

RULE CHANGE 2019(09)
RULES GOVERNING ADMISSION TO THE PRACTICE OF LAW IN COLORADO

Rule 202.3. Board of Law Examiners

(1)-(2) [NO CHANGE]

(3) Character and Fitness Committee. The Character and Fitness Committee shall serve as a permanent committee of the Supreme Court.

(a) Members. The Character and Fitness Committee shall consist of a minimum of seventeen ~~eleven~~ volunteer members appointed by the Supreme Court. With the exception of the chair and vice-chair, members shall be appointed for one term of seven years. The chair and vice-chair may be appointed to serve an additional term of seven years, with such terms staggered. Diversity shall be a consideration in making the appointments. The terms of the members of the Character and Fitness Committee shall be staggered to provide, so far as possible, for the expiration each year of the term of one member. ~~Seven~~ At least twelve of the members of the Character and Fitness Committee shall be attorneys, and ~~four~~ at least five shall be non-attorneys (citizen members). ~~Two of the citizen members shall be~~ Expertise in ~~Two of the citizen members shall be~~ mental health professionals shall be a consideration in making appointments of citizen members. ~~The other two citizen members shall represent other aspects of the Colorado community.~~ All members, including the chair and vice-chair, serve at the pleasure of and may be dismissed at any time by the Supreme Court. A member of the Character and Fitness Committee may resign at any time.

(b) Chair and Vice-Chair. The Supreme Court shall designate two attorney members of the Character and Fitness Committee to serve as its chair and vice-chair for ~~unspecified~~ terms as set forth in subsection (a). The chair shall also be a member of the Advisory Committee.

(3)(c)-(3)(d) [NO CHANGE]

Rule 205.7. Law Student Practice

(1) [NO CHANGE]

(2) Law Student Externs.

(a) Practice by Law Student Extern. (formerly section 12-5-116.1)

(i) An eligible law student extern, as specified in subsection (2)(b), may appear and participate in any civil proceeding in any municipal, county, or district court (including domestic relations proceedings) or before any administrative tribunal in Colorado, or in any county or municipal court criminal proceedings, except when the defendant has been charged with a felony, or in any juvenile proceeding in any municipal, county, or district court, or before any magistrate in any juvenile or other proceeding or any parole revocation [as if licensed to practice law](#) under the following circumstances:

(A) If the person on whose behalf the extern is appearing has provided written consent to that appearance and the law student extern is under the supervision of a supervising lawyer, as specified in section (2)(d).

(B) When representing the office of the state public defender and its clients, if the person on whose behalf the extern is appearing has provided written consent to that appearance and the law student extern is under the supervision of the public defender or one of his or her deputies. [In such case, the record shall reflect the name of a supervising lawyer, and a supervising lawyer must be available, but not necessarily physically present in the courtroom, if the person wants to consult with him or her. However, a supervising lawyer must be physically present in the courtroom if the proceeding is a testimonial motions hearing or trial.](#)

(C)-(D)(ii) [NO CHANGE]

(iii) In addition to the activities authorized in subsection (2)(a), an eligible law student extern may engage in other activities under the supervision of a supervising lawyer, including but not limited to the preparation of pleadings, briefs, and other legal documents, which must be approved and signed by the supervising lawyer. [However, acknowledgments and advisements relating to pleas in criminal cases may be signed by the extern alone.](#) Additionally, the eligible law student may, under the supervision of a supervising lawyer, assist indigent inmates of correctional institutions who have no attorney of record and who request such assistance in preparing applications and supporting documents for post-conviction relief.

(2)(b)-(2)(d) [NO CHANGE]

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(1)-(2) [NO CHANGE]

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(b) Chair and Vice-Chair. The Supreme Court shall designate two attorney members of the Character and Fitness Committee to serve as its chair and vice-chair for terms as set forth in subsection (a). The chair shall also be a member of the Advisory Committee.

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(2)(b)-(2)(d) [NO CHANGE]

Amended and Adopted by the Court, En Banc, April 11, 2019, effective immediately.

By the Court:

**Monica M. Márquez
Justice, Colorado Supreme Court**