

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**FILED**

03/26/2020

Clerk of the  
Appellate Courts

**IN RE: AMENDMENT OF RULE 7, RULES OF THE TENNESSEE  
SUPREME COURT**

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**No. ADM2020-00479**

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**ORDER**

The Tennessee Board of Law Examiners has filed a petition to amend Tennessee Supreme Court Rule 7, which governs the admission and licensing of attorneys in this State. The proposed amendments relate to the applicable standard for character and fitness in section 6.01, conditional admission in section 10.05, and various technical changes and corrections.

The Court hereby solicits comments from judges, lawyers, bar associations, members of the public, and any other interested parties with respect to the attached proposed amendments to Tennessee Supreme Court Rule 7. The deadline for submitting written comments is April 22, 2020. Comments should reference the above docket number and should be e-mailed to [appellatecourtclerk@tncourts.gov](mailto:appellatecourtclerk@tncourts.gov) or mailed to: James M. Hivner, Clerk, Tennessee Appellate Courts, 100 Supreme Court Building, 401 7th Avenue North, Nashville, TN 37219-1407.

The Clerk shall provide a copy of this order, including the appendix, to LexisNexis and to Thomson Reuters. In addition, this order, including the appendix, shall be posted on the Tennessee Supreme Court's website.

PER CURIAM

*APPENDIX*

**PROPOSED AMENDMENTS TO  
TENNESSEE SUPREME COURT RULE 7**

**[Document 1: Proposed Final Rule showing  
new text underlined and deleted text stricken]**

**[Document 2: Proposed Final Rule]**

1 **Rule Changes – Technical Changes and Conditional Admission recommendations**

2  
3 **Section 1.03. Criteria for Issuance of the Certificate of Eligibility.**

4 The Board shall issue a Certificate of Eligibility under section 9.01 of this Rule only after determining that the applicant:

- 5 (a) is at least eighteen years old;
- 6 (b) has satisfied the educational requirements for admission specified by this Rule;
- 7 (c) has ~~passed the examination or examinations required by this Rule~~achieved the minimum score on the Uniform Bar  
8 Examination required in Tennessee for admission under section 3.01 or section 3.05, or is eligible for admission without  
9 examination in Tennessee as hereinafter provided in ~~section 3.05~~, section 5.01, or section 10.06;
- 10 (d) has achieved a passing score on the Multistate Professional Responsibility Examination as provided in section  
11 4.07(d);
- 12 (e) has demonstrated the reputation ~~and~~ character, honesty, respect for the rights of others, due respect for the law, and  
13 the fitness to practice law, that in the opinion of the Board indicates no reasonable basis for substantial doubts that the  
14 applicant will adhere to the standards of conduct required of attorneys in this State;
- 15 (f) has certified that he or she has read and is familiar with the Tennessee Rules of Professional Conduct;
- 16 (g) has completed the Tennessee Law Course as provided in section 1.07;
- 17 (h) has paid all fees for licensing and admission to this Board, the Clerk of the Supreme Court, and the Board of  
18 Professional Responsibility; and
- 19 (i) has evidenced a commitment to serve the administration of justice in this State.

20  
21 **Sec. 3.01. Application for Admission by Examination.**

22 (a) Any applicant submitting an application for admission by examination shall provide evidence in the form and  
23 following the process established by the Board that the applicant:

- 24 (1) meets the educational requirements imposed under sections 2.01 and 2.02 of this Rule;
- 25 (2) ~~possesses-meets the character-Character and fitness-Fitness Standard under section 6.01 required of all applicants~~  
26 for admission to practice law in this jurisdiction ...

27  
28 **Sec. 3.04. Expiration of Application for Admission on Exam Score.**

29 (a) An application for admission by examination, re-examination, or transferred UBE score expires and closes upon the  
30 earlier of:

- 31 (1) admission and issuance of a license;
- 32 (2) withdrawal of the application by the applicant;
- 33 (3) denial of a license under Section 9.05;
- 34 (4) thirty days after the entry of the final order denying the application in whole or in part on the failure of the  
35 applicant to ~~demonstrate good moral character, due respect for the law, or meet the Character and fitness-Fitness~~  
36 Standard required of attorneys admitted to practice law, absent a petition under section 14.01 and then upon resolution  
37 of the petition by the Supreme Court ...

38  
39 **Sec. 3.05. Admission by Transferred Uniform Bar Examination Score.**

40 (a) Any applicant for admission who has taken the UBE in another jurisdiction may be admitted to the practice of law in  
41 this state by transferred UBE score, upon showing that the applicant:

42 (1) has taken the entire UBE in a single administration in another jurisdiction and earned a total UBE scaled score  
43 equal to or greater than the score required to be achieved by Tennessee examination applicants and that such score has  
44 not expired as provided in section 4.07(c);

45 (2) has requested transfer of the score from the jurisdiction where the score was achieved or from the National  
46 Conference of Bar Examiners directly to the Tennessee Board of Law Examiners;

47 (3) meets the educational requirements pursuant to sections 2.01 and 2.02;

48 (4) is a member in good standing in all jurisdictions in which applicant is currently admitted;

49 (5) is not currently subject to lawyer discipline or the subject of a pending disciplinary matter in any other  
50 jurisdiction;

51 (6) meets the Character and Fitness Standard under section 6.01 required of all applicants for admission ~~possesses the~~  
52 ~~character and fitness~~ to practice law in this jurisdiction ...

53  
54 **Section 3.07. ~~Additional Information.~~ [Reserved.]**

55 ~~The Board or any individual member may request any applicant to furnish additional information:~~

56 ~~To supplement or explain answers to any question on the application;~~

57 ~~As to the applicant's character;~~

58 ~~As to the educational qualifications of the applicant, including information with respect to schools attended by the~~  
59 ~~applicant;~~

60 ~~As to the experience of the applicant; and~~

61 ~~As to such other matters as may be considered germane to the provisions of this Rule.~~

62 ~~The Board or any individual member, as part of the character investigation of an applicant, may request an applicant to~~  
63 ~~submit to a drug test. Failure or refusal to submit to the drug test shall be sufficient cause for the Board to refuse such~~  
64 ~~applicant a license.~~

65 **Sec. 5.01. Minimum Requirements for Admission Without Examination of Persons Admitted in Other**  
66 **Jurisdictions.**

67 (a) **Requirements.** An applicant who meets the requirements of (1) through (7) of this paragraph may be admitted to the  
68 practice of law in this jurisdiction without examination (comity). The applicant shall:

69 (1) meet the educational requirements imposed under sections 2.01 and 2.02 of this Rule;

70 (2) have been admitted by bar examination to practice law in one or more states or territories of the United States, or  
71 the District of Columbia;

72 (3) have been primarily engaged in the active practice of law, as defined below, in one or more states or territories of  
73 the United States, or the District of Columbia, for five of the seven years immediately preceding the date upon which  
74 the application is filed;

75 (4) establish that the applicant is currently a member in good standing in all jurisdictions where admitted;

76 (5) establish that the applicant is not currently subject to lawyer discipline or the subject of a pending disciplinary  
77 matter in any other jurisdiction;

78 (6) establish that the applicant meets the Character and Fitness Standard under section 6.01 required of all applicants  
79 for admission ~~possesses the character and fitness~~ to practice law in this jurisdiction

80  
81 **Sec. 5.03. Expiration of Application for Admission Without Examination.**

82 (a) An application for admission without examination (comity) expires and closes upon the earlier of:

- 83 (1) admission and issuance of a license;
- 84 (2) withdrawal of the application by the applicant;
- 85 (3) denial of a license under Section 9.05;
- 86 (4) thirty days after the entry of an order denying the application in whole or in part for failure of the applicant to
- 87 ~~demonstrate good moral character, due respect for the law, or meet the Character and fitness-Fitness Standard~~
- 88 ~~required of attorneys admitted~~ to practice law, absent a petition under Section 14.01 and then upon resolution of
- 89 the petition by the Supreme Court;
- 90 (5) thirty days after the entry of the final order denying the application for admission without examination (comity)
- 91 for failure to meet eligibility requirements absent a petition under Section 14.01 and then upon resolution of the
- 92 petition by the Supreme Court; or
- 93 (6) six months after the last communication from the Board, ~~whether sent by mail or electronically, after completion~~
- 94 ~~of the background investigation,~~ which remains unanswered by the applicant.

95 ...

96 **Sec. 5.04. Obligation to Amend.**

97 Until an applicant is admitted to the Tennessee bar, or the application is denied by the Board or voluntarily withdrawn, the

98 applicant is under a continuing obligation to update responses to any of the information requested in the application

99 process. Whenever there is an addition or a change to the information previously provided to the Board, the applicant

100 must amend his or her application by filing an amendment or supplemental application as prescribed by the Board. An

101 applicant whose application has been on file for two years or more and that has not expired as provided in section 5.03,

102 must submit an application for supplemental investigation to the NCBE every two years until such time as the Applicant is

103 admitted, has been denied admission, or has withdrawn the application for admission.

104 **Section 6.01. Applicable Character and Fitness Standard.**

105 (a) An applicant shall not be admitted if the Board finds reasonable doubt as to that applicant's reputation, character,

106 honesty, respect for the rights of others, fitness to practice law, and adherence to and obedience to the Constitution and

107 laws of Tennessee and the United States, and concludes that such applicant is not likely to adhere to the duties and

108 standards of conduct imposed on attorneys in this State. Any conduct which would constitute grounds for discipline if

109 engaged in by an attorney in this State shall be considered by the Board in making its evaluation of the character of an

110 applicant.

111 (b) The Board may adopt statements of policy to implement the application of the foregoing standard.

112 **Sec. 6.02. Investigatory Committees.**

113 (a) In order to assist the Board in conducting character investigations of applicants, the Supreme Court shall appoint one

114 or more investigating committees within each disciplinary district established under Rule 9. Each committee shall consist

115 of a sufficient number of members so that each member has a reasonable number of interviews each year. The Board will

116 adopt a policy establishing the reasonable number of interviews per member as well as the number of members for each

117 committee. Attorneys who teach in any capacity in any of the State's ABA accredited or state-approved law schools are

118 ineligible to serve as members of the Investigatory Committees. The Board may recommend to the Court the creation of

119 additional committees or the increase in membership of any committee.

120 (b) The members of each investigating committee shall be appointed from time to time by the Supreme Court and shall

121 serve at the pleasure of the Court for terms of up to five years, except as provided in paragraph (c), below. Members may

122 be reappointed to serve a second five-year term. Members of an investigating committee may be recommended by the

123 President or Board of Directors of the local bar association or associations in the district, the President or Board of

124 Governors of the Tennessee Bar Association, members of the Board, or members of the investigatory committee in the  
125 district in which the vacancy exists.

126 (c) The Supreme Court shall select each committee chair. The chair shall be responsible for the administration of the  
127 work of the committee. Committee chairs may serve up to three consecutive five-year terms.

#### 128 **Section 6.04. Duty of Candor and Failure or Refusal to Furnish Information.**

129 (a) Each applicant for admission to the bar has a duty to be candid and to make full, careful and accurate responses and  
130 disclosures in all phases of the application and admission process. Each applicant must respond fully to all inquiries. It is  
131 not proper-acceptable for an applicant to give either an incomplete or misleading description of past events reflecting on  
132 the applicant's qualifications for admission to the bar.

133 (b) The Board or any individual member may request any applicant to furnish additional information:

134 (1) To supplement or explain answers to any question on the application;

135 (2) As to the applicant's character or fitness to practice law;

136 (3) As to the educational qualifications of the applicant, including information with respect to schools attended by the  
137 applicant;

138 (4) As to the experience of the applicant; and

139 (5) As to such other matters as may be considered germane to the provisions of this Rule.

140 (c) The failure or refusal by any applicant to answer fully any question on the application or to furnish information or  
141 submit to examination as required by the application or pursuant to the provisions of this Rule shall be sufficient cause for  
142 the Board to refuse to allow such applicant to take the examination or to be admitted.

143 (a)(d) The Board or any individual member, as part of the character investigation of an applicant, may request an  
144 applicant to submit to a drug or alcohol screening test or be referred to the Tennessee Lawyers Assistance Program  
145 (TLAP) for evaluation under Tennessee Supreme Court Rule 33.05(E)(5). Failure or refusal to submit to the drug or  
146 alcohol screening test or comply with TLAP recommendations for evaluation under Rule 33.05 shall be sufficient  
147 cause for the Board to deny such applicant a license.

#### 148 **Sec. 6.06. Certificate of ~~Good Moral~~ Character and Fitness.**

149  
150 (a) Recommendation of Character from Law School. ~~Before permission is granted to take the bar examination~~  
151 ~~or an applicant by transferred UBE score is approved for admission, an~~ An applicant seeking admission to  
152 practice law in Tennessee under sections 3.01 or 3.05 must: (1) execute an appropriate release form permitting  
153 school officials from each law school applicant attended to furnish information to the Board relevant to the  
154 character and fitness of the applicant; and

155 (2) cause to be submitted to the Board a certificate from the dean or supervising authority of the law school  
156 from which the applicant graduated and from each law school applicant attended indicating that to the best of its  
157 knowledge and belief the ~~candidate-applicant~~ has demonstrated such reputation, character, honesty, respect for  
158 the rights of others, due respect for the law, and fitness to practice law ~~reputation and character in the opinion of~~  
159 ~~the law school sufficient to that~~ indicates no reasonable basis for substantial doubt that the applicant would  
160 adhere to the standards of conduct required of attorneys in this State and that the law school has provided full  
161 and complete information requested by the Board regarding the character and fitness of the applicant.

162  
163 (b) Applicants Licensed in Another Jurisdiction.

164 (1) If an applicant seeking admission to the bar has been previously admitted to another jurisdiction, a certificate of  
165 good standing from the highest court of each jurisdiction to which applicant has been admitted must accompany the  
166 application to the Board.

~~(1)(2)~~ Without waiving the requirement of proof of good ~~moral~~ character and fitness to practice law as provided in paragraph (a), above, the Board, in its discretion and for exceptional circumstances shown by the applicant, may waive the requirement of a certificate of good standing from the highest court of each jurisdiction to which applicant has been admitted. The Board shall not waive the requirement for a certificate of good standing for the highest court of each jurisdiction to which an applicant has been admitted for an applicant under section 10.01.

**Sec. 9.07. Denial of License.**

If the decision of the Board to deny an application is based, in whole or in part, on the failure of the applicant to demonstrate ~~compliance with the good moral character, due respect for the law, or fitness to practice law~~ Character and Fitness Standard in section 6.01, the applicant may not reapply for admission within a period of three years after the issuance of the order denying the application..

**Sec. 10.03. Law Student Practice.**

(a) **Purpose.** The purpose of this section is educational; consequently, its focus is on providing opportunities, whether credit-bearing or not, for students to further their legal training through properly supervised legal practice. Interpretation of this section should be in accordance with its educational goals.

(b) **Definitions.** Throughout this section:

(1) the term “approved law school” refers to any law school ~~in the state of Tennessee~~ that has been accredited by the ABA or any law school in the state of Tennessee approved under section 17.01 of this Rule;

**Section 10.05. Conditional Admission.**

(a) **Definition.** An applicant whose previous conduct or behavior would or might result in a denial of admission may be ~~conditionally~~ admitted to the practice of law ~~upon a showing of sufficient rehabilitation and/or mitigating circumstances on~~ a conditional basis (“Conditional Admission”) in accordance with this Rule. The Board shall recommend relevant conditions in a confidential order (the “Conditional Admission Order”) relative to the conduct or the cause of such conduct with which the applicant must comply during the period of conditional admission. The Board may order Conditional Admission to permit an applicant to practice law while the applicant’s continued participation in an ongoing course of treatment, remediation, or other monitoring for previous misconduct or evidence of unfitness is monitored to protect the public.

(b) Requirements for Issuance of Conditional Admission Order.

(1) The Board may issue a Show Cause Order pursuant to section 13.01 in order to establish whether Conditional Admission is appropriate for an applicant who has engaged in conduct or otherwise demonstrated to the Board that the applicant may not presently meet the applicable Character and Fitness Standard under section 6.01.

(2) The Board may consent to entry of an Agreed Conditional Admission Order for an applicant based on the applicant’s record and the recommendation of qualified professionals, when appropriate, and the determination that the applicant currently satisfies all requirements for admission and the applicable Character and Fitness Standard under section 6.01 while engaged in a sustained and effective course of treatment, remediation, or monitoring. The Agreed Conditional Admission Order shall include the terms and conditions with which the applicant must comply and must be signed by the applicant and the Executive Director on behalf of the Board.

(3) A Show Cause Order issued under paragraph (c)(1) may be resolved without hearing under paragraph (c)(2), above, upon the filing of a response that demonstrates the applicant satisfies the applicable character and fitness standards and meets the requirements of a sustained and effective course of treatment, remediation or monitoring.

(a)(c) **Conditions.** The Board ~~may recommend that an applicant’s admission be in its discretion may~~ conditioned on thean applicant’s admission by requiring complying compliance with conditions that are designed to detect behavior that could render the applicant unfit to practice law and to protect the clients and the public, ~~such as submitting to alcohol,~~

210 ~~drug, or mental health treatment; medical, psychological, or psychiatric care; participation in group therapy or support;~~  
211 ~~random chemical screening; office practice or debt management counseling; and monitoring, supervision, mentoring or~~  
212 ~~other conditions deemed appropriate by the Board.~~ The conditions shall be tailored to detect and deter recurrence of the  
213 conduct, conditions or behavior which could render an applicant unfit to practice law or pose a risk to clients or the public,  
214 and to encourage continued abstinence, treatment, remediation, counseling, or other support. The conditions should be  
215 established on the basis of clinical or other appropriate evaluations, take into consideration the recommendations of  
216 qualified professionals, when appropriate, and protect the privacy interests of the conditionally admitted lawyer to  
217 professional treatment records to the extent possible. The terms shall be set forth in a ~~confidential order (the “Conditional~~  
218 ~~Admission Order”)~~. The Conditional Admission Order shall be made a part of the conditionally admitted lawyer’s  
219 application file and shall remain confidential, except as provided in this and any other applicable rules. Upon entry of the  
220 Conditional Admission Order and completion of all eligibility requirements, ~~The-the~~ Board shall issue the Temporary  
221 Certificate of Eligibility for Admission pursuant to section 9.01 of this Rule, ~~upon completion of the registration process~~  
222 ~~after issuance of the Conditional Admission Order.~~ The Board shall have no further authority once a conditionally  
223 admitted lawyer is admitted to practice law in Tennessee.

224 ~~(b)(d)~~ (d) **Notification to the Board of Professional Responsibility.** Immediately upon issuance of a Conditional  
225 Admission Order, the Board shall transmit a copy of the order to the Board of Professional Responsibility. If the Board of  
226 Professional Responsibility or any other jurisdiction’s disciplinary authority receives a complaint alleging unprofessional  
227 conduct by the conditionally admitted lawyer, or if the Monitoring Authority designated pursuant to paragraph ~~(d)~~  
228 notifies the Board of Professional Responsibility of substantial noncompliance with the Conditional Admission Order, the  
229 Board of Professional Responsibility shall request a copy of relevant portions of the lawyer’s bar application file, and the  
230 Board shall promptly provide the requested materials to the Board of Professional Responsibility.

231 ~~(e)(e)~~ (e) **Length of Conditional Admission.** The conditional admission period shall be set in the Conditional Admission  
232 Order, but shall not exceed sixty months, unless notification of substantial noncompliance with the Conditional Admission  
233 Order has been received by the Board of Professional Responsibility or a complaint of unprofessional conduct has been  
234 made against the conditionally admitted lawyer with the Board of Professional Responsibility or any other lawyer  
235 disciplinary authority.

236 ~~(d)(f)~~ (f) **Compliance with Conditional Admission Order.** During the conditional admission period, the Monitoring  
237 Authority shall be the Tennessee Lawyer Assistance Program, unless a different monitoring authority, such as a practice  
238 monitor, is assigned in the Conditional Admission Order, with the consent of the Board of Professional Responsibility.  
239 The Monitoring Authority shall take such action as is necessary to monitor compliance with the terms of the Conditional  
240 Admission Order, including, but not limited to, requiring that the conditionally admitted lawyer submit written  
241 verification of compliance with the conditions, appear before the Monitoring Authority, and provide information  
242 requested by the Monitoring Authority.

243 ~~(e)(g)~~ (g) **Costs of Conditional Admission.** The applicant shall be responsible for any direct costs of investigation,  
244 evaluation, testing and monitoring. Other costs shall be borne in accord with this Rule or any other applicable Tennessee  
245 Supreme Court Rule.

246 ~~(f)(h)~~ (h) **Failure to Fulfill the Terms of Conditional Admission.** Failure of a conditionally admitted lawyer to fulfill the  
247 terms of a Conditional Admission Order may result in a modification of the Conditional Admission Order, which may  
248 include extension of the period of conditional admission, suspension or revocation of the Conditional Admission Order, or  
249 such other action as may be appropriate under Tenn. Sup. Ct. R. 9, including temporary suspension pursuant to Tenn. Sup.  
250 Ct. R. 9, § 12.3. The Monitoring Authority shall promptly notify the Board of Professional Responsibility whenever it  
251 determines that the conditionally admitted lawyer is in substantial noncompliance with the terms of the Conditional  
252 Admission Order. Notification of such noncompliance by the Monitoring Authority shall automatically extend the  
253 conditional admission until disposition of the matter by the Board of Professional Responsibility and any resulting  
254 appeals.



255 ~~(g)~~(i) **Violation of Conditional Admission Order.** The Board of Professional Responsibility shall initiate proceedings  
256 to determine whether the conditional admission should be revoked, extended or modified by filing a petition to review  
257 conditional admission. Consideration and disposition of any such petition shall follow the procedure for formal  
258 proceedings as set forth in Tenn. Sup. Ct. R. 9; however, the only issue to be determined is whether the conditional  
259 admission should be revoked, extended or modified. Any decision to extend or modify the Conditional Admission Order  
260 must be made in consultation with the Monitoring Authority. If the conditionally admitted attorney was temporarily  
261 suspended due to substantial noncompliance with a monitoring agreement, any disposition of the petition to review  
262 conditional admission may include dissolution of the temporary suspension.

263 ~~(h)~~(j) **Expiration of Conditional Admission Order.** Unless the Conditional Admission Order is revoked or extended  
264 as provided herein, upon completion of the period of conditional admission, the conditions imposed by the Conditional  
265 Admission Order shall expire. The Monitoring Authority shall notify the Board of Professional Responsibility of such  
266 expiration.

267 ~~(i)~~(k) **Confidentiality.** Except as otherwise provided herein, and unless the Supreme Court orders otherwise, the fact  
268 that an individual is conditionally admitted and the terms of the Conditional Admission Order shall be confidential  
269 provided that the applicant shall disclose the entry of any Conditional Admission Order to the admissions authority in any  
270 jurisdiction where the applicant applies for admission to practice law. In addition to ensuring that the relevant records of  
271 the Board, the Board of Professional Responsibility and the Tennessee Lawyer Assistance Program are confidential, the  
272 Board shall use reasonable efforts to structure the terms and conditions of the conditional admission so that the  
273 conditional admission does not pose a significant risk to confidentiality. These provisions for confidentiality shall not  
274 prohibit or restrict the ability of the applicant to disclose to third parties that the applicant has been conditionally admitted  
275 under this Rule, nor prohibit requiring third-party verification of compliance with the terms of the Conditional Admission  
276 Order by admission authorities in jurisdictions to which the conditionally admitted lawyer may subsequently apply.

277 ~~(j)~~(l) **Education.** The Board shall make information about its conditional admission process publicly available and  
278 shall reasonably cooperate with the Tennessee Lawyer Assistance Program in its efforts to educate law students, law  
279 school administrators and applicants for bar admission regarding the nature and extent of chemical abuse, dependency,  
280 and mental health concerns that affect law students and lawyers.

281 ~~(m)~~ **Disciplinary Complaints.** The provisions of this section shall not affect the authority of the Board of Professional  
282 Responsibility, pursuant to Tenn. Sup. Ct. R. 9, to investigate a complaint filed against a conditionally admitted lawyer by  
283 a person or entity other than the Monitoring Authority, to recommend a disposition of such complaint or to initiate a  
284 formal disciplinary proceeding as to such complaint, pursuant to Tenn. Sup. Ct. R. 9, § 15.

### 285 **Explanatory Comments.**

286 1) Some examples of when Conditional Admission may be used to show that applicant satisfies the Character and  
287 Fitness Standard under section 6.01, except that the applicant is engaged in a sustained and effective course  
288 of treatment, remediation, or other monitoring, include but are not limited to:

289 (A) Substance abuse, misuse or dependence;

290 (B) A diagnosed mental or physical impairment that, should it recur, would likely impair the applicant's ability to  
291 practice law or would pose a threat to the public; or

292 (C) Neglect of financial affairs, disregard or neglect of personal or professional obligations, or demonstration of  
293 unprofessional conduct such as failure to comply with deadlines and time constraints, or failure to conduct oneself  
294 diligently and reliably, that would otherwise render the applicant unfit for admission to the bar.

295 (2) Examples of types of conditions that may be required, in the discretion of the Board, for Conditional Admission  
296 include, but are not limited to:

- 297 (A) alcohol, drug, or mental health treatment;  
298 (B) medical, psychological, or psychiatric care;  
299 (C) participation in group therapy or support;  
300 (D) random chemical screening;  
301 (E) office practice or debt management counseling;  
302 (F) monitoring, supervision, mentoring; and/or  
303 (G) other conditions deemed appropriate by the Board.  
304

305 **Sec. 10.06. Temporary License of Spouse of a Military Servicemember.**

306 (a) **Qualifications.** An applicant who meets the requirements listed in (1) through (11), below may be temporarily  
307 licensed and admitted to the practice of law in Tennessee, upon approval of the Board. Applicant:

- 308 (1) is the spouse of an active duty servicemember of the United States Uniformed Services as defined by the  
309 Department of Defense and that servicemember is on military orders stationed in the State of Tennessee or Fort  
310 Campbell, Kentucky;
- 311 (2) has been licensed and admitted by examination to practice law before the court of last resort in at least one other  
312 jurisdiction of the United States;
- 313 (3) meets the educational requirements of sections 2.01 and 2.02 of this Rule;
- 314 (4) has achieved a passing score on the Multistate Professional Responsibility Examination (“MPRE”) as it is  
315 established in Tennessee at the time of application;
- 316 (5) is currently an active member in good standing in every jurisdiction to which the applicant has been admitted to  
317 practice, or has resigned or been administratively revoked while in good standing from every such jurisdiction without  
318 any pending disciplinary actions;
- 319 (6) is not currently subject to lawyer discipline in any other jurisdiction;
- 320 (7) ~~possesses the moral-meets the character~~ Character and ~~fitness-Fitness Standard under section 6.01~~ required of all  
321 applicants for admission and licensing in Tennessee;
- 322 ...

323 **Sec. 10.07. Practice Pending Admission by Applicant Licensed in Another Jurisdiction.**

324

325 (c) **Termination of Right of Practice Pending Admission.** The right to practice pending admission under this section  
326 terminates if the lawyer withdraws the application for admission or if such application is denied; if the lawyer becomes  
327 disbarred, suspended, or takes disability inactive status in any other jurisdiction in which the lawyer is licensed to practice  
328 law; if a complaint is filed with the Board of Professional Responsibility or with the Attorney General’s Office in  
329 Tennessee against the lawyer, if the lawyer fails to register for admission pro hac vice when required, or if the lawyer fails  
330 to timely provide the written notice required by section 10.07(a)(4). Upon termination of the right of practice, the lawyer  
331 shall not undertake any new representation that would require the lawyer to be admitted to practice law in this jurisdiction  
332 and, within ten days ...

333

334 **Sec. 15.01. Surrender of Law License.**

335 (a) An attorney licensed to practice in Tennessee may petition the Supreme Court to accept the surrender of his or her  
336 license to practice law.

337 (b) The petition shall be filed in the office of the Clerk of the Supreme Court in Nashville. The petitioner shall  
338 contemporaneously serve copies of the petition upon the Chief Disciplinary Counsel of the Board of Professional  
339 Responsibility, ~~the Executive Director,~~ and the Executive Director of the Commission on Continuing Legal Education and  
340 Specialization.

**Rule Changes – Technical Changes and Conditional Admission recommendations**

**Section 1.03. Criteria for Issuance of the Certificate of Eligibility.**

The Board shall issue a Certificate of Eligibility under section 9.01 of this Rule only after determining that the applicant:

- (a) is at least eighteen years old;
- (b) has satisfied the educational requirements for admission specified by this Rule;
- (c) has achieved the minimum score on the Uniform Bar Examination required in Tennessee for admission under section 3.01 or section 3.05, or is eligible for admission without examination in Tennessee as hereinafter provided in section 5.01, or section 10.06;
- (d) has achieved a passing score on the Multistate Professional Responsibility Examination as provided in section 4.07(d);
- (e) has demonstrated the reputation, character, honesty, respect for the rights of others, due respect for the law, and the fitness to practice law, that in the opinion of the Board indicates no reasonable basis for substantial doubts that the applicant will adhere to the standards of conduct required of attorneys in this State;
- (f) has certified that he or she has read and is familiar with the Tennessee Rules of Professional Conduct;
- (g) has completed the Tennessee Law Course as provided in section 1.07;
- (h) has paid all fees for licensing and admission to this Board, the Clerk of the Supreme Court, and the Board of Professional Responsibility; and
- (i) has evidenced a commitment to serve the administration of justice in this State.

**Sec. 3.01. Application for Admission by Examination.**

(a) Any applicant submitting an application for admission by examination shall provide evidence in the form and following the process established by the Board that the applicant:

- (1) meets the educational requirements imposed under sections 2.01 and 2.02 of this Rule;
- (2) meets the Character and Fitness Standard under section 6.01 required of all applicants for admission to practice law in this jurisdiction ...

**Sec. 3.04. Expiration of Application for Admission on Exam Score.**

(a) An application for admission by examination, re-examination, or transferred UBE score expires and closes upon the earlier of:

- (1) admission and issuance of a license;
- (2) withdrawal of the application by the applicant;
- (3) denial of a license under Section 9.05;
- (4) thirty days after the entry of the final order denying the application in whole or in part on the failure of the applicant to meet the Character and Fitness Standard required of attorneys admitted to practice law, absent a petition under section 14.01 and then upon resolution of the petition by the Supreme Court ...

38 **Sec. 3.05. Admission by Transferred Uniform Bar Examination Score.**

39 (a) Any applicant for admission who has taken the UBE in another jurisdiction may be admitted to the practice of law in  
40 this state by transferred UBE score, upon showing that the applicant:

- 41 (1) has taken the entire UBE in a single administration in another jurisdiction and earned a total UBE scaled score  
42 equal to or greater than the score required to be achieved by Tennessee examination applicants and that such score has  
43 not expired as provided in section 4.07(c);
- 44 (2) has requested transfer of the score from the jurisdiction where the score was achieved or from the National  
45 Conference of Bar Examiners directly to the Tennessee Board of Law Examiners;
- 46 (3) meets the educational requirements pursuant to sections 2.01 and 2.02;
- 47 (4) is a member in good standing in all jurisdictions in which applicant is currently admitted;
- 48 (5) is not currently subject to lawyer discipline or the subject of a pending disciplinary matter in any other  
49 jurisdiction;
- 50 (6) meets the Character and Fitness Standard under section 6.01 required of all applicants for admission to practice  
51 law in this jurisdiction ...

52  
53 **Section 3.07. [Reserved.]**

54 **Sec. 5.01. Minimum Requirements for Admission Without Examination of Persons Admitted in Other**  
55 **Jurisdictions.**

56 (a) **Requirements.** An applicant who meets the requirements of (1) through (7) of this paragraph may be admitted to the  
57 practice of law in this jurisdiction without examination (comity). The applicant shall:

- 58 (1) meet the educational requirements imposed under sections 2.01 and 2.02 of this Rule;
- 59 (2) have been admitted by bar examination to practice law in one or more states or territories of the United States, or  
60 the District of Columbia;
- 61 (3) have been primarily engaged in the active practice of law, as defined below, in one or more states or territories of  
62 the United States, or the District of Columbia, for five of the seven years immediately preceding the date upon which  
63 the application is filed;
- 64 (4) establish that the applicant is currently a member in good standing in all jurisdictions where admitted;
- 65 (5) establish that the applicant is not currently subject to lawyer discipline or the subject of a pending disciplinary  
66 matter in any other jurisdiction;
- 67 (6) establish that the applicant meets the Character and Fitness Standard under section 6.01 required of all applicants  
68 for admission to practice law in this jurisdiction

69  
70 **Sec. 5.03. Expiration of Application for Admission Without Examination.**

71 (a) An application for admission without examination (comity) expires and closes upon the earlier of:

- 72 (1) admission and issuance of a license;
- 73 (2) withdrawal of the application by the applicant;
- 74 (3) denial of a license under Section 9.05;
- 75 (4) thirty days after the entry of an order denying the application in whole or in part for failure of the applicant to  
76 meet the Character and Fitness Standard required of attorneys admitted to practice law, absent a petition under  
77 Section 14.01 and then upon resolution of the petition by the Supreme Court;

78 (5) thirty days after the entry of the final order denying the application for admission without examination (comity)  
79 for failure to meet eligibility requirements absent a petition under Section 14.01 and then upon resolution of the  
80 petition by the Supreme Court; or

81 (6) six months after the last communication from the Board, whether sent by mail or electronically, which remains  
82 unanswered by the applicant.

83 ...

#### 84 **Sec. 5.04. Obligation to Amend.**

85 Until an applicant is admitted to the Tennessee bar, or the application is denied by the Board or voluntarily withdrawn, the  
86 applicant is under a continuing obligation to update responses to any of the information requested in the application  
87 process. Whenever there is an addition or a change to the information previously provided to the Board, the applicant  
88 must amend his or her application by filing an amendment or supplemental application as prescribed by the Board. An  
89 applicant whose application has been on file for two years or more **and that has not expired as provided in section 5.03,**  
90 must submit an application for supplemental investigation to the NCBE every two years until such time as the Applicant is  
91 admitted, has been denied admission, or has withdrawn the application for admission.

#### 92 **Section 6.01. Character and Fitness Standard.**

93 (a) An applicant shall not be admitted if the Board finds reasonable doubt as to that applicant's reputation, character,  
94 honesty, respect for the rights of others, fitness to practice law, and adherence to and obedience to the Constitution and  
95 laws of Tennessee and the United States, and concludes that such applicant is not likely to adhere to the duties and  
96 standards of conduct imposed on attorneys in this State. Any conduct which would constitute grounds for discipline if  
97 engaged in by an attorney in this State shall be considered by the Board in making its evaluation of the character of an  
98 applicant.

99 (b) The Board may adopt statements of policy to implement the application of the foregoing standard.

#### 100 **Sec. 6.02. Investigatory Committees.**

101 (a) In order to assist the Board in conducting character investigations of applicants, the Supreme Court shall appoint one  
102 or more investigating committees within each disciplinary district established under Rule 9. Each committee shall consist  
103 of a sufficient number of members so that each member has a reasonable number of interviews each year. The Board will  
104 adopt a policy establishing the reasonable number of interviews per member as well as the number of members for each  
105 committee. Attorneys who teach in any capacity in any of the State's ABA accredited or state-approved law schools are  
106 ineligible to serve as members of the Investigatory Committees. The Board may recommend to the Court the creation of  
107 additional committees or the increase in membership of any committee.

108 (b) The members of each investigating committee shall be appointed from time to time by the Supreme Court and shall  
109 serve at the pleasure of the Court for terms of up to five years, except as provided in paragraph (c), below. Members may  
110 be reappointed to serve a second five-year term. Members of an investigating committee may be recommended by the  
111 President or Board of Directors of the local bar association or associations in the district, the President or Board of  
112 Governors of the Tennessee Bar Association, members of the Board, or members of the investigatory committee in the  
113 district in which the vacancy exists.

114 (c) The Supreme Court shall select each committee chair. The chair shall be responsible for the administration of the  
115 work of the committee. Committee chairs may serve up to three consecutive five-year terms.

117 **Section 6.04. Duty of Candor and Failure or Refusal to Furnish Information.**

118 (a) Each applicant for admission to the bar has a duty to be candid and to make full, careful and accurate responses and  
119 disclosures in all phases of the application and admission process. Each applicant must respond fully to all inquiries. It is  
120 not acceptable for an applicant to give either an incomplete or misleading description of past events reflecting on the  
121 applicant's qualifications for admission to the bar.

122 (b) The Board or any individual member may request any applicant to furnish additional information:

123 (1) To supplement or explain answers to any question on the application;

124 (2) As to the applicant's character **or fitness to practice law**;

125 (3) As to the educational qualifications of the applicant, including information with respect to schools attended by the  
126 applicant;

127 (4) As to the experience of the applicant; and

128 (5) As to such other matters as may be considered germane to the provisions of this Rule.

129 (c) The failure or refusal by any applicant to answer fully any question on the application or to furnish information or  
130 submit to examination as required by the application or pursuant to the provisions of this Rule shall be sufficient cause for  
131 the Board to refuse to allow such applicant to take the examination or to be admitted.

132 (d) The Board or any individual member, as part of the character investigation of an applicant, may request an applicant  
133 to submit to a drug **or alcohol screening test or be referred to the Tennessee Lawyers Assistance Program (TLAP)**  
134 **for evaluation under Tennessee Supreme Court Rule 33.05(E)(5)**. Failure or refusal to submit to the drug **or alcohol**  
135 **screening test or comply with TLAP recommendations for evaluation under Rule 33.05** shall be sufficient cause for  
136 the Board to deny such applicant a license.

137 **Sec. 6.06. Certificate of Character and Fitness.**

138  
139 (a) Recommendation of Character from Law School. An applicant seeking admission to practice law in  
140 Tennessee under sections 3.01 or 3.05 must:

141 (1) execute an appropriate release form permitting school officials from each law school applicant attended  
142 to furnish information to the Board relevant to the character and fitness of the applicant; and

143 (2) cause to be submitted to the Board a certificate from the dean or supervising authority of the law school  
144 from which the applicant graduated and from each law school applicant attended indicating that to the best  
145 of its knowledge and belief the applicant has demonstrated such reputation, character, honesty, respect for  
146 the rights of others, due respect for the law, and fitness to practice law sufficient to indicate no reasonable  
147 basis for substantial doubt that the applicant would adhere to the standards of conduct required of attorneys  
148 in this State and that the law school has provided full and complete information requested by the Board  
149 regarding the character and fitness of the applicant.

150 (b) Applicants Licensed in Another Jurisdiction.

151 (1) If an applicant seeking admission to the bar has been previously admitted to another jurisdiction, a certificate of  
152 good standing from the highest court of each jurisdiction to which applicant has been admitted must accompany the  
153 application to the Board.

154 (2) Without waiving the requirement of proof of good character and fitness to practice law as provided in paragraph  
155 (a), above, the Board, in its discretion and for exceptional circumstances shown by the applicant, may waive the  
156 requirement of a certificate of good standing from the highest court of each jurisdiction to which applicant has been

157 admitted. The Board shall not waive the requirement for a certificate of good standing for the highest court of each  
158 jurisdiction to which an applicant has been admitted for an applicant under section 10.01.

159 **Sec. 9.07. Denial of License.**

160  
161 If the decision of the Board to deny an application is based, in whole or in part, on the failure of the applicant to  
162 demonstrate compliance with the Character and Fitness Standard in section 6.01, the applicant may not reapply for  
163 admission within a period of three years after the issuance of the order denying the application..

164 **Sec. 10.03. Law Student Practice.**

165 (a) **Purpose.** The purpose of this section is educational; consequently, its focus is on providing opportunities, whether  
166 credit-bearing or not, for students to further their legal training through properly supervised legal practice. Interpretation  
167 of this section should be in accordance with its educational goals.

168 (b) **Definitions.** Throughout this section:

169 (1) the term “approved law school” refers to any law school that has been accredited by the ABA or any law school in  
170 the state of Tennessee approved under section 17.01 of this Rule ...

171 **Section 10.05. Conditional Admission.**

172 (a) **Definition.** An applicant whose previous conduct or behavior would or might result in a denial of admission may be  
173 admitted to the practice of law on a conditional basis (“Conditional Admission”) in accordance with this Rule. The Board  
174 shall recommend relevant conditions in a confidential order (the “Conditional Admission Order”) relative to the conduct  
175 or the cause of such conduct with which the applicant must comply during the period of conditional admission. The Board  
176 may order Conditional Admission to permit an applicant to practice law while the applicant’s continued participation in an  
177 ongoing course of treatment, remediation, or other monitoring for previous misconduct or evidence of unfitness is  
178 monitored to protect the public.

179 (b) **Requirements for Issuance of Conditional Admission Order.**

180 (1) The Board may issue a Show Cause Order pursuant to section 13.01 in order to establish whether Conditional  
181 Admission is appropriate for an applicant who has engaged in conduct or otherwise demonstrated to the Board that the  
182 applicant may not presently meet the applicable Character and Fitness Standard under section 6.01.

183 (2) The Board may consent to entry of an Agreed Conditional Admission Order for an applicant based on the  
184 applicant’s record and the recommendation of qualified professionals, when appropriate, and the determination that  
185 the applicant currently satisfies all requirements for admission and the applicable Character and Fitness Standard  
186 under section 6.01 while engaged in a sustained and effective course of treatment, remediation, or monitoring. The  
187 Agreed Conditional Admission Order shall include the terms and conditions with which the applicant must comply  
188 and must be signed by the applicant and the Executive Director on behalf of the Board.

189 (3) A Show Cause Order issued under paragraph (c)(1) may be resolved without hearing under paragraph (c)(2),  
190 above, upon the filing of a response that demonstrates the applicant satisfies the applicable character and fitness  
191 standards and meets the requirements of a sustained and effective course of treatment, remediation or monitoring.

192 (c) **Conditions.** The Board in its discretion may condition an applicant’s admission by requiring compliance with  
193 conditions that are designed to detect behavior that could render the applicant unfit to practice law and to protect the  
194 clients and the public. The conditions shall be tailored to detect and deter conduct, conditions or behavior which could  
195 render an applicant unfit to practice law or pose a risk to clients or the public, and to encourage continued abstinence,  
196 treatment, remediation, counseling, or other support. The conditions should be established on the basis of clinical or other  
197 appropriate evaluations, take into consideration the recommendations of qualified professionals, when appropriate, and

198 protect the privacy interests of the conditionally admitted lawyer to professional treatment records to the extent possible.  
199 The terms shall be set forth in a Conditional Admission Order. The Conditional Admission Order shall be made a part of  
200 the conditionally admitted lawyer's application file and shall remain confidential, except as provided in this and any other  
201 applicable rules. Upon entry of the Conditional Admission Order and completion of all eligibility requirements, the Board  
202 shall issue the Temporary Certificate of Eligibility for Admission pursuant to section 9.01 of this Rule. The Board shall  
203 have no further authority once a conditionally admitted lawyer is admitted to practice law in Tennessee.

204 (d) **Notification to the Board of Professional Responsibility.** Immediately upon issuance of a Conditional Admission  
205 Order, the Board shall transmit a copy of the order to the Board of Professional Responsibility. If the Board of  
206 Professional Responsibility or any other jurisdiction's disciplinary authority receives a complaint alleging unprofessional  
207 conduct by the conditionally admitted lawyer, or if the Monitoring Authority designated pursuant to paragraph (f) notifies  
208 the Board of Professional Responsibility of substantial noncompliance with the Conditional Admission Order, the Board  
209 of Professional Responsibility shall request a copy of relevant portions of the lawyer's bar application file, and the Board  
210 shall promptly provide the requested materials to the Board of Professional Responsibility.

211 (e) **Length of Conditional Admission.** The conditional admission period shall be set in the Conditional Admission  
212 Order, but shall not exceed sixty months, unless notification of substantial noncompliance with the Conditional Admission  
213 Order has been received by the Board of Professional Responsibility or a complaint of unprofessional conduct has been  
214 made against the conditionally admitted lawyer with the Board of Professional Responsibility or any other lawyer  
215 disciplinary authority.

216 (f) **Compliance with Conditional Admission Order.** During the conditional admission period, the Monitoring  
217 Authority shall be the Tennessee Lawyer Assistance Program, unless a different monitoring authority, such as a practice  
218 monitor, is assigned in the Conditional Admission Order, with the consent of the Board of Professional Responsibility.  
219 The Monitoring Authority shall take such action as is necessary to monitor compliance with the terms of the Conditional  
220 Admission Order, including, but not limited to, requiring that the conditionally admitted lawyer submit written  
221 verification of compliance with the conditions, appear before the Monitoring Authority, and provide information  
222 requested by the Monitoring Authority.

223 (g) **Costs of Conditional Admission.** The applicant shall be responsible for any direct costs of investigation, evaluation,  
224 testing and monitoring. Other costs shall be borne in accord with this Rule or any other applicable Tennessee Supreme  
225 Court Rule.

226 (h) **Failure to Fulfill the Terms of Conditional Admission.** Failure of a conditionally admitted lawyer to fulfill the  
227 terms of a Conditional Admission Order may result in a modification of the Conditional Admission Order, which may  
228 include extension of the period of conditional admission, suspension or revocation of the Conditional Admission Order, or  
229 such other action as may be appropriate under Tenn. Sup. Ct. R. 9, including temporary suspension pursuant to Tenn. Sup.  
230 Ct. R. 9, § 12.3. The Monitoring Authority shall promptly notify the Board of Professional Responsibility whenever it  
231 determines that the conditionally admitted lawyer is in substantial noncompliance with the terms of the Conditional  
232 Admission Order. Notification of such noncompliance by the Monitoring Authority shall automatically extend the  
233 conditional admission until disposition of the matter by the Board of Professional Responsibility and any resulting  
234 appeals.

235 (i) **Violation of Conditional Admission Order.** The Board of Professional Responsibility shall initiate proceedings to  
236 determine whether the conditional admission should be revoked, extended or modified by filing a petition to review  
237 conditional admission. Consideration and disposition of any such petition shall follow the procedure for formal  
238 proceedings as set forth in Tenn. Sup. Ct. R. 9; however, the only issue to be determined is whether the conditional  
239 admission should be revoked, extended or modified. Any decision to extend or modify the Conditional Admission Order  
240 must be made in consultation with the Monitoring Authority. If the conditionally admitted attorney was temporarily



241 suspended due to substantial noncompliance with a monitoring agreement, any disposition of the petition to review  
242 conditional admission may include dissolution of the temporary suspension.

243 (j) **Expiration of Conditional Admission Order.** Unless the Conditional Admission Order is revoked or extended as  
244 provided herein, upon completion of the period of conditional admission, the conditions imposed by the Conditional  
245 Admission Order shall expire. The Monitoring Authority shall notify the Board of Professional Responsibility of such  
246 expiration.

247 (k) **Confidentiality.** Except as otherwise provided herein, and unless the Supreme Court orders otherwise, the fact that an  
248 individual is conditionally admitted and the terms of the Conditional Admission Order shall be confidential provided that  
249 the applicant shall disclose the entry of any Conditional Admission Order to the admissions authority in any jurisdiction  
250 where the applicant applies for admission to practice law. In addition to ensuring that the relevant records of the Board,  
251 the Board of Professional Responsibility and the Tennessee Lawyer Assistance Program are confidential, the Board shall  
252 use reasonable efforts to structure the terms and conditions of the conditional admission so that the conditional admission  
253 does not pose a significant risk to confidentiality. These provisions for confidentiality shall not prohibit or restrict the  
254 ability of the applicant to disclose to third parties that the applicant has been conditionally admitted under this Rule, nor  
255 prohibit requiring third-party verification of compliance with the terms of the Conditional Admission Order by admission  
256 authorities in jurisdictions to which the conditionally admitted lawyer may subsequently apply.

257 (l) **Education.** The Board shall make information about its conditional admission process publicly available and shall  
258 reasonably cooperate with the Tennessee Lawyer Assistance Program in its efforts to educate law students, law school  
259 administrators and applicants for bar admission regarding the nature and extent of chemical abuse, dependency, and  
260 mental health concerns that affect law students and lawyers.

261 (m) **Disciplinary Complaints.** The provisions of this section shall not affect the authority of the Board of Professional  
262 Responsibility, pursuant to Tenn. Sup. Ct. R. 9, to investigate a complaint filed against a conditionally admitted lawyer by  
263 a person or entity other than the Monitoring Authority, to recommend a disposition of such complaint or to initiate a  
264 formal disciplinary proceeding as to such complaint, pursuant to Tenn. Sup. Ct. R. 9, § 15.

## 265 **Explanatory Comments.**

266 1) Some examples of when Conditional Admission may be used to show that applicant satisfies the Character and  
267 Fitness Standard under section 6.01, except that the applicant is engaged in a sustained and effective course  
268 of treatment, remediation, or other monitoring, include but are not limited to:

269 (A) Substance abuse, misuse or dependence;

270 (B) A diagnosed mental or physical impairment that, should it recur, would likely impair the applicant's ability to  
271 practice law or would pose a threat to the public; or

272 (C) Neglect of financial affairs, disregard or neglect of personal or professional obligations, or demonstration of  
273 unprofessional conduct such as failure to comply with deadlines and time constraints, or failure to conduct oneself  
274 diligently and reliably, that would otherwise render the applicant unfit for admission to the bar.

275 (2) Examples of types of conditions that may be required, in the discretion of the Board, for Conditional Admission  
276 include, but are not limited to:

277 (A) alcohol, drug, or mental health treatment;

278 (B) medical, psychological, or psychiatric care;

279 (C) participation in group therapy or support;

280 (D) random chemical screening;

- 281 (E) office practice or debt management counseling;
- 282 (F) monitoring, supervision, mentoring; and/or
- 283 (G) other conditions deemed appropriate by the Board.

284  
285 **Sec. 10.06. Temporary License of Spouse of a Military Servicemember.**

286 (a) **Qualifications.** An applicant who meets the requirements listed in (1) through (11), below may be temporarily  
287 licensed and admitted to the practice of law in Tennessee, upon approval of the Board. Applicant:

- 288 (1) is the spouse of an active duty servicemember of the United States Uniformed Services as defined by the  
289 Department of Defense and that servicemember is on military orders stationed in the State of Tennessee or Fort  
290 Campbell, Kentucky;
- 291 (2) has been licensed and admitted by examination to practice law before the court of last resort in at least one other  
292 jurisdiction of the United States;
- 293 (3) meets the educational requirements of sections 2.01 and 2.02 of this Rule;
- 294 (4) has achieved a passing score on the Multistate Professional Responsibility Examination (“MPRE”) as it is  
295 established in Tennessee at the time of application;
- 296 (5) is currently an active member in good standing in every jurisdiction to which the applicant has been admitted to  
297 practice, or has resigned or been administratively revoked while in good standing from every such jurisdiction without  
298 any pending disciplinary actions;
- 299 (6) is not currently subject to lawyer discipline in any other jurisdiction;
- 300 (7) meets the Character and Fitness Standard under section 6.01 required of all applicants for admission and licensing  
301 in Tennessee;

302 ...  
303 **Sec. 10.07. Practice Pending Admission by Applicant Licensed in Another Jurisdiction.**

304  
305 (c) **Termination of Right of Practice Pending Admission.** The right to practice pending admission under this section  
306 terminates if the lawyer withdraws the application for admission or if such application is denied; if the lawyer becomes  
307 disbarred, suspended, or takes disability inactive status in any other jurisdiction in which the lawyer is licensed to practice  
308 law; if a complaint is filed with the Board of Professional Responsibility or with the Attorney General’s Office in  
309 Tennessee against the lawyer, if the lawyer fails to register for admission *pro hac vice* when required, or if the lawyer fails  
310 to timely provide the written notice required by section 10.07(a)(4). Upon termination of the right of practice, the lawyer  
311 shall not undertake any new representation that would require the lawyer to be admitted to practice law in this jurisdiction  
312 and, within ten days ...

313  
314 **Sec. 15.01. Surrender of Law License.**

- 315 (a) An attorney licensed to practice in Tennessee may petition the Supreme Court to accept the surrender of his or her  
316 license to practice law.
- 317 (b) The petition shall be filed in the office of the Clerk of the Supreme Court in Nashville. The petitioner shall  
318 contemporaneously serve copies of the petition upon the Chief Disciplinary Counsel of the Board of Professional  
319 Responsibility, and the Executive Director of the Commission on Continuing Legal Education and Specialization.