

**STATE OF VERMONT
VERMONT SUPREME COURT
JULY TERM, 2006**

**EMERGENCY AMENDMENT TO THE
VERMONT RULES FOR LICENSING OF ATTORNEYS**

Pursuant to the Vermont Constitution, Chapter II, Section 37; 12 V.S.A. § 1, it is hereby ordered:

1. That § 14 of Administrative Order No. 41 providing for the Licensing of Attorneys be added to read as follows:

§ 14. Any member of the national guard, state guard or reserve component who is licensed to practice law at the time of activation or deployment shall:

(a) receive an extension of licensure up to 60 days following the attorney's return from activation or deployment, provided that the active licensure is required by the military during the time of such activation or deployment, provided the attorney:

(1) notifies the Court Administrator of his or her activation or deployment prior to the expiration on the current license, and

(2) certifies that the circumstances of the activation or deployment impede good faith efforts to make timely application for renewal of the license.

(b) be given a reasonable opportunity to meet the terms or conditions of licensure following the person's return from activation or deployment if military service in any way interferes with a good faith effort to complete a term or condition of licensure, regardless of whether the military requires the person to maintain the license or certification during the time of activation or deployment.

2. That these emergency amendments are prescribed and promulgated on July 6, 2006. The Court finds that these rules shall apply to any attorney who was licensed on July 1, 2005 or thereafter.

3. The Court finds that these emergency rules and amendments must be promulgated without resort to the notice and comment procedures set forth in Administrative Order No. 11 in order for them to conform with the provisions of Act No. 131 of 2005 (Adj. Sess.). The Board of Bar Examiners is directed to consider this emergency amendment, propose any amendments to it, receive comments and report to the Court pursuant to Administrative Order No. 11 by January 1, 2007.

4. That the Chief Justice is authorized to report these rules and amendments to the General Assembly in accordance with the provisions of 12 V.S.A. § 1, as amended.

Dated in Chambers at Montpelier, Vermont, this 6th day of July, 2006

BY THE COURT:

Paul L. Reiber, Chief Justice

John A. Dooley, Associate Justice

Denise R. Johnson, Associate Justice

Marilyn S. Skoglund, Associate Justice

Brian L. Burgess, Associate Justice