

1 **Rule 11-104. Procedures Pertaining to the Practice of Law.**

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3 *Intent:*

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5 To establish procedures for adopting or modifying rules pertaining to the practice of law.

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7 *Applicability:*

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9 This rule shall apply to the Supreme Court, the Administrative Office of the Courts, the
10 Utah State Bar, the Supreme Court Board of Continuing Legal Education, and the
11 Supreme Court Ethics and Discipline Committee.

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13 *Statement of the Rule:*

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15 (1) Petitions. Petitions for the adoption, repeal or amendment of rules or procedures
16 governing, affecting, or pertaining to the practice of law, other than the rules of
17 professional conduct, shall be filed with the Supreme Court. Petitions shall set forth the
18 proposed rule or amendment or the text of the rule proposed for repeal and shall specify
19 the need for and anticipated effect of the proposal.

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21 (2) Publication. If, after preliminary review of the petition, the Supreme Court determines
22 the proposed adoption, repeal or amendment of a rule may be warranted, the Supreme
23 Court shall it will submit the proposed rule or amendments proposal to the
24 Administrative Office of the Courts to be published for a 45-day comment period.

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26 (3) Distribution. Distribution of the proposed rule or amendments shall be as provided in
27 Rule11-106.

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29 (4) Supreme Court review. Upon the expiration of the comment period, the
30 Administrative Office of the Courts shall compile all of the written comment received and
31 forward it to the Supreme Court.

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33 (5) Petitioner's review. Following receipt of the written comment, the Supreme Court
34 shall submit a copy of the comments to the entity who filed the petition seeking the rule
35 change. Petitioner shall review the comments and recommend any final modification to
36 the rules or procedures. Once petitioner has completed its review, it shall submit a
37 memorandum to the Supreme Court containing the petitioner's final proposals, a
38 summary of the public comment, and the petitioner's recommendations in response to
39 the public comment.

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41 Effective May 1, 2018