

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

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IN THE MATTER OF THE AMENDMENT OF SDCL)
16-16-15) RULE 95-10

Pursuant to a hearing held on October 18, 1995, at Madison, South Dakota, relating to the amendment of SDCL 16-16-15, the Court having considered the proposed amendment, the correspondence and oral presentations relating thereto, if any, and being fully advised in the premises, now, therefore, it is

ORDERED that SDCL 16-16-15 be and it is hereby amended to read in its entirety as follows:

16-16-15. **Bar examiners' investigations and hearings on applicants for admission.** The board of bar examiners is empowered to make inquiries and investigations concerning the character, fitness and general qualifications of applicants for admission. In the conduct of investigations and upon hearings, the board may take and hear testimony and compel, by subpoena, the attendance of witnesses and the production of books, papers and documents. Any member of the board may administer oaths and issue subpoenas.

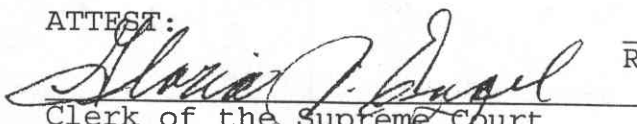
The contents of any report received by the board of bar examiners relating to the character, fitness and general qualification of an applicant as well as the author of such report, shall be privileged and confidential between the author of the report and all members of the board of bar examiners and its staff, and as appropriate, between the author of the report and the South Dakota Supreme Court. This rule of confidentiality does not prohibit the board of bar examiners from furnishing relevant information to the disciplinary board when the board is conducting an investigation concerning the character, fitness and general qualifications of an attorney.

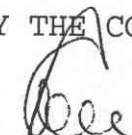
IT IS FURTHER ORDERED that this rule shall become effective January 1, 1996.

DATED at Pierre, South Dakota, this 30th day of October, 1995.

BY THE COURT:

ATTEST:


Clerk of the Supreme Court
(SEAL)


Robert A. Miller, Chief Justice