

1980

## Chart I - Summary of ABA Model Rule and State Rules and Statutes

Cleveland State Law Review

Follow this and additional works at: <https://engagedscholarship.csuohio.edu/clevstlrev>



Part of the [Legal Education Commons](#), and the [Legal Profession Commons](#)

[How does access to this work benefit you? Let us know!](#)

---

### Recommended Citation

Cleveland State Law Review, *Chart I - Summary of ABA Model Rule and State Rules and Statutes*, 29 Clev. St. L. Rev. 817 (1980)  
*available at* <https://engagedscholarship.csuohio.edu/clevstlrev/vol29/iss4/11>

This Article is brought to you for free and open access by the Journals at EngagedScholarship@CSU. It has been accepted for inclusion in Cleveland State Law Review by an authorized editor of EngagedScholarship@CSU. For more information, please contact [library.es@csuohio.edu](mailto:library.es@csuohio.edu).

# STUDENT PRACTICE RULES\*

## Chart I-Summary of ABA Model Rule and State Rules and Statutes

**\*Reprinted in part from F. KLEIN, S. LELEIKO & J. MAVITY, BAR ADMISSION RULES AND STUDENT PRACTICE RULES 959-82 (1978) (Charts I to III) with permission of the Ballinger Publishing Company.**

<i>State</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
ABA Model Rule		A.B.A. State	4 semesters	Dean	18 months, or Bar, C., T.	Indigent, State
Alabama	Supreme Court Rule	State	4 semesters	Dean	T., Dis., termination by Bd. of Commissioners of Ala. State Bar	Any Individual, State
Alaska*	Alaska Bar Rule IV-44	A.B.A.	45 semester hours	Dean	6 months, R., or term. upon failure to take first bar exam for which eligible, or failure to pass it	No Specified Limitation
Arizona	Supreme Court Rule 28(e)	N.L.S.	4 semesters	Dean	18 months, or Bar, C., T.	Any Individual, State, Political Sub-division
Arkansas	Rule XII of the Rules Regulating the Practice of Law	A.B.A. State	4 semesters	Dean	18 months, or Bar, C., T.	Indigent, State
California	State Bar Rules	Accred., or specified alternatives	3 semesters; or 2 yrs. study w/ lawyer or judge; or specified alternatives	Dean, Ass't or Assoc. Dean; specified alternatives	Bar, T.	No Specified Limitation
Colorado	Colo. Rev. Stat. § 12-1-19 (1963), Rule of Civil Proc. 226	Accred. State	any student with approval	Judge of Court, Lawyers in charge of Legal Aid Clinic		Indigent
Connecticut	Rules for the Superior Court § 42A	A.B.A., State or A.B.A. in state having reciprocity privileges for students	3 semesters	Dean	Bar (2nd bar following graduation); C (pass 2nd bar); T., Dis.	Any Individual, State

#### FOOTNOTES AND KEY

1. Preparation of Court Documents
2. Advise
3. Delaware is no longer processing applications under its rule.

#### Enrollment:

- A.B.A. - ABA-approved law school
- State - law school located in state
- Accred. - law school accredited or approved by state
- L.S. - a law school
- N.L.S. - named law school

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	Crim. Right to Counsel, Appellate Argument	Bar member, Approved by dean	
Criminal Civil	Any Court or Admin.	In Court, Court Doc., Counsel <sup>2</sup>	Source other than client.	Cases Tried Before a Jury	Bar member	Clin. Prog. supervised by Faculty member or full-time administrator who is a lawyer
"All proceedings"	Any Court or Admin.	In Court		In Court (except for specified District Ct. appearances); Admin.		
Criminal, Civil	Any Court or Admin.	In Court, Court Doc., Counsel	Source other than client.	Crim. Right to Counsel, Appellate Argument, Specified Crim. Cases	Bar member, Approved by dean	Program approved by dean & faculty
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	No compensation in connection with Court Appearances.	Crim. Right to Counsel	Bar member, Approved by dean	
Criminal, Civil	Any Court or Admin.	In Court, Court Doc., Counsel	Source other than client.	In Court or Admin., Counsel, Depositions	Bar member, for 2 years	
Criminal, Civil	District, County, and Municipal Courts	In Court				Legal Aid Clinic
Criminal Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	In Court unless waived by judge.	As specified	

**Duration of Certification:**

- Mo. = months after it is filed
- Bar = publication of results of first bar exam after grad.
- C = continues until admitted to bar when pass first bar exam
- T = may be terminated by court or dean
- R = renewable

**Nature of Client:**

State = participation in criminal matter on behalf of state

\*Rule is applicable to graduates of law schools who have not yet taken the bar exam.

<i>State</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
Delaware* <sup>3</sup>	Supreme Court Rule 55; Bd. of Bar Examiners Rule BR-55.2, 55.3	A.B.A.	2 years	Preceptor, Dean, Board of Bar Examiners	Expires annually on Dec. 31, R., T.	Indigent, State
District of Columbia	Court of Appeals Rule 46, Accred. III; Superior Court Crim. Div. Rule 44-1(f)	A.B.A. Accred.	51 semester hours, including Evid., & Crim. and Civil Pro.; enrollment in clinical program	Dean, Court of Appeals	12 months, or Bar, C., T.	Indigent, U.S.; D.C.
Florida*	Article XVIII of the Integration Rule of the Florida Bar	A.B.A.	4 semesters	Dean	18 months, T.	Indigent, State
Georgia	Ga. Code Ann. (1973) §§ 9-401.1, 9-401.2	A.B.A. Accred. State	$\frac{2}{3}$ of required credits	Dean	12 months; coterminous with enrollment	Indigent, State
Hawaii	Supreme Court Rule 25	N.L.S.	$\frac{2}{3}$ of required credits; enrollment in clinical program	Dean	Coterminous with enrollment in clinical program, T.	Any Individual, U.S., State, Political Subdivision
Idaho*	Supreme Court and State Bar Rule 123	L.S.	$\frac{2}{3}$ of required credits	Dean, State Bar, Supreme Court	12 months, R. once, T.	No Specified Limitation
Illinois	Supreme Court Rule 711	Accred.	$\frac{2}{3}$ of required credits	Dean	18 months, or Bar, C., T.	Indigent, State
Indiana	Supreme Court Admission and Discipline Rule 2.1	A.B.A. or A.A.L.S.	$\frac{2}{3}$ of required credits	Dean	As specified	Indigent, State, Governmental Agency
Iowa	Supreme Court Rule 120	A.B.A. Accred.	1 $\frac{1}{2}$ years	Dean	Coterminous with enrollment in educational program	No Specified Limitation
Kansas	Supreme Court Rules: 215	Accred.	4 semesters	Dean	18 months, or Bar, C., T.	Indigent, State

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Criminal Civil	Any Court (except Supreme Court), or Admin.	In Court, Court Doc.	Source other than client.	Crim. Right to Counsel	Bar member of Supreme Court	Program approved by Delaware Bar Assn.
Criminal Misdemeanors, Civil	Specified Courts	In Court, Court Doc.	No compensation of any kind	Oral Argument in Court of Appeals	Bar Member, Approved by Dean	Law School Clinical Program
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	In Court when Required by Trial Judge, Appellate Argument	Bar Member, Approved by Dean	
Criminal, Civil	No Specified Limitation	Any activity		Grand Jury Invest., Civil, Criminal Trials, Criminal Proceedings	As specified	Legal Aid Agency approved by Superior Court; D.A.'s Office.
Criminal, Civil	Any Court, Legislative or Admin.	In Court, Court Doc., Counsel	Source other than client.	Every Tribunal and Court	Bar Member of Sup. Ct. approved by law school	Law School Clinical Program
Criminal, Civil	Any Trial Court	In Court, Court Doc.	Source other than client.	Specified Actions	Bar Member, Practicing 5 years	
Criminal, Civil	Trial Courts or Admin.	In Court, Court Doc., Counsel	Source other than client.	Crim. Cases With Imprisonment Sentences, Civil & Criminal Contempt Cases	Bar Member	Legal Aid Clinic, Pub. Defender, State Law Office
Criminal, Civil	Any Court or Admin.	In Court, Counsel		Crim. Right to Counsel, Civil Proceedings in Open Court	Bar Member	Law School Legal Internship Program
Criminal, Misdemeanors, Civil	Trial Courts	In Court for Misdemeanors	Source other than client.	Criminal Misdemeanors	Licensed counsel	Educational prog. app'd. and supervised by law school faculty
Criminal, Civil	Any Court (except Supreme Court) or Admin.	In Court, Court Doc.	Source other than client.	Crim. Right to Counsel, Specified Actions	Bar Member, approved by dean	

<i>State</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
Kentucky*	Court of Appeals Rule 2.540	A.B.A. or A.A.L.S.	2/3 of required credits	Chief Justice, Bar Ct. of Appeals, Dean, Faculty Dir. of Prog.	Bar	Indigent, State
Louisiana	Supreme Court Rule XX	A.B.A. State	4 semesters	Dean	12 months, or Bar, C., T.	Indigent, State, Political Sub-division
Maine	Supreme Judicial Court Pro. Rule 90; Crim. Pro. Rule 62; M.R.S.A. Title 4 § 807	A.B.A. Civ. State, or State resident in A.B.A. school	4 semesters	Dean	T.	Indigent, State
Maryland	Court or Appeals Rule 18	A.B.A. State, Accred. or A.B.A. in D.C.	senior; past or present participant in clinical program	Dean	18 months, or Bar, C., T.	Indigent, State
Massachusetts	Supreme Judicial Court Rule 3:11	State	senior (2nd year in civil proceedings only); Evid. & Trial Prac. prereqs. or co-reqs.	Dean	Bar, C.	Indigent, State, Sub-division, Agency
Michigan	Administrative Rules GCR 921	Accred.	completed 1st year	Dean	T.	Indigent, State
Minnesota	Supreme Court Rules on Certified Law Students, Rule 1	A.B.A. State	completed 1st year	Dean	12 months, may be extended	Indigent, State, Sub-division, Agency
Mississippi	Miss. Code, Art. 5	State	2/3 of required credits; enrollment in Legal Internship Prog.	Law School, Judge of Court	12 months, T. coterminous w/enrollment	No Specified Limitation
Missouri	Supreme Court Rule 13	A.B.A.	50 credits	Dean	18 months, or Bar, C., T.	Indigent, State
Montana	Montana Student Practice Rule	A.B.A.	4 semesters	Dean	12 months, or admission to Bar, T.	Indigent, State

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Criminal, Civil	Any Court or Admin.	In Court, Counsel	Source other than client.	Crim. Cases Involving Fines More than \$500, or Imprisonment More than 12 mos.	Bar Member	Legal Aid or Law School Clinical Program
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	No compensation of any kind	Crim. Right to Counsel, Appellate Argument	Admitted to practice before sup. ct. approved by dean	Law School Clinical Prog.
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	Crim. Right to Counsel, Oral Argument in Law Ct., Post Conviction Relief Proceedings	Bar Member	Organization located in the state, approved by Supreme judicial court
Criminal, Civil	Trial Courts and Court of Special Appeals	In Court	No Compensation	In Court	Bar member, approved by faculty director of clinical program	Law School Clinical Prog.
Criminal, Civil	Specified Courts and Admin.	In Court	No compensation	None	Specified categories of bar member	Designated programs
Criminal, Civil	All Courts (except Ct. of Appeals and Sup. Ct.)	In Court, Court Doc., Counsel		Crim. or Juvenile Cases With Penalty in Excess of 6 months	Bar member	Legal Aid Clinic, prosecutors & city attorneys' offices
Criminal, Civil	Any Trial Court	In Court, Counsel		In Court and at "Critical stage of proceedings"	Bar member	
Criminal, Civil	Any Court	In Court	No compensation	Trial or Hearing	Licensed by state	Established legal internship program supervised by faculty member licensed to practice law.
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	Const. Right to Counsel, Appellate Argument	Bar member	
Criminal, Civil	Any Trial Court or Admin. limited practice in Sup.Ct.	In Court, Court Doc., Counsel	Source other than client.	Crim. Right to Counsel, Sup. Ct. Appellate Arg.	Bar member, approved law school dean	



<i>State</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
Nebraska	Rev. Stat. § 7-101.01; Supreme Court Rule of Legal Practice by Approved Law Students	A.B.A. State	4 semesters	Dean	12 months, or Bar, C., T.	No Specified Limitation
Nevada	No Rule					
New Hampshire*	Supreme Court Rule 23	Accred.	2nd or 3rd year student			Indigent, State, Subdivision, Agency
New Jersey*	New Jersey Rules of Court 1:21-3(c)	A.B.A.	3rd year student			
New Mexico	Supreme Court Rules of Civil Procedure #84	N.L.S.	30 semester hours & enrollment in clinical program	Dean		No Specified Limitation
New York*	Judiciary Law §§ 478.484	L.S.	senior or final year	Regulated by Appellate Division	Regulated by appellate division	Indigent, State
North Carolina	Supreme Court Rules Governing Practical Training of Law Students (Appendix IX-A)	Accred. State	2/3 of required credits	Dean	18 months, or Bar, C., T.	Indigent
North Dakota	Supreme Court Rule	N.L.S.	4 semesters	Dean; Sup. Ct.-Appointed Bar Member	18 months, or graduation, T.	Any Individual
Ohio	Supreme Rule II	A.B.A. Accred.	2/3 of required credits	Dean	Bar, C., T.	Indigent, State, Subdivision
Oklahoma	Supreme Court Rules on Legal Internship	L.S.	50 academic hours; specified requirements	Dean, Panel of Bar Members, Supervising Attorney	As specified	No Specified Limitation
Oregon	Supreme Court Rules for Admission of Attorneys	A.B.A. State	4 semesters	Dean	18 months, or Bar, C., T.	Indigent, State
Pennsylvania	Supreme Court Rule 11	A.B.A. State	4 semesters	Dean	18 months, or Bar, C., T.	Indigent, State
Puerto Rico	Rules and Regulations of the Supreme Court, 11(e)	Accred.	2/3 of required credits; enrollment in clinical program	Dean	Coterminous with law school enrollment, T.	No Specified Limitation

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Criminal, Civil	Specified Courts	In Court, Court Doc., Counsel	Source other than client.	In Court	Admitted to practice	
Criminal, Civil	Any Court or Admin.	In Court		None	Bar member	Established program approved by sup. ct.
	Any Court or Admin.	In Court				Program approved by Supreme court
Criminal, Civil	Any Court or Admin.	In Court, Court Doc., Counsel		Crim. Cases in District Court	Bar member	Law School Clinical Program
Regulated by Appellate Division	Regulated by Appellate Division	Regulated by Appellate Division	No compensation	Regulated by Appellate Division	Regulated by Appellate Division	Program approved by Appellate Division
Criminal, Civil	Any Court or Admin.	In Court, Court Doc., Counsel	Source other than client.	As specified	Bar member, 2 years active practice	Legal Internship Program
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	Crim. Right to Counsel, Appellate Argument, Prosecutorial Appearances	Bar member, approved by dean	
Criminal Misdemeanors, Civil, Specified Juvenile Proc.	Any Court or Admin.	In Court, Court Doc.	Without Fee	In Court	Admitted to practice	
Criminal, Civil	As specified	In Court	Source other than client.	As specified	Specified categories of bar member	Court-approved internship program of a law school
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	Felony Prosecutions, Appellate Argument	Bar member, approved by dean	
Criminal, Civil	Specified Courts or Admin.	In Court, Court Doc.	Source other than client.	Crim. Right to Counsel	Bar member, approved by dean	
Criminal, Civil	Court of First Instance, or Admin.	In Court	No Compensation		Admitted to Law School practice	Law School Clinical Practice Program

<i>State</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
Rhode Island	No Rule					
South Carolina	Supreme Court Rule 12	N.L.S.	4 semesters	Dean	18 months, or Bar, C.,T.	Indigent, State
South Dakota	S.D. Compiled Laws Ann. § 16-18-2.1 et. seq.	N.L.S. or A.B.A.	4 semesters	Dean	Fixed by dean, but no longer than 18 months, Bar, C., T.	Any Individual, State, County, City
Tennessee*	Supreme Court Rule 37 § 19	Accred. State	senior	Dean, Dir. of Legal Clinic Prog. or Bar Assn. Sponsored Legal Aid	12 months	Indigent, State
Texas*	Tex. Rev. Civ. Stat. (1975 Supp.) Title 14, Art. 320q-1; Rules and Regulations Governing the Participation of Qualified Law Students . . . in the Trial of Cases	Accred.	2/3 of required credits; 1/2 of required credits if enrolled in clinical legal education course	Dean	Coterminous with satisfaction of requirements, T.	Any Individual, State
Utah	Supreme Court Law Student Practice Rule	L.S.	4 semesters			No Specified Limitation
Vermont	No Rule					
Virginia	Supreme Court Third Year Student Practice Rule, Paragraph 15 of § IV of the Rules for the Integration of the Bar	A.B.A.; but out-of-state school only on reciprocal basis	4 semesters	Dean	18 months, or Bar, C., T.	Any Individual, State
Washington*	Supreme Court Rule 9	Accred.	2/3 of required credits or 3 yrs. of study as a law clerk	Dean, State Bar Assn., Supreme Court	17 months, R. once, Bar, T.	No Specified Limitation

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Criminal, Civil	Any Inferior Court or Admin.	In Court, Court Doc.	No compensation from any source	In Court, except in Richland Co. Family Ct.	Bar member, approved by dean	Clinical legal education programs at Univ. of S. Car. School of Law
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	Crim. Proceedings Involving Critical Stage, Oral Argument before Sup. Court	Authorized to practice law, app'd by dean or clinical program director	
Criminal, Civil	Municipal Courts or State	In Court			Licensed att'y selected by the program	Bd.-approved clinical courses, or Legal Aid Program
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	Civil, Crim. Trial in Court, Admin. Trib., Motions, Depositions	Licensed by sup. ct., practicing for 3 years	
Misdemeanors, Civil	Any Court	In Court	Source other than client.	In Court	Resident att'y admitted to practice before the court	
Criminal, Civil, Administrative	Any Court or Admin.	In Court	Source other than client.	In Court	Bar member, approved by tribunal addressed	
Criminal, Civil	Any Trial Court, Specified Superior Courts and Court of Appeals	In Court, Court Doc., Counsel	Source other than client.	Superior Ct. Proc., Representation of Def. in Preliminary Crim. Hearings, Court of Appeals	Bar member, practicing for 3 years	

<i>State</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
West Virginia	Supreme Court of Appeals Rule 6.000	A.B.A. State	4 semesters	Dean	18 months or licensed to practice	Indigent, State
Wisconsin	Supreme Court Rules for the Practical Training of Law Students	A.B.A. State	½ of required credits; Law Student Affiliate Member of State Bar	Dean	16 months, or admission to practice, T.	No Specified Limitation
Wyoming	Supreme Court Rule 18, Right to Practice Law	A.B.A.	4 semesters	Dean	18 months, or Bar, C., T.	Any Individual, State

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	In Court or Admin. Trib.	Bar member, approved by dean	
Criminal, Civil	Any Court or Admin.	In Court, Court Doc., Counsel	Source other than client.	In Court except for Very Routine Actions, and Counseling	Bar member, approved by dean	Law School Clinical Program
Criminal, Civil	Any Court or Admin.	In Court, Court Doc.	Source other than client.	Crim. Right to Counsel, Appellate Argument	Bar member, approved by dean	



## **Chart II—Summary of Federal District Court Rules**



<i>District</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
No. Dist. of California	Court Order	N.L.S.	Enrollment in clinical program			No Specified Limitation on persons; gov't.
Connecticut	Rule 26	A.B.A.	2 semesters			Any person
Delaware	Any student admitted to practice before the state courts may practice before the Dist. Ct.	A.B.A.	2 years	Preceptor, Dean, Board of Bar Examiners	Expires annually on Dec. 31, R., T.	Indigent, state
District of Columbia	Rule 2-9	A.B.A. located in D.C.		Dean	18 months, or Bar, C., T.	Any defendant government
No. Dist. of Georgia	Rule 71-9	A.B.A. or Accred.	$\frac{2}{3}$ of required credits; Evid., Criminal & Civil Procedure; enrollment in legal intern prog.	Dean, District Court	12 months, T.	Indigent, U.S.
Hawaii	Rules of District Court	N.L.S.	$\frac{2}{3}$ of required credits; enrollment in clinical program	Dean	coterminous with enrollment in clinical program, T.	Any individual, U.S., state of Hawaii political subdivision
Idaho	Dist. Ct. Rule No.2(g)	L.S.	$\frac{2}{3}$ of required credits	Dean, District Court	12 months, r. once, T.	
No. Dist. of Illinois	Rule 41	Accred.	completed year			
So. Dist. of Iowa	Court Order	A.B.A. or Accred.	3 semesters	Dean		No Specified Limitation
Kansas	Standing Order Adopting Rule Concerning Services of Certain Law Students	Accred.	4 semesters	Dean	18 months, or Bar, C., T.	Indigent, government

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Noncustody petty offenses	U.S. Magistrate only	In Court, Court Doc.				N.L.S. Clinical Program
All proceedings	Dist. Ct. Connecticut	In Court, Court Doc.	Source other than client.	In Court (unless waived by judge)	Dist. Ct. of Connecticut Bar Member	
Criminal, Civil	Dist. Ct. Delaware	In Court, Court Doc.	Source other than client.		Supreme Court Bar Member	Program Approved by Delaware Bar Assn.
Minor offense	U.S. Magistrate only	In Court, Court Doc.	Source other than client and under Criminal Justice Act		D.C. Dist. Ct. Bar Member	
Criminal, Civil	No. Dist. Georgia	In Court, Court Doc.	No fee permitted	Oral, Argument, Const. Right to Counsel	No. Dist. Ct. of Georgia Bar Member, approved by dean	Law School Legal Intern Program
	Dist. Ct. Hawaii; U.S. Magistrate	In Court, Court Doc., Counsel	Source other than client.	In Court, Before U.S. Magistrate	Dist. Ct. of Hawaii Bar Member, approved by law school	Law School Clinical Program
Criminal, Civil	Dist. Ct. Idaho, including Referee in Bankruptcy	In Court, Court Doc.	Source other than client.	In Court (specified exceptions)	State Bar Member, practicing for 5 yrs. Dist. Ct. of Idaho Bar Member	
	No. Dist. Illinois	Court Doc., present at counsel table in court			Admitted to practice before No. Dist. Ct. of Ill.	Legal Internship Federal Defender Program
Criminal, Civil	So. Dist. Illinois	In Court	No compensation for court appearance; general comp. from other sources	Appearance as defense counsel in crim. cases	Admitted to practice before So. Dist. Ct. of Iowa	
Criminal, Civil	Dist. Ct. Kansas	In Court, Court Doc.	Source other than client.	Criminal matter on behalf of indigent, approved oral argument	Bar Member approved by judge of Kansas Dist. Ct.	

<i>District</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
E. Dist. of Louisiana	Rule 21.12-21.15	A.B.A., State	4 semesters	Dean	12 months, or Bar, C., T.	Indigent, U.S.
Middle Dist. of Louisiana	Rule 1	A.B.A., State	4 semesters	Dean	12 months, or Bar, C., T.	Indigent, U.S.
No. Dist. of Mississippi	Local Rule G13 Establishing Law Student Intern Practice Procedure	A.B.A., State	4 semesters	Dean	12 months, or graduation from law school, T.	Any party
Montana	Local Student Practice Rule	A.B.A.	2/3 of required credits	Dean	12 months, R. once, or admission to bar; or Bar, T.	Any person
Nebraska	Rules 5M & 5N	N.L.S. or A.B.A.	4 semesters; enrollment in clinical legal education program	Dean, or by motion of supervising att'y	As specified	Any person, U.S.
New Hampshire*	Rule 5(c)	A.B.A. or A.A.L.S.	2 semesters			Indigent
E. Dist. of New York	Rule 4.1	A.B.A.	2 semesters	Dean or Law School Faculty Member	T.	Any individual, including the U.S. Atty.
No. Dist. of New York	Special Rule #1	A.B.A.	4 semesters	Dean or Law School Faculty Member	Bar, T.	Any person, including U.S. Atty.
No. Dist. of Ohio	Student Practice Rule	A.B.A. or A.A.L.S.	1/2 of required credits		T.	No Specified Limitation on persons; U.S. Att'y's Office.
E. Dist. of Pennsylvania	Local Rules of Civil Procedure 9 1/2	A.B.A., State	4 semesters (after 2 semesters may participate in civil rights matter at pretrial stage).	Dean	18 months, or Bar, C., T.	Indigent, prisoner prisoner
South Carolina	Court Order	N.L.S.	4 semesters	Dean	T.	Indigents

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Criminal, civil	E. Dist. Louisiana	In Court	No remuneration of any kind	In Court	E. Dist. Ct. of Louisiana Bar Member, approved by dean	
Criminal, Civil	Mid. Dist. Louisiana	In Court	No compensation of any kind	In Court	W. Dist. Ct. of Louisiana Bar Member, approved by dean	
Criminal, Civil	No. Dist. Mississippi	In Court, Court Doc.	No compensation of any kind	In Court	No Dist. Ct. of Mississippi Bar Member, approved by dean and Dist. Ct. judges	
Criminal, Civil	Dist. Ct. Montana, U.S. Magistrate	In Court, Court Doc., Counsel	Source other than client.	In Court	Dist. Ct. of Montana Bar	Member
Criminal, Civil	Dist. Ct. Nebraska, U.S. Magistrate	In Court, Court Doc., Counsel	Source other than client.	In Court, Before Magistrate, Oral Depositions	Specified Requirements	Clinical Legal Education Program, supervised by Neb. U.S. Att'y Office
Criminal, Civil	Dist. Ct. N.H., Magistrate	In Court			Dist. Ct. of N.H. Bar Member	Approved Legal Aid Society, Federally Funded Legal Services Prog., Public Defender Program
	E. Dist. N.Y.	In Court, Court Doc.	Source other than client.	In Court	E. Dist. Ct. of New York Bar Member	
No Specified Limitation	No Dist. N.Y.	In Court, Court Doc.	Source other than client.	In Court	No. Dist. Ct. of New York Bar Member	
Criminal, Civil, habeas corpus, post-conviction	No. Dist. Ohio	In Court	No compensation	In Court	Licensed to practice before No. Dist. Ct. of Ohio	
Civil Rights matter, habeas corpus	E. Dist. Pennsylvania	In Court	No compensation permitted from client	As Specified	Bar member, approved by dean	
Any case	Dist. Ct. So. Carolina	In Court, Court Doc.	No compensation from any source	Oral Argument	Dist. Ct. of So. Carolina Bar Member	Law School Clinical Prog.

<i>District</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
South Dakota	Rules of Practice, Rule 2, section 8	N.L.S. or A.B.A.	4 semesters	Dean	18 months, or Bar, C (but not more than 3 months,) T.	Any person, U.S., and any Dep't., Board of Agency
E. Dist. of Virginia	Amended Local Rule 7(N)	A.B.A., state or D.C.	4 semesters	Dean	18 months or Bar, C., T.	Any person, government
W. Dist. of Virginia	Order Adopting Plan for Third Year Practice Rule	A.B.A., State	4 semesters	Dean	18 months, or Bar, C., T.	Any person, government

<i>Nature of Case</i>	<i>Tribunal</i>	<i>Extent of Practice</i>	<i>Compensation Required</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Civil, Criminal, Quasi-Crim.	Dist. Ct. So. Dakota	In Court, Court Doc.	Source other than client.	Crim., or quasi-crim. matter in- volving criti- cal stage	Specified Require- ments	
Criminal, Civil	E. Dist. Virginia	In Court, Court Doc.	Source other than client.	In Court Depositions	E. Dist. Ct. of Virginia, approved dean & Dist. Ct. judge	
Criminal, Civil	W. Dist. Virginia	In Court, Court Doc.	Source other than client.	In Court	W. Dist. Ct. of Virginia Bar Member, Dean and District Court Judge	



## **Chart III – Summary of United States Court of Appeals Rules**



<i>Circuit</i>	<i>How Established</i>	<i>Law School Enrollment</i>	<i>Student Qualifications</i>	<i>Certifying Body</i>	<i>Duration of Certification</i>	<i>Nature of Client</i>
1st	App. C.	A.B.A.	4 semesters	Attorney of Record	—	Any Client
2nd	Rule 46 (e) of the Ct. of Appeals for the 2nd Cir.	A.B.A.	4 semesters	Dean or Faculty Member	T.	Indigent, U.S., Governmental agency
3rd	3rd Cir. Ct. Rule 9(2)	A.B.A.	4 semesters	Dean	18 months, or Bar, C., T.	Indigent prisoner
4th	4th Cir. Ct. Rule 13	A.B.A.	4 semesters	Dean	T.	Indigent, U.S., state
5th	no rule					
6th	no rule, but a panel may consider, on an ad hoc basis, the request a law school professor for his student to argue in the 6th Cir. under the professor's supervision.					
7th	no rule, but the court has a flexible practice that allows students to brief and argue appeals of indigents in the presence of a supervising attorney.					
8th	no rule, but a panel may consider, on an ad hoc basis, the request of a law school professor for his student to argue in the 8th Cir. under the professor's supervision.					
9th	9th Cir. Rule 27	A.B.A.	3 semesters	Dean	18 months,	any client
10th	no rule					
11th	no rule					
District of Columbia	Title VI, Rule 20	A.B.A.	4 semesters; enrollment in law school clinical program for credit;	Dean	18 months, or Bar, C., T.	Indigent, government

<i>Nature of Case</i>	<i>Extent of Practice</i>	<i>Compensation</i>	<i>Personal Supervision Required</i>	<i>Supervisor Eligibility</i>	<i>Type of Program Specified</i>
Any case	In Court, Ct. Doc.	Source other than client	In Court	Attorney of Record	
Any case	In Court, Ct. Doc.	Source other than client.	In Court	Member of Bar of this Court	
Civil rights or habeas corpus	In Court, Ct. Doc.	Source other than client.	Oral Argument	Member of Bar of this Court	
Any case	In Court, Ct. Doc.	Source other than client.	Oral Argument	Admitted to Practice Before this Court	
Any Case	In Court, Ct. Doc.	Source other than client.	In Court	Member of Bar of this Court	
Criminal	In Court, Ct. Doc.	Source other than client.	Oral Argument	Member of Bar of this Court	Law School Clinical Program

**DEVITT COMMITTEE MODEL STUDENT PRACTICE RULE**

- A . Any eligible law student in a law school in this district accredited by the American Bar Association may, under the conditions stated below, interview, advise, negotiate, and appear before any magistrate or district court judge in this district.**
- B . For a student to be eligible to practice under this Rule the following requirements must be met:**
- 1 . The conduct of the case must be under the supervision of a member of the bar of this district, and the supervisor must be present with and prepared to assist the student at any court appearances, and must assume full professional responsibility for the student's work;**
  - 2 . The student must be in his or her final two years of law school;**
  - 3 . The student must be enrolled for credit in a law school clinical program;**
  - 4 . The student may not accept personal compensation from a client or other source, although the law school clinical program in which the student is enrolled may accept compensation other than from a client, such as Criminal Justice Act payments.**
- C . Before a student shall be eligible to appear in court pursuant to this Rule, the dean of the accredited law school that the student attends shall file with the clerk of this court a list of names of the enrolled students who have been selected by the faculty to participate in the program. This filing shall constitute a certification that, in the opinion of the dean and the faculty, the students on the list have adequate knowledge of the applicable procedural rules and substantive law, and that the activities of the students will be adequately supervised as required by this Rule. Upon written approval by the chief judge of this district, to be filed with the clerk of this court, the students on the lists submitted by the law school deans shall be authorized by practice pursuant to this Rule. The written approval of the chief judge shall remain in effect for a period of twelve months from the date of filing, unless withdrawn earlier or unless, upon application by the dean of the law school, the chief judge shall extend the privilege.**