

**AMENDMENTS TO THE SUPREME COURT
RULES FOR THE GOVERNMENT OF THE BAR OF OHIO**

The following amendments to the Supreme Court Rules for the Government of the Bar of Ohio (Gov.Bar R. VI, Sections 2, 6, and 8 through 15) were adopted by the Supreme Court of Ohio. The history of these amendments is as follows:

December 7, 2015	Published for public comment
February 23, 2016	Final adoption by conference
September 15, 2016	Effective date of amendments

SUPREME COURT RULES FOR THE GOVERNMENT OF THE BAR OF OHIO

RULE VI. REGISTRATION OF ATTORNEYS

[Existing language unaffected by the amendments is omitted to conserve space]

Section 2. Active Attorney Registration.

Except as provided in Section 3 of this rule, each attorney admitted to the practice of law in Ohio shall register with the Office of Attorney Services of the Supreme Court on or before the first day of September in each odd-numbered year by filing a certificate of registration furnished by the office and, except as provided in Section 8(J) of this rule, paying a registration fee of three hundred fifty dollars. An attorney who registers and pays the fee shall be granted active status.

[Existing language unaffected by the amendments is omitted to conserve space]

Section 6. Corporate Counsel Attorney Registration.

(A) Registration

(1) An attorney who is admitted to the practice of law in another state or the District of Columbia or a territory of the United States, but not in Ohio; who is employed as an attorney by a nongovernmental employer, the business of which is lawful and consists of activities other than the practice of law or the provision of legal services; and who, as a result of that employment, has a systematic and continuous presence in Ohio as permitted pursuant to Prof.Cond.R. 5.5(d)(1) shall register for corporate counsel status upon commencement of employment as an attorney by submitting to the Office of Attorney Services all of the following:

- (a) The certificate of registration required for attorneys registering for active status pursuant to Section 2 of this rule for the current biennium and each biennia during which the attorney is so employed;

- (b) The fee required for attorneys registering for active status pursuant to Section 2 of this rule;

[Existing language unaffected by the amendments is omitted to conserve space]

Section 8. Emeritus Pro Bono Attorney Registration.

(A) Definition

As used in this section:

- (1) “Pro bono organization” means a law school clinic, legal aid, public defender's office, or legal services organization listed in or recognized pursuant to Gov.Bar R. X, Section 5(H).
- (2) “Supervising attorney” means an attorney who satisfies all of the following requirements:
 - (a) Is admitted to the practice of law in Ohio pursuant to Gov.Bar R. I or is temporarily certified to practice law in Ohio pursuant to Gov.Bar R. IX;
 - (b) Is in good standing in each jurisdiction in which the attorney is admitted to the practice of law;
 - (c) Is employed by or associated with a pro bono organization.

(B) Eligibility

An attorney who satisfies all of the following requirements may register for emeritus pro bono attorney status pursuant to Section 8(C) of this rule:

- (1) Is admitted to the practice of law in Ohio;
- (2) Has been engaged in the practice of law, as defined in Gov.Bar R. I, Section 9(B), for a minimum of fifteen years;
- (3) Is in good standing with the Supreme Court;
- (4) Has not resigned from the practice of law in Ohio, resigned from the practice of law in Ohio with discipline pending, or permanently retired from the practice of law in Ohio;
- (5) Has not voluntarily or involuntarily relinquished the attorney’s license to practice law in another jurisdiction in order to avoid discipline or as a result of discipline imposed by a relevant authority;

(6) Has not been disciplined for professional misconduct within the past ten years or been disbarred by another jurisdiction.

(C) Registration application

(1) An attorney registering for emeritus pro bono attorney status shall file an application with the Office of Attorney Services of the Supreme Court. The application shall be on a form provided by the office and shall include all of the following:

- (a) Certification the attorney satisfies the requirements of Section 8(B) of this rule;
- (b) Certification from a pro bono organization verifying the attorney is associated with the organization;
- (c) Any other information considered necessary or appropriate by the Office of Attorney Services;
- (d) A non-refundable and non-transferable fee of seventy-five dollars.

(2) The Office of Attorney Services shall grant the attorney emeritus pro bono attorney status if the attorney satisfies the requirements of Sections 8(B) and (C)(1) of this rule.

(D) Scope of authority

(1) An emeritus pro bono attorney, in association with the pro bono organization with which the attorney is associated, may do any of the following:

- (a) Appear before any court or administrative board or agency on behalf of a client of the organization, provided the person on whose behalf the attorney is appearing has consented in writing and the attorney's supervising attorney has given written approval for the representation. The written consent and approval shall be filed in the record of each matter and shall be brought to the attention of a judge of the court or the presiding officer of the administrative tribunal.
- (b) Provide routine legal services without the supervision of the attorney's supervising attorney with the approval of the organization, in its sole discretion;
- (c) Engage in activities necessary for any legal matter in which the attorney is involved pursuant to Section 8(D)(1)(a) and (b) of this rule.

(2) The pro bono organization supervising an emeritus pro bono attorney pursuant to Section 8(D)(1) of this rule shall provide professional liability insurance coverage for the attorney.

(E) Continuing legal education

An emeritus pro bono attorney shall comply with the continuing legal education requirements for attorneys on active status pursuant to Gov.Bar R. X, Section 3.

(F) Compensation

(1) Subject to Section 8(F)(2) and (3) of this rule, an emeritus pro bono attorney shall not ask for or receive any compensation or remuneration of any kind for legal services rendered pursuant to Section 8 of this rule.

(2) A pro bono organization may receive attorney fees for services rendered by an emeritus pro bono attorney consistent with the Ohio Rules of Professional Conduct and as provided by law.

(3) A pro bono organization may reimburse an emeritus pro bono attorney for expenses incurred in connection with services rendered.

(G) Biennial registration

An emeritus pro bono attorney shall register with the Office of Attorney Services on or before the first day of September in each odd-numbered year by filing a certificate of registration furnished by the office and paying a registration fee of seventy-five dollars.

(H) Change in pro bono organization association

(1) An emeritus pro bono attorney who ends an association with a pro bono organization or establishes an association with a new pro bono organization shall notify the Office of Attorney Services, in a manner authorized by the office, within thirty days of the change.

(2) If an emeritus pro bono attorney ends an association with a pro bono organization, the attorney's supervising attorney shall immediately file a notice of such in the official file of each matter pending before a court or tribunal in which the emeritus pro bono attorney entered an appearance.

(I) Duration of emeritus pro bono attorney status

(1) Unless revoked earlier pursuant to Section 8(I)(2) of this rule, the emeritus pro bono attorney status shall automatically expire upon the occurrence of any of the following:

(a) The attorney provides notice to the Office of Attorney Services, in a manner authorized by the office, that the attorney is withdrawing from emeritus pro bono attorney status;

(b) The attorney ceases to be associated with any pro bono organization on record with the Office of Attorney Services;

(c) The attorney obtains active attorney status pursuant to Section 2 of this rule or inactive attorney status pursuant to Section 5 of this rule.

(2) The Supreme Court, *sua sponte*, may revoke an emeritus pro bono attorney status without hearing or statement of cause by providing written notification to the attorney, the attorney's supervising attorney, and the pro bono organization with which the attorney is associated.

(3) Upon expiration or revocation of an emeritus pro bono attorney's registration pursuant to Section 8(I)(1) or (2) of this rule, each of the following shall occur:

(a) The attorney's supervising attorney shall immediately file a notice of such in the official file of each matter pending before a court or tribunal in which the emeritus pro bono attorney entered an appearance;

(b) The attorney shall file for either active attorney status pursuant to Section 2 of this rule or inactive attorney status pursuant to Section 5 of this rule.

(J) Active attorney registration fee

An emeritus pro bono attorney who requests and is granted reinstatement of active status pursuant to Section 2 of this rule during a biennial registration period shall pay a registration fee of two hundred and seventy five dollars.

Section 9. Exemptions.

[Existing language unaffected by the amendments is omitted to conserve space]

Section 10. Failure to Register; Late Registration Fee; Summary Suspension; Reinstatement.

[Existing language unaffected by the amendments is omitted to conserve space]

Section 11. Retirement or Resignation from the Practice of Law.

[Existing language unaffected by the amendments is omitted to conserve space]

Section 12. Suspended Attorneys.

[Existing language unaffected by the amendments is omitted to conserve space]

Section 13. Signing of Notices and Orders.

[Existing language unaffected by the amendments is omitted to conserve space]

Section 14. Attorney Services Fund.

[Existing language unaffected by the amendments is omitted to conserve space]

Section 15. Public Access to Records.

[Existing language unaffected by the amendments is omitted to conserve space]

[Not analogous to former Rule VI, effective February 28, 1972; amended effective January 1, 1981; November 17, 1982; July 1, 1983; May 13, 1985, July 1, 1986; January 1, 1989; July 1, 1991; September 1, 1991; January 1, 1992; July 1, 1992; July 1, 1993; January 1, 1995; July 1, 1995; November 1, 1995; July 1, 1997; July 1, 1999; November 28, 2000; June 1, 2002; August 19, 2002; November 1, 2002; July 1, 2003; July 1, 2005, September 1, 2005; July 1, 2007; September 1, 2007; January 1, 2008; May 1, 2009; September 1, 2010; January 1, 2012; January 1, 2013; November 1, 2013; January 1, 2015; April 1, 2015; September 15, 2016.]

RULE XX. TITLE AND EFFECTIVE DATES

[Existing language unaffected by the amendments is omitted to conserve space]

Section 2. Effective Dates.

[Existing language unaffected by the amendments is omitted to conserve space]

(AAAAA) The amendments to Rule VI, adopted by the Supreme Court on February 23, 2016, shall take effect on September 15, 2016.