment

**PROPOSED AMENDMENTS TO THE
RULES OF THE SUPREME COURT OF THE STATE OF HAWAII**
(Deleted material is bracketed and stricken; new material is underlined)

Rule 1.17. Limited admission of United States Uniformed Services spouse-attorneys.

(a) Eligibility. Due to the unique mobility requirements of members of the United States Uniformed Services (USUS), an attorney who is a spouse of such a service member assigned to active duty in the State of Hawai'i may be provisionally admitted as an attorney of this State, without written examination, if the following conditions are fulfilled.

(1) REQUIREMENTS FOR ADMISSION UNDER THIS RULE. The applicant must establish to the satisfaction of the Board of Bar Examiners (Board) that the applicant:

(A) is a graduate of a law school approved by the American Bar Association Council on Legal Education and Admissions to the Bar;

(B) has been admitted, after successful completion of a written examination, to practice by the highest court of another state, the District of Columbia, or a territory of the United States;

(C) is active and in good standing in at least one other jurisdiction in the United States;

(D) is at the time of application a member of the bar in good standing in every jurisdiction to which the applicant has been admitted to practice, or has resigned in good standing without any pending or later disciplinary actions;

(E) faces no current or pending discipline in any jurisdiction and has fully disclosed, for the consideration of the Board, any past discipline imposed upon the applicant in any jurisdiction;

(F) possesses the good character and fitness required of all applicants for admission in this State and has not had admission to any bar denied on character and fitness grounds;

(G) achieved ~~submits~~ a passing score on the Multistate Professional Responsibility Examination in another jurisdiction in which the applicant has received a license to practice law;

(H) has not failed the Hawai'i State bar examination without subsequent success;

(I) avers he or she has read the Hawai'i Rules of Professional Conduct and Rule 2 of these Rules, and acknowledges the jurisdiction of the Hawai'i disciplinary authorities over the applicant's professional conduct; and

(J) demonstrates that he or she currently resides in this jurisdiction as a spouse of, and due to the active duty assignment of, the USUS member.
