

IN THE SUPREME COURT OF THE STATE OF KANSAS

Administrative Order

2020-RL-089

Rules Relating to Continuing Legal Education

FILED

JUL 02 2020

**DOUGLAS T. SHIMA
CLERK OF APPELLATE COURTS**

The attached Supreme Court Rule 806 is hereby amended, effective July 1, 2020.

Dated this 1st day of July 2020.

FOR THE COURT



MARLA LUCKERT
Chief Justice

RULES RELATING TO CONTINUING LEGAL EDUCATION

Rule 806

CREDITS

- (a) **Credit for Attendance.** The number of CLE credit hours assigned to an approved program reflects the maximum that may be earned by attending the entire program. Only actual attendance earns CLE credit. No attorney will receive more than eight hours of credit in one day of CLE attendance.
- (b) **Carryover Credit.** CLE credit hours that are to be carried forward under Rule 803(b) must be received by OJA by July 31 or submitted via U.S. mail postmarked by July 31 and reflect attendance during the compliance period in which they were earned. An attorney will not receive carryover credit if an application or affidavit is received after that date.
- (c) **Credit for Teaching.** An attorney can earn up to five CLE credit hours for each 50 minutes spent teaching an approved program. The attorney must file an application for approval of teaching credit that outlines program content, teaching methodology, and time spent in preparation and instruction. In determining the number of CLE credit hours to award, the Board will calculate time spent in preparation and teaching. For example, an attorney who spends 150 minutes preparing a program and 50 minutes teaching it will be awarded four credit hours. One-half credit hour will be awarded for teaching at least 25 but less than 50 minutes. No CLE credit hours will be claimed or awarded for smaller fractional units. A repeat presentation will only qualify for additional credit hours for time actually spent updating the presentation and teaching. Because CLE teaching credit hours are awarded as an incentive to attorneys to benefit the legal profession, instruction must be directed toward an audience composed primarily of attorneys. No CLE credit hours will be awarded for teaching undergraduate, graduate, or law school classes.
- (d) **Credit for Authorship.** CLE credit hours may be awarded for authorship of legal publications. The attorney author must complete an application for approval of authorship credit. An attorney author can earn CLE credit hours if the attorney's research (1) has produced a published article, chapter, monograph, or book, personally authored, in whole or part, by the attorney, and (2) contributes substantially to the continuing legal education of the attorney author and other attorneys. One credit hour may be awarded for each 50 minutes spent directly in preparing the publication. Publication must occur during the compliance period for which CLE credit hours are requested. An article, chapter, monograph, or book directed to a nonattorney audience does not qualify for authorship credit.

- (e) **Credit for Attendance Prior to Admittance.** No CLE credit hours will be awarded for any CLE program attended before the applicant is admitted to practice law in Kansas.
- (f) **Credit for Attending Law School Course.** An attorney can earn CLE credit hours for postgraduate education by enrollment in a course, either for credit or by audit, from a law school accredited by the American Bar Association. The Board will award one credit hour for each 50 minutes of class attendance.
- (g) **Duplicate Attendance.** No CLE credit hours will be awarded for attendance at a program the attorney previously attended during the compliance period.
- ~~(h) **In-House Program.** No more than six CLE credit hours will be applied toward the annual CLE requirement to an attorney in any compliance period for attendance at in-house CLE programs.~~
- (h) **Law Practice Management Program.** An attorney can earn CLE credit hours for participation in an approved CLE program as defined in the Guidelines for Accreditation of Law Practice Management Programming. No more than two general credit hours will be applied toward the annual CLE requirement to an attorney in any compliance period for attendance at law practice management programs.
- (i) **Prerecorded Program Limitation.** No more than six CLE credit hours will be applied toward the annual CLE requirement to an attorney in any compliance period for attendance at or participating in prerecorded programs.
- ~~(j)~~(j) **Self-Study Prohibition.** An attorney cannot earn credit for a self-study program.