

SUPREME COURT OF LOUISIANA

ORDER

Acting in accordance with Article V, Sections 1 and 5 of the 1974 Louisiana Constitution, and the inherent power of this Court, and considering the recommendations of the Mandatory Continuing Legal Education Committee for changes to the Rules for Continuing Legal Education to allow continuing legal education credit for certain technological transmissions,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

Part I. Louisiana Supreme Court Rule XXX, Rule 3(d) be and is hereby repealed and reenacted to read as follows:

- (d) Self-study credits shall be offered as an approved substitute to in-person attendance at CLE activities. Credit for self-study shall consist of participation in technological transmissions, including live or prerecorded audio and/or audiovisual presentations and activities or other appropriate technology as approved by the MCLE Committee. Credit for attendance at such self-study courses shall be limited to four (4) hours annually.

Part II. Louisiana Supreme Court Rule XXX, Rule 3(e) be and is hereby enacted to read as follows:

- (e) Except for CLE activities for which attendance cards are completed and forwarded by sponsors in accordance with Regulation 5.2.2 through 5.3.1, all Members shall submit to the Committee records pertaining to their compliance no later than

January 31 of the following calendar year, pursuant to the conditions set forth in these Rules and Regulations.

Part III. Louisiana Supreme Court Rule XXX, Regulation 3.2(a) shall be enacted to read as follows:

* * *

Regulation 3.2(a). For self-study credit as defined in Rule 3(d), the assignment of credit hours for such activities will include consideration of estimates of average completion time, volume of material, opportunities for interaction, duration of program and other factors as deemed appropriate by the Committee.

Part IV. Louisiana Supreme Court Rule XXX, Regulation 3.13 be and is hereby amended to read as follows:

Regulation 3.13. Activities providing self-study credit hours through participation in technological transmissions must be pre-approved by the MCLE Committee for self-study credits.

Part V. Louisiana Supreme Court Rule XXX, Regulation 4.1(f) be and is hereby amended to read as follows:

- (f) The activity must be conducted in a physical setting conducive to learning at a time and place free of interruptions, or by technological transmission in self-study, as defined in Rule 3(d).

Part VI. Louisiana Supreme Court Rule XXX, Regulation 4.1(g) be and is hereby amended to read as follows:

- (g) Approval may be given for activities in which electronically recorded or reproduced material is used. Time spent viewing videotapes as part of a CLE activity approved for conventional continuing legal education credit by the MCLE Committee counts as conventional continuing legal education and is not subject to the self-study limitation.

Part VII. Louisiana Supreme Court Rule XXX, Regulation 4.1(k) be and is hereby amended to read as follows:

- (k) No examination or testing shall be required at any CLE activity unless for the purpose of attendance verification at technologically transmitted self-study courses.

Part VIII. Louisiana Supreme Court Rule XXX, Regulation 4.3 be and is hereby amended to read as follows:

Regulation 4.3. Approved activities may be advertised in informational brochures, program materials and advertisement via the web, as provided by the Sponsors.

Part IX. Louisiana Supreme Court Rule XXX, Regulation 4.5(b) shall be amended to read as follows:

Regulation 4.5. A CLE activity may be accredited on an individual program basis upon written application by an approved sponsor. An application for such CLE activity approval shall:

* * *

- (b) Be submitted on a form provided by the Committee or transferred electronically via a format approved by the Committee.

Part X. Louisiana Supreme Court Rule XXX, Regulation 4.5.1 be and is hereby amended to read as follows:

Regulation 4.5.1. A member may request approval of an out-of-state CLE activity if the Sponsor does not apply for approval. That activity may qualify as self-study.

Part XI. Louisiana Supreme Court Rule XXX, Regulation 5.2.5 be and is hereby enacted to read as follows:

Regulation 5.2.5. All hours earned through participation in technological transmissions must be reported to the sponsor/provider on an MCLE attendance card no more than fourteen (14) days after the self-study course is provided to the Member. The sponsor/provider must submit the completed card directly to the Committee within fourteen (14) days of receipt of the card. Facsimile or other electronic transmissions are acceptable for reporting and submission purposes.

These rule changes shall become effective upon signing and shall remain in full force and effect thereafter until amended or changed through future orders of this Court.

New Orleans, Louisiana, this _____ day of June, 2003.

FOR THE COURT:

Pascal F. Calogero, Jr., Chief Justice