

Choosing Your Bar Exam Jurisdiction

Agenda



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Types of Bar Exam

- The UBE/Uniform Bar Exam
 - Each July and February, the same exact exam is administered in over 40 jurisdictions
 - For example, DC's and NY's bar exam is the UBE. Someone taking the bar exam in these two jurisdictions in July 2024 will be taking the same exact exam.
- State Bar Exam/Non-UBE Jurisdictions
 - All jurisdictions except for Louisiana will have the same multiple-choice element of the bar exam (the MBE)
 - But the writing day will vary and will be state-specific essays or multiple-choice questions



UBE Jurisdictions

- Alabama
- Alaska
- Arizona
- Colorado
- Connecticut
- District of Columbia
- Idaho
- Illinois
- Indiana
- Iowa
- Kansas
- Kentucky
- Maine
- Maryland
- Massachusetts
- Michigan
- Minnesota
- Missouri
- Montana
- Nebraska

- New Hampshire
- New Jersey
- New Mexico
- New York
- North Carolina
- North Dakota
- Ohio
- Oklahoma
- Oregon
- Pennsylvania
- Rhode Island
- South Carolina
- Tennessee
- Texas
- Utah
- Vermont
- Washington
- West Virginia
- Wyoming
- US Virgin Islands



State Specific Jurisdictions



- California
- Delaware
- Florida
- Georgia
- Hawaii
- Louisiana
- Mississippi
- Nevada
- South Dakota
- Virginia
- Wisconsin

Deciding Factors

- Where will you work?
 - Ask your firm which bar exam to take
 - With a Federal job, you can likely be admitted anywhere, but ask your supervisor what their preference is
- If you are not sure where you will work, then consider where you will live
 - If you don't have a job lined up, pay attention to the job market in potential jurisdictions
 - Look to where you have the most connections
 - Past Residences
 - Previous Employment
 - Location of Friends & Family
 - You school's alumni network
 - Consider the **UBE**
 - Offers the most flexibility
 - Able to transfer UBE Score
 - Pay attention to additional admission requirements
- Look at the jurisdiction's reciprocity agreements with other jurisdictions
- You will take the bar exam within the jurisdiction of the exam, unlike the MPRE (make sure to reserve hotel)
- NOTE: You are not able to take two bar exams during the same exam administration

Transferring your UBE Score

- As long as you have the minimum passing score within the transfer time frame, you can transfer your score for admission to a different UBE jurisdiction without having to take the bar exam again
- You will have to apply to the state bar and meet all their requirements
 - Licensing Fee
 - Character & Fitness Application
 - State Specific Component if applicable
 - Foreign Educated applicants will likely have additional requirements
- Your UBE Score is not good forever
 - It will "expire" within 2-5 years
 - Determined by the state you are transferring your UBE score into



Minimum UBE Scores



- <u>260</u>: Alabama, Minnesota, Missouri, New Mexico, North Dakota, Utah
- **264**: Indiana, Oklahoma
- <u>266</u>: Connecticut, DC, Illinois, Iowa, Kansas, Kentucky, Maryland, Montana, New Jersey, New York, South Carolina, US Virgin Islands
- **268**: Michigan
- <u>270</u>: Alaska, Arizona, Arkansas, Colorado, Idaho, Maine, Massachusetts, Nebraska, New Hampshire, North Carolina, Ohio, Oregon, Rhode Island, Tennessee, Texas, Vermont, Washington, West Virginia, Wyoming
- 272: Pennsylvania

Expiration Dates for UBE Scores



- 2 Years: North Dakota, Rhode Island
- 2 Years/5 Years if Practice of 2 of last 3 Years: Iowa
- 25 Months: Alabama
- 3 Years: Arkansas, Maine, Maryland, Massachusetts, Michigan Minnesota, Montana, Nebraska, New Jersey, New York, North Carolina, Oklahoma, Oregon, South Carolina, Utah, Virgin Islands
- 3 Years/5 Years if Practice of immediate 2 of 5 Years: Colorado, New Hampshire, Vermont, Wyoming
- 3 Years/5 years if Practice of 3 of last 5 Years: Tennessee
- 30 Months: Pennsylvania
- 37 Months: Idaho
- 4 Years: Illinois
- 40 Months: Washington
- 5 Years: Alaska, Arizona, Connecticut, DC, Indiana, Kansas, Kentucky, Missouri, Ohio, Texas

Expiration Dates for MPRE Scores



- Each jurisdiction sets their own rules for accepting MPRE scores
- It can range between 1 year to never expiring.
- There can be waivers to reporting an MPRE score if you have actively been practicing law for a certain amount of time.

State Specific Admission Components



- Alabama (online course)
- Alaska (ethics presentation)
- Arizona (online course)
- Colorado (online course)
- Maryland (online exam)
- Massachusetts (online exam)
- Michigan (online training)
- Missouri (online exam)
- Montana (online seminar)
- New Mexico (online course)
- New York (online course and exam)
- Ohio (online exam)
- South Carolina (online course)
- Tennessee (online course)
- Texas (online course)
- Virgin Islands (online exam)
- Washington (online course and exam)

Admission by Motion

- Not every state allows an applicant to waive into their jurisdiction without a bar exam. Many allow it without a reciprocity agreement and other have it limited or not available at all.
- Reciprocity
 - Any Jurisdiction: Colorado, DC, Illinois, Indiana, Iowa, Maine, Maryland, Massachusetts, Michigan, Minnesota, Montana, Nebraska, North Dakota, Ohio, Tennessee, Texas, Vermont, Washington, Wisconsin
 - Limited: Alabama, Alaska, Arizona, Arkansas, Connecticut, Georgia, Idaho, Kansas, Kentucky, Mississippi, Missouri, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Oregon, Pennsylvania, South Dakota, Utah, Virgin Islands, Virginia, West Virginia, Wyoming
 - Very Limited: Hawaii, South Carolina
 - Not Available: California, Florida, Delaware, Louisiana, Nevada, Rhode Island
- If a jurisdiction does not have reciprocity with where you are licensed then you will need to either take the full bar exam again or that jurisdiction's Attorney Exam if applicable.



Admission by Motion Timeframe: Any Jurisdiction

- 3 Years: DC
- 3 of past 5 years: Colorado, Illinois, Maine, Michigan, Minnesota, Nebraska, Washington, Wisconsin
- 3 of past 5 years or 10 overall: Maryland
- 4 of past 5 years: North Dakota
- 5 of past 7 years: Indiana, Iowa, Massachusetts, Montana, Tennessee, Texas
- 5 of past 10 years: Ohio
- Varies: Vermont



Admission by Motion Timeframe: Limited Jurisdictions

- 5 Years: Mississippi
- 3 of past 5 years: Arizona, Arkansas, Oklahoma, South Dakota, Utah
- 3 of past 5 years with 5 year minimum: Virginia
- 4 of past 6 years: North Carolina
- 5 of past 6 years: Alabama
- 5 of past 7 years: Alaska, Georgia, Kansas, Kentucky, New Jersey, New Mexico, New York,
 Oregon, Pennsylvania, Virgin Islands, West Virginia, Wyoming
- 5 of past 10 years: Connecticut, Missouri
- Varies: Idaho, New Hampshire



Jurisdictions with Attorney Exams

- California: CA PT & 5 California Essays (must be licensed in another Jx for at least 4 years)
- Florida: 3 Florida Essays and 100 Florida MCQs
- Georgia: MPT & 4 Georgia Essays
- Mississippi: Allowed to utilize MBE score for 20 months from previous bar exam.
- South Dakota: Allowed to utilize MBE score of 135 or higher for 24 months from previous bar exam
- Virginia: 9 Virginia Essays and 10 Virginia MCQs
- Wisconsin: Allowed to utilize MBE score of 135 or higher for 37 months from previous bar exam, but must have taken that bar exam successfully no more than 60 days before JD was conferred
- Jurisdictions without an Attorney Exam or ability to transfer MBE score
 - Delaware
 - Hawaii
 - Louisiana
 - Nevada



CLE Requirements

- None: DC, Maryland, Massachusetts, Michigan, South Dakota
- 3 Hours/Year: Alaska, Hawaii
- 10 Hours/Year: Nebraska, Rhode Island
- 12 Hours/Year: Alabama, Arkansas, Connecticut, Georgia, Kansas, Kentucky, Maine, Mississippi, New Hampshire, New Mexico, North Carolina, Oklahoma, Pennsylvania, Utah, Virginia
- 12.5 Hours/Year: Louisiana
- 13 Hours/Year: Nevada
- 14 Hours/Year: South Carolina
- 15 Hours/Year: Arizona, Iowa, Missouri, Montana, Tennessee, Texas, Wyoming
- 24 Hours/2 Years: Delaware, New Jersey, New York, Ohio, Vermont, Virgin Islands, West Virginia
- 25 Hours/3 Years: California
- 30 Hours/2 Years: Illinois, Wisconsin
- 30 Hours/3 Years: Idaho
- 33 Hours/3 Years: Florida
- 36 Hours/3 Years: Indiana
- 45 Hours/3 Years: Colorado, Minnesota, North Dakota, Oregon, Washington



Concurrent Applications

- Some UBE jurisdictions allow you to have an application pending even though you are sitting for a different UBE jurisdiction's bar exam
- The benefit to this is you don't have as long of a wait time to be admitted into two jurisdictions
- The cons to this is that you are paying for two bar admissions at the same time and if you fail the bar exam, you have lost that money

