

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

* * * *

IN THE MATTER OF THE ADOPTION)
OF A NEW RULE TO BE DESIGNATED) RULE 12-06
AT SDCL 16-16-17.3)

A hearing was held on February 15, 2012, at Pierre, South Dakota, relating to the adoption of a new rule to be designated at SDCL 16-16-17.3 and the Court having considered the proposed adoption and the oral presentation relating thereto and being fully advised in the premises, now, therefore, it is

ORDERED that SDCL 16-16-17.3 be and it is hereby adopted to read in its entirety as follows:

SDCL 16-16-17.3. Limited circumstances under which conditional admission may be considered. The Board of Bar Examiners may recommend that an applicant be admitted to the bar conditioned on the applicant's compliance with relevant conditions prescribed by the Board. To be eligible for conditional admission an applicant must satisfy all requirements for admission to the bar, possess the requisite good moral character and fitness for admission, and be engaged in a sustained and effective course of treatment for or remediation of one of the following:

- a. substance abuse or dependence;
- b. a diagnosed mental or physical impairment that, should it reoccur, would likely impair the applicant's ability to practice law or pose a threat to the public; or
- c. neglect of financial affairs.

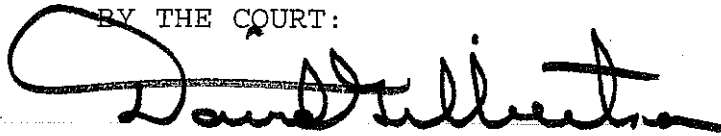
Conditional admission may be employed only when an applicant has been engaged in a sustained and effective course of treatment or remediation for a period of time sufficient to demonstrate his or her commitment and progress.

Rule 12-06

IT IS FURTHER ORDERED that the rule shall become effective July 1, 2012.

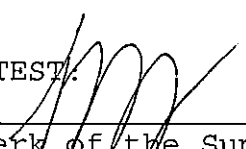
DATED at Pierre, South Dakota, this 6th day of March, 2012.

BY THE COURT:

A handwritten signature in black ink, appearing to read "David Gilbertson", written over a horizontal line.

David Gilbertson, Chief Justice

ATTEST:

A handwritten signature in black ink, appearing to be a stylized "M", written over a horizontal line.

Clerk of the Supreme Court
(SEAL)

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

MAR - 6 2012

A handwritten signature in black ink, appearing to read "Sheriff A. Johnson", written over a horizontal line.

Clerk