

1 **Rule 14-801. Definitions.**

2 As used in this article:

3 (a) “**aActive status**” means a Bar licensing category as defined by Rule 14-203(a)
4 and Rule 14-802, and the Bar’s rules, regulations, and policies;

5 (b) “**aApproved legal services organization**” means a Utah ~~not-for-non~~profit
6 legal services organization ~~which is~~ approved by the Bar as set forth herein. A
7 legal services organization seeking approval ~~from the Bar shall~~ must file a
8 petition with the Bar, attaching copies of its Articles of Incorporation and Bylaws,
9 if any, and certifying that it is a ~~not-for-non~~profit organization, reciting with
10 specificity:

11 (1) the structure of the organization and whether it accepts funds from its
12 clients;

13 (2) the major sources of funds used by the organization;

14 (3) the criteria used to determine potential clients’ eligibility for legal
15 services performed by the organization;

16 (4) the types of legal and nonlegal service ~~performed by~~ the organization
17 performs;

18 (5) the names of all Bar members ~~of the Bar who are~~ employed by the
19 organization or who regularly perform legal work for the organization;
20 and

21 (6) the existence and extent of malpractice insurance ~~which~~ that will cover
22 the volunteer attorneys, with such documentation being updated on an
23 annual basis;

24 (c) “**aAttorney applicant**” means a lawyer applicant as defined by ~~the~~ Rule 14-
25 701;

26 (d) “**Bar**” means the Utah State Bar;

- 27 (e) “CLE” means MCLE accredited continuing legal education;.
- 28 (f) “~~i~~**Inactive status**” means a Bar licensing category as defined by Rule 14-203(a),
29 Rule 14-802, and the Bar’s rules, regulations, and policies;.
- 30 (g) “MCLE” means Mandatory Continuing Legal Education as set forth in Rule
31 14-401 et seq.;
- 32 (h) “**Mentoring Completion Certification**” means the certification form in
33 the NLTP appendix of forms.
- 34 (i) “NLTP” means the Bar’s New Lawyer Training Program as set forth in Rule
35 14-808;.
- 36 (j) “OPC” means the Bar’s Office of Professional Conduct;.
- 37 (k) ~~except as used in Rule 14-807,~~ “**S**upervising attorney,” ~~except as used in~~
38 Rule 14-807, means an active ~~member of the~~ Bar member who generally
39 supervises a volunteer attorney. The supervising attorney must:
- 40 (1) be employed by an approved legal services organization;
- 41 (2) assume professional responsibility as contemplated by Rule 5.1 of the
42 Utah Rules of Professional Conduct for supervising the conduct of any
43 litigation, administrative proceeding or other legal services in which the
44 volunteer attorney participates providing, however, that concurrent
45 administrative or judicial appearance is at the discretion of the
46 supervising attorney;
- 47 (3) assist the volunteer attorney ~~s in his or her~~ legal service preparation to
48 the extent that the supervisory attorney considers it necessary; and
- 49 (4) ensure along with the agency that the volunteer attorney has
50 appropriate and adequate training, knowledge and competency to
51 perform the legal service permitted.