



**Item 1-5  
(091619)**

**STATE OF CONNECTICUT  
JUDICIAL BRANCH**

**CONNECTICUT BAR EXAMINING COMMITTEE**

KATHLEEN B. HARRINGTON, *DEPUTY DIRECTOR, ATTORNEY SERVICES*

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April 9, 2019

Attorney Joseph J. Del Ciampo  
Secretary to the Rules Committee  
100 Washington Street, 3<sup>rd</sup> Floor  
Hartford, CT 06106

Dear Attorney Del Ciampo:

At a special meeting on April 5, 2019, the Connecticut Bar Examining Committee (CBEC) voted to present a proposed amendment to Practice Book § 2-9 to the Rules Committee for consideration. The proposal recommends replacing certain language referencing the disability of an applicant with terminology that is more neutral and inclusive. A copy of the proposal is attached.

If additional information is needed, please let me know and I will secure such for the Rules Committee. Please advise when this proposal will be presented to the Rules Committee for consideration as the CBEC Chair may like an opportunity to be present to address any concerns or questions that the Rules Committee may have.

Sincerely,

Kathleen B. Harrington  
Deputy Director, Attorney Services

Enc.

cc: Hon. Anne C. Dranginis (Ret.), CBEC Chair – by email only  
Martin R. Libbin, Temporary Administrator, Legal Services – by email only  
Jessica F. Kallipolites, CBEC Administrative Director – by email only

The Connecticut Bar Examining Committee presents the following proposed amendment to Practice Book § 2-9 to the Rules Committee for consideration.

Sec. 2-9. CERTIFICATION OF APPLICANTS RECOMMENDED FOR ADMISSION;  
CONDITIONS OF ADMISSION

(a) The committee shall certify to the clerk of the superior court for the county in which the applicant seeks admission and to the clerk of the superior court in New Haven the name of any such applicant recommended by it for admission to the bar and shall notify the applicant of its decision.

(b) The committee may, in light of the health diagnosis, treatment, or drug or alcohol dependence of an applicant~~physical or mental disability of a candidate~~ that has caused conduct or behavior that would otherwise have rendered the applicant~~candidate~~ currently unfit to practice law, determine that it will only recommend an applicant for admission to the bar conditional upon the applicant's compliance with conditions prescribed by the committee relevant to the health diagnosis, treatment, or drug or alcohol dependence or disability~~and the fitness of the applicant~~. Such determination shall be made after a hearing on the record is conducted by the committee or a panel thereof consisting of at least three members appointed by the chair, unless such hearing is waived by the applicant. Such conditions shall be tailored to detect recurrence of the conduct or behavior which could render an applicant unfit to practice law or pose a risk to clients or the public and to encourage continued treatment, abstinence, or other support. The conditional admission period shall not exceed five years, unless the conditionally-admitted attorney fails to comply with the conditions of admission, and the bar examining committee or the court determines, in accordance with the procedures set forth in section 2-11, that a further period of conditional admission is necessary. The committee shall notify the applicant by mail of its decision and that the applicant must sign an agreement with the bar examining committee under oath affirming acceptance of such conditions and that the applicant will comply with them. Upon receipt of this agreement from the applicant, duly executed, the committee shall recommend the applicant for admission to the bar as provided herein. The committee shall forward a copy of the agreement to the statewide bar counsel, who shall be considered a party for purposes of defending an appeal under Section 2-11A.