

Alabama Rules of Disciplinary Procedure

Rule 4.1.

The Disciplinary Board of the Alabama State Bar – Transitional provision.

As soon as practicable after the effective date of the amendment of this rule, Disciplinary Board Panels I, II, and III, as constituted on the effective date of the amendment of this rule shall be automatically reconstituted, and the members thereof reappointed as Disciplinary Hearing Officer, Disciplinary Board member, and lay member, except for the Bar commissioner last appointed to each panel, whose appointment shall be deemed to expire so that each panel shall be composed of only five (5) members. Those reappointed by operation of this rule shall be deemed appointed for an initial term for purposes of succession. The remaining Disciplinary Board panels, Panels IV, V, and VI, shall be dissolved, and appointments and terms for Disciplinary Board members, Disciplinary Hearing Officers, and lay members serving on those panels shall terminate upon the effective date of the amendment of this rule; provided, however, that, for purposes of this rule, the Disciplinary Board Panels that have hearings scheduled at the time of the effective date of the amendments to these Rules effective October 6, 2008, shall continue in full force and effect until the completion of said pending matters.

[Adopted 11-21-94, eff. 1-1-95; Amended 9-12-2008, eff. 10-6-2008.]

Court Comment

Amendments to Rule 4 effective January 1, 1995, provide for laypersons to be appointed to the Disciplinary Board. Rule 4(c) provides for lay members to be selected by the Board of Bar Commissioners at its annual meeting. The annual meeting is held in July. This transitional rule permits the Board of Bar Commissioners to implement the new provisions before its 1995 annual meeting.

Note from the reporter of decisions: The order amending Rule 4, Rule 4.1, Rule 4.2, Rule 5, Rule 8, Rule 12, Rule 15, Rule 20, Rule 21, Rule 22, Rule 23, Rule 27, Rule 28, Rule 29, Rule 32, Rule 33, and Rule 35, and adopting Rule 12.1, effective October 6, 2008, is published in that volume of *Alabama Reporter* that contains Alabama cases from 994 So.2d.