

Rules for Mandatory Continuing Legal Education

Rule 8.

Noncompliance and sanctions; late fees.

A. An attorney who fails to earn 12 hours of approved MCLE credits by December 31 of a particular year will be deemed noncompliant.

B. On or before February 15, any attorney deemed non-compliant for the prior compliance year shall submit to the MCLE Commission a plan for curing the deficiency by March 1, on the form prescribed by the MCLE Commission.

C. Completion of an approved deficiency plan shall be reported by the noncompliant attorney to the MCLE Commission no later than March 15. Failure to complete an approved deficiency plan by March 1 and/or to submit the required report and fee by March 15 shall result in the imposition of sanctions.

D. As soon as practicable after April 15 of each year, the MCLE executive director shall furnish to the Office of General Counsel of the ASB a list of those attorneys who have failed to comply with Rule 3 and/or Rule 8 for further discipline.

E. Successive requests for approval of a deficiency plan will not be considered without a showing of good cause.

F. As soon as practicable after January 31 of each year, the executive director shall cause to be furnished to the Office of General Counsel of the ASB a list of those attorneys who have failed to complete the professionalism course required by Rule 9 for further discipline.

[Adopted 3-20-1981; Amended 5-4-1981; Amended 9-1-1981; Amended 9-2-1986; Amended eff. 9-1-1999; Amended eff. 1-9-2004; Amended eff. 3-9-2007; Amended 4-26, 2012, eff. 1-1-2013.]

REGULATIONS

8.1. Deficiency plans submitted pursuant to this rule shall be subject to the provisions of Regulation 7.1.

8.2. Any attorney who is deemed noncompliant shall pay a \$100.00 late-compliance fee.

8.3. Any attorney who certifies his or her annual report of compliance after the February 15 deadline shall pay a \$100.00 late-filing fee. This payment shall accompany

any report submitted by mail, or, in the case of online certification, such late-filing fee must be received within 10 days of the late-certification date.

8.4. Any attorney who fails to timely complete an approved deficiency plan or who fails to timely report the completion of an approved deficiency plan shall pay a \$100.00 late-reporting fee.

8.5. A request for an extension of the March 15 deadline for earning credits under an approved deficiency plan may be considered if: (1) the request is made in writing and good cause is shown, as determined by the MCLE Commission, in its sole discretion, and (2) the request is accompanied by a fee of \$100.00. This fee is in addition to the late-compliance fee, the late-filing fee, and any other late fee that may be due. No extensions will be granted beyond April 1.

Note from the reporter of decisions: The order amending Rule 6.B. effective September 1, 1999, is published in that volume of *Alabama Reporter* that contains Alabama cases from 736 So.2d.

Note from the reporter of decisions: The order adopting Regulation 2.7 to Rule 2 and amending Rule 2.C.2., Rule 3, Rule 5.B., Rule 6.A., and Rule 6.B., effective January 9, 2004, is published in that volume of *Alabama Reporter* that contains Alabama cases from 862 So.2d.

Note from the reporter of decisions: The order amending Rule 6.B. and Regulation 2.7 to Rule 2, effective March 9, 2007, is published in that volume of *Alabama Reporter* that contains Alabama cases from 949 So.2d.

Note from the reporter of decisions: The order amending the Alabama State Bar Rules for Mandatory Continuing Legal Education is published in that volume of *Alabama Reporter* that contains Alabama cases from __ So. 3d __.