

STATE OF SOUTH DAKOTA
In the Supreme Court
I, Shirley A. Jameson-Fergel, Clerk of the Supreme Court of
South Dakota, hereby certify that the within instrument is a true
and correct copy of the original thereof as the same appears
on record in my office. In witness whereof, I have hereunto set
my hand and affixed the seal of said court at Pierre, S.D. this

25th day of Feb, 20 19
[Signature]
Clerk of Supreme Court
Deputy

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED
FEB 25 2019

[Signature]
RULE 19-18 Clerk

IN THE MATTER OF THE AMENDMENT)
SDCL 16-16-11)

A hearing was held on February 20, 2019, at Pierre,
South Dakota, relating to the amendment of SDCL 16-16-11 and the
Court having considered the proposed amendment, oral presentation
relating thereto and being fully advised in the premises, now,
therefore, it is

ORDERED that SDCL 16-16-11 be and it is hereby
amended to read in its entirety as follows:

SDCL 16-16-11. Re-examination after three failures prohibited. An applicant who fails three times to pass the bar
examination in any jurisdiction or combination of jurisdictions
will may not be permitted to take another examination in South
Dakota except by permission of the Supreme Court upon a showing
that the reasons for previous failures no longer exist and there
is a reasonable likelihood the applicant will pass the
examination if allowed to take it.

Absent a showing of exceptional circumstances, an
applicant who has failed four times to pass the bar examination
in any jurisdiction or combination of jurisdictions will not be
granted permission to sit for the bar examination under this
rule unless the applicant has obtained a scaled score of at
least 125 on a prior MBE examination.

(This amendment will become effective on August 1,
2019).

DATED at Pierre, South Dakota, this 25th day of
February, 2019.

BY THE COURT:
[Signature]
David Gilbertson, Chief Justice

ATTEST: *[Signature]*
Clerk of the Supreme Court
(SEAL)