

HOUSE BILL NO. 4489

April 23, 2019, Introduced by Reps. Bellino, Iden, Warren, LaGrand, Gay-Dagnogo and Sowerby and referred to the Committee on Regulatory Reform.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 934 (MCL 600.934), as amended by 2004 PA 558.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 934. (1) ~~A person~~**An individual** is qualified for
2 admission to the bar of this state ~~who~~**if he or she** proves to the
3 satisfaction of the board of law examiners that he or she is a
4 ~~person~~**an individual** of good moral character, is 18 years of age or
5 older, has the required general education, learning in the law, and

1 fitness and ability to enable him or her to practice law in the
2 courts of record of this state, and that he or she intends in good
3 faith to practice or teach law in this state. Additional
4 requirements concerning the qualifications for admission are
5 contained in subsequent sections of this chapter. ~~As used in this~~
6 ~~subsection, "good moral character" means good moral character as~~
7 ~~defined and determined under 1974 PA 381, MCL 338.41 to 338.47.~~ **For**
8 **purposes of this subsection, good moral character is determined by**
9 **the board of law examiners and 1974 PA 381, MCL 338.41 to 338.47,**
10 **does not apply to that determination.**

11 (2) ~~A person~~ **An individual** may elect to use the multi-state
12 bar examination scaled score that ~~the person~~ **he or she** achieved on
13 a multi-state bar examination administered in another state or
14 territory when applying for admission to the bar of this state, but
15 only if all of the following ~~occur~~ **are met:**

16 (a) The score that the ~~person~~ **individual** elects to use was
17 achieved on a multi-state examination administered within the 3
18 years immediately preceding the multi-state bar examination in this
19 state for which the ~~person~~ **individual** would otherwise sit.

20 (b) The ~~person~~ **individual** achieved a passing grade on the bar
21 examination of which the multi-state examination the score of which
22 the ~~person~~ **individual** elects to use was a part.

23 (c) The multi-state examination the score of which the ~~person~~
24 **individual** elects to use was administered in a state or territory
25 that ~~accords the~~ **provides a** reciprocal right to elect to use the
26 score achieved on the multi-state examination administered in this
27 state to Michigan residents **who are** seeking admission to the bar of
28 that state or territory.

29 (d) The ~~person~~ **individual** earns a grade on the essay portion

1 of the bar examination that when combined with the transferred
2 multi-state scaled score constitutes a passing grade for that bar
3 examination.

4 (e) The ~~person~~**individual** otherwise meets all requirements for
5 admission to the bar of this state.

6 (3) The state board of law examiners shall disclose to a
7 ~~person electing~~**an individual who elects** under subsection (2) to
8 transfer the multi-state bar examination scaled score achieved on
9 an examination administered in another state or territory the score
10 the ~~person~~**individual** achieved as soon as that score is received by
11 the board regardless of whether the ~~person~~**individual** could have
12 obtained that score in the jurisdiction in which the examination
13 was administered. This subsection does not require disclosure by
14 the board of the score achieved on a multi-state bar examination
15 administered in another state or territory until the scores
16 achieved on that examination administered in Michigan are released.

17 Enacting section 1. This amendatory act takes effect 90 days
18 after the date it is enacted into law.

19 Enacting section 2. This amendatory act does not take effect
20 unless Senate Bill No.____ or House Bill No. 4488(request no.
21 00446'19) of the 100th Legislature is enacted into law.