

## COMPARISON OF ABA FOREIGN LEGAL CONSULTANT RULE WITH STATE VERSIONS

### AMERICAN BAR ASSOCIATION CENTER FOR PROFESSIONAL RESPONSIBILITY POLICY IMPLEMENTATION COMMITTEE

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court	Real Estate	Wills	Legal Advice State/Fed Law		
<b>ABA Model Rule</b>	<a href="http://www.americanbar.org/content/dam/aba/administrative/professional_responsibility/model_rule_licensing_flc.authcheckdam.pdf">http://www.americanbar.org/content/dam/aba/administrative/professional_responsibility/model_rule_licensing_flc.authcheckdam.pdf</a>	5 years	5 years	(a) Yes (b) Yes	No	No	No	No	Yes	No
<b>AL</b>	No Rule.									
<b>AK</b>	Rule 44.1. Foreign Law Consultants. <a href="http://www.courts.alaska.gov/rules/bar.htm#44.1">http://www.courts.alaska.gov/rules/bar.htm#44.1</a>	5 of 7 years	5 of 7 years	(a) \$1000 (b) N/A	No	No	No	No	Yes	Yes

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court Estate	Real Estate	Wills	Legal Advice State/Fed Law		
AZ	Rule 38(b) of the Arizona Supreme Court Rules <a href="https://govt.westlaw.com/azrules/Document/N2136B750396D11E4BD4AF9ECC5F94B5D?viewType=FullText&amp;originContext=documenttoc&amp;transitionType=CategoryPageItem&amp;contextData=(sc.Default)">https://govt.westlaw.com/azrules/Document/N2136B750396D11E4BD4AF9ECC5F94B5D?viewType=FullText&amp;originContext=documenttoc&amp;transitionType=CategoryPageItem&amp;contextData=(sc.Default)</a>	5 of 7 years	5 of 7 years	(a) \$825 (b) N/A	No	No	No	No	N/A	Yes
AR	No Rule									
CA	Rule 9.44 Rules of California Supreme Court <a href="http://www.courts.ca.gov/cms/rules/index.cfm?title=nine&amp;linkid=rule9_44">http://www.courts.ca.gov/cms/rules/index.cfm?title=nine&amp;linkid=rule9_44</a>	4 of 6 years	4 of 6 years	(a) \$1099 (b) N/A	No	No	No	No	N/A	N/A
CO	Rule 204.2 Foreign Legal Consultant <a href="https://www.courts.state.co.us/userfiles/file/Court_Probation/Supreme_Court/Rule_Changes/2014/2014(09)%20clean.PDF">https://www.courts.state.co.us/userfiles/file/Court_Probation/Supreme_Court/Rule_Changes/2014/2014(09)%20clean.PDF</a>	5 years	3 of 5 years	(a) \$1000 (b) Yes Register with Office of Attorney Regulation.	No	No	No	No	Yes, unless exclusively employed by organization.	N/A

	<b>FLC Rule</b>	<b>Years of Practice Requirement</b>	<b>Years of Practice Prior to FLC Application</b>	<b>(a) Application Fee (b) Annual Fee</b>	<b>Scope of Practice Allowed:</b> <b>Court Real Wills Legal Advice Estate State/Fed Law</b>	<b>Malpractice Insurance Required</b>	<b>Reciprocity Considered</b>
<b>CT</b>	Sec. 2-17. FOREIGN LEGAL CONSULTANT <a href="https://www.jud.ct.gov/cbec/rules.htm#2-2">https://www.jud.ct.gov/cbec/rules.htm#2-2</a>	N/A	5 of 7 years	(a) \$500 (b) N/A	Not hold out as lawyer; not use title other than "FLC".	N/A	N/A
<b>DE</b>	Supreme Court Rule 55.2, Foreign Legal Consultants <a href="http://courts.delaware.gov/forms/download.aspx?id=39368">http://courts.delaware.gov/forms/download.aspx?id=39368</a>	N/A	N/A	(a) \$100 (b) N/A	No No No No	Yes	N/A
<b>DC</b>	District of Columbia Court of Appeals, Rule 46(c)(4), Special Legal Consultants <a href="http://www.dcourts.gov/internet/documents/DCCA_Rules_08-13-2015.pdf">http://www.dcourts.gov/internet/documents/DCCA_Rules_08-13-2015.pdf</a>	N/A	N/A	(a) \$450 (b) Yes	No No No No	Yes	Yes

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court	Real Estate	Wills	Legal Advice State/Fed Law		
<b>FL</b>	Bar Rule 16-1.5, Rules Regulating The Florida Bar, Chapter 16, <a href="https://www.floridabar.org/divexe/rrtfb.nsf/8bf68c7a6fda323085256bc800648cce/ae5ed2c9ec58b085257a2f006c23a8/\$FILE/Chapter%2016%20RRTFB%207-1-12.pdf">https://www.floridabar.org/divexe/rrtfb.nsf/8bf68c7a6fda323085256bc800648cce/ae5ed2c9ec58b085257a2f006c23a8/\$FILE/Chapter%2016%20RRTFB%207-1-12.pdf</a>	5 of 7 years	5 of 7 years	(a) \$750 (b) N/A	No	No	No	No	Must provide clients with a letter disclosing the extent of professional liability insurance coverage maintained, if any, as well as an affirmative statement advising the client that any client aggrieved will not have access to the Clients' Security Fund.	No
<b>GA</b>	GA Supreme Court Rules Governing Admission to the Practice of Law in Georgia, Part E <a href="https://www.gabaradmissions.org/rules-governing-admission">https://www.gabaradmissions.org/rules-governing-admission</a>	5 of 7 years	5 of 7 years	(a) \$1000 (b) \$100	No	No	No	No	No	No
<b>HI</b>	Rules of the Supreme Court of the State of Hawaii, Admission Rule 14 <a href="http://www.courts.state.hi.us/docs/court_rules/rules/rsch.htm#Rule_14">http://www.courts.state.hi.us/docs/court_rules/rules/rsch.htm#Rule_14</a>	N/A	5 of 7 years	(a) \$500 (b) N/A	No	No	No	No	Yes	Yes

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court	Real Estate	Wills	Legal Advice State/Fed Law		
<b>ID</b>	Rule 207. Foreign Legal Consultants. Idaho Bar Commission Rules Governing Admission to Practice and Membership in the Idaho State Bar <a href="http://isb.idaho.gov/pdf/rules/ibcr.pdf">http://isb.idaho.gov/pdf/rules/ibcr.pdf</a>	N/A	5 of 7 years	(a) \$690 (b) Yes	No	No	No	No	Yes	Yes
<b>IL</b>	Illinois Supreme Court Rules 712 and 713 <a href="https://www.ilarc.org/rules/sct.html">https://www.ilarc.org/rules/sct.html</a>	N/A	5 of 7 years	(a) \$800 (b) N/A	No	No	No	No	Yes; and surety bond if holding client funds/property.	Yes
<b>IN</b>	Indiana Rules of Court, Rules for Admission to the Bar and the Discipline of Attorneys, Rule 5 <a href="http://www.in.gov/judiciary/rules/ad_dis/ad_dis.pdf">http://www.in.gov/judiciary/rules/ad_dis/ad_dis.pdf</a>	5 of 7 years	5 of 7 years	(a) \$875 (b) Annual registration fee.	No	No	No	No	No	Yes
<b>IA</b>	Iowa Court Rules, Rule 31.18 Licensing and practice of foreign legal consultants <a href="https://www.legis.iowa.gov/docs/ACO/CR/LINC/12-31-2012.chapter.31.pdf">https://www.legis.iowa.gov/docs/ACO/CR/LINC/12-31-2012.chapter.31.pdf</a>	5 years	5 years	(a) \$400 (b) \$200 registration fee to the Client Security Comm. File annual statement and pay the annual disciplinary fee.	No	No	No	No	No	No

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court Estate	Real Estate	Wills	Legal Advice State/Fed Law		
<b>KS</b>	No Rule.									
<b>KY</b>	No Rule.									
<b>LA</b>	Louisiana Revised Statutes, Title 37, Professions and Occupations, Chapter 4, Attorneys, Article 14, Section 11. Licensing of Legal Consultants in Foreign Law. <a href="http://www.americanbar.org/content/dam/aba/migrated/cpr/mjp/flc_louisiana.authcheckdam.pdf">http://www.americanbar.org/content/dam/aba/migrated/cpr/mjp/flc_louisiana.authcheckdam.pdf</a>	5 years	5 years	(a) \$175 (b) Annual dues of LSBA member.	No	N/A	N/A	No	Yes	No
<b>ME</b>	No Rule.									
<b>MD</b>	No Rule.									
<b>MA</b>	MA. R S CT RULE 3:05 LFLC Section 1, et seq. <a href="http://www.mass.gov/courts/case-legal-res/rules-of-court/sjc/sjc305.html">http://www.mass.gov/courts/case-legal-res/rules-of-court/sjc/sjc305.html</a>	N/A	5 years	(a) \$510 (b) N/A	No	No	No	No	No	Yes

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court	Real Estate	Wills	Legal Advice State/Fed Law		
MI	Michigan Board of Bar Examiners, Rule 5E <a href="http://courts.mi.gov/Courts/MichiganSupremeCourt/rules/Documents/Rules%20For%20the%20Board%20of%20Law%20Examiners.pdf">http://courts.mi.gov/Courts/MichiganSupremeCourt/rules/Documents/Rules%20For%20the%20Board%20of%20Law%20Examiners.pdf</a>	N/A	3 of 5 years	(a) \$600 (b) state bar membership	No	No	No	No	N/A	Yes
MN	Minnesota Supreme Court Rules for Admission to the Bar, Rule 11 <a href="http://ble.state.mn.us/rules/Rule-11-Foreign-Legal-Consultants.aspx">http://ble.state.mn.us/rules/Rule-11-Foreign-Legal-Consultants.aspx</a>	N/A	5 of 7 years	(a) \$1200 (b) \$300 renewal fee every three years plus annual lawyer registration dues.	No	No	No	No	Yes	No
MS	No Rule.									
MO	Missouri Supreme Court Rules Governing the Missouri Bar and the Judiciary, Rules 9.05 to 9.12 <a href="https://www.courts.mo.gov/page.jsp?id=712">https://www.courts.mo.gov/page.jsp?id=712</a>	N/A	5 of 10 years	(a) \$1400 (b) Bar dues.	No	No	No	No	Yes	No
MT	No Rule.									
NE	No Rule.									

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court Estate	Real Estate	Wills	Legal Advice State/Fed Law		
NV	No Rule.									
NH	Rules of the Supreme Court of the State of New Hampshire Rule 42D. Licensing and Practice Of Foreign Legal Consultants. <a href="http://www.courts.state.nh.us/rules/scr/scr-42d.htm">http://www.courts.state.nh.us/rules/scr/scr-42d.htm</a>	5 years	5 of 7 years	(a) \$1200 (b) Bar dues	No	No	No	No	No	No
NJ	New Jersey Rules of Court, Rule 1:21-9 <a href="http://www.judiciary.state.nj.us/rules/r1-21.htm">http://www.judiciary.state.nj.us/rules/r1-21.htm</a>	N/A	5 of 7 years	(a) \$575, renew annually (b) Bar dues	No	No	No	No	No	No
NM	New Mexico Rules Governing Admission to the Bar, Rules 26-101 to 26-106 <a href="http://public.nmcopcomm.us/nmpublic/gateway.dll/?f=templates&amp;fn=default.htm">http://public.nmcopcomm.us/nmpublic/gateway.dll/?f=templates&amp;fn=default.htm</a>	N/A	5 of 7 years	(a) \$800 (b) N/A	No	No	No	No	No	Yes
NY	Rules of the Court of Appeals for the Licensing of Legal Consultants, Part 521.  NY R A CT § 521.1 (Adopted 1974). <a href="http://www.nycourts.gov/ctapps/521rules10.htm">http://www.nycourts.gov/ctapps/521rules10.htm</a>	N/A	3 of 5 years	(a) None (b) N/A	No	No	No	No	Yes	Yes



	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court Estate	Real Estate	Wills	Legal Advice State/Fed Law		
NC	North Carolina General Statutes, Chapter 84A, G.S. 84A-1 to 84A-8  NC ST § 84A-1, et seq. (Effective January 1, 1996) <a href="ftp://www.ncleg.net/EnactedLegislation/Statutes/PDF/ByChapter/Chapter_84A.pdf">ftp://www.ncleg.net/EnactedLegislation/Statutes/PDF/ByChapter/Chapter_84A.pdf</a>	5 years  "Foreign country" includes Puerto Rico, Guam, the Virgin Islands, and the possessions of the United States.	5 of 7 years	(a) \$1500 (b) NC Bar dues.	No	No	No	No	Yes. (And subject his or her trust accounts to audit in the same manner as is prescribed for attorneys licensed to practice law in North Carolina).	Yes (required)
ND	North Dakota Supreme Court Rules on Admission Rule 4. Licensing and Practice Of Foreign Legal Consultants (Effective March 1, 2007) <a href="http://www.court.state.nd.us/rules/admission/frame.set.htm">http://www.court.state.nd.us/rules/admission/frame.set.htm</a>	5 years	5 of 7 years	(a) \$380 (b) fee required for a lawyer who has been licensed in ND for five years or more.	No	No	No	No	No	No
OH	Rules of the Government of the Bar of Ohio, Rule XI  <a href="http://www.supremecourt.ohio.gov/LegalResources/Rules/govbar/govbar.pdf">http://www.supremecourt.ohio.gov/LegalResources/Rules/govbar/govbar.pdf</a>	N/A	4 of 6 years	(a) \$550 (b) \$200	No	No	No	No	No	Yes
OK	No Rule.									

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court	Real Estate	Wills	Legal Advice State/Fed Law		
<b>OR</b>	Oregon Admission Rule 12.05 <a href="http://www.osbar.org/docs/rulesregs/admissions.pdf">http://www.osbar.org/docs/rulesregs/admissions.pdf</a>	N/A	5 of 7 years	(a) \$1050 (b) N/A	No	No	No	No	Yes	Yes
<b>PA</b>	Supreme Court Rule 341 and 342. Licensing of foreign legal consultants. <a href="http://www.paco.de.com/secure/data/204/chapter71/s341.html">http://www.paco.de.com/secure/data/204/chapter71/s341.html</a>  <a href="http://www.paco.de.com/secure/data/204/chapter71/s342.html">http://www.paco.de.com/secure/data/204/chapter71/s342.html</a>	N/A	5 of 7 years	(a) \$650 (b) N/A	No	No	No	No	Yes	Yes
<b>RI</b>	No Rule.									
<b>SC</b>	Appellate Court Rules. Section IV. Rules Governing the Practice of Law Rule 424, Licensing of Foreign Legal Consultants. <a href="http://www.sccourts.org/courtRules/displayRule.cfm?ruleID=424.0&amp;subRuleID=&amp;ruleType=APP">http://www.sccourts.org/courtRules/displayRule.cfm?ruleID=424.0&amp;subRuleID=&amp;ruleType=APP</a>	N/A	5 of 7 years	(a) \$1000 (b) Bar dues.	No	No	No	No	No	No
<b>SD</b>	No Rule.									

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court Estate	Real Estate	Wills	Legal Advice State/Fed Law		
TN	No Rule.									
TX	Texas Supreme Court Rules Governing Admission to the Bar, Rule XIV <a href="http://www.ble.state.tx.us/Rules/NewRules/CurrentRuleBook.pdf">http://www.ble.state.tx.us/Rules/NewRules/CurrentRuleBook.pdf</a>	3 of 5 years	3 of 5 years	(a) \$990 (b) \$150	No	No	No	No	No	No
UT	Admissions Rule 14-718 <a href="http://www.utcourts.gov/resources/rules/ucja/ch14/07%20Admissions/USB14-718.html">http://www.utcourts.gov/resources/rules/ucja/ch14/07%20Admissions/USB14-718.html</a>	N/A	N/A	(a) \$850 (b) Bar dues	No	No	No	No	Yes	Yes
VT	No Rule.									
VA	Rule 1A:7. Certification of Foreign Legal Consultants. <a href="http://www.courts.state.va.us/courts/scv/amendments/2008_1031_1a7_rule.pdf">http://www.courts.state.va.us/courts/scv/amendments/2008_1031_1a7_rule.pdf</a>	N/A	5 of 7 years	(a) \$600 (b) Fee set by Court.	No	No	No	No	No	Yes
WA	Washington Admission to Practice Rule 14 <a href="http://www.courts.wa.gov/court_rules/?fa=court_rules.display&amp;group=ga&amp;set=APR&amp;ruleid=gaapr14">http://www.courts.wa.gov/court_rules/?fa=court_rules.display&amp;group=ga&amp;set=APR&amp;ruleid=gaapr14</a>	N/A	5 of 7 years	(a) \$620 (b) Bar dues.	No	No	No	No	No	Yes

	FLC Rule	Years of Practice Requirement	Years of Practice Prior to FLC Application	(a) Application Fee (b) Annual Fee	Scope of Practice Allowed:				Malpractice Insurance Required	Reciprocity Considered
					Court Estate	Real Estate	Wills	Legal Advice State/Fed Law		
<b>WV</b>	No Rule.									
<b>WI</b>	No Rule.									
<b>WY</b>	No Rule.									
<b>U.S. Virgin Islands</b>	Supreme Court Rule 202.2. Limited permission to practice as foreign legal consultant. <a href="http://www.visupremecourt.org/wfData/files/Promulgation%20Order%2020150002.pdf">http://www.visupremecourt.org/wfData/files/Promulgation%20Order%2020150002.pdf</a>	N/A	N/A	(a) \$500 (b) \$50 and Bar dues.	No	No	No	No	No	No
<b>Puerto Rico</b>	No Rule.									
<b>Guam</b>	No Rule.									

Copyright © 2015 American Bar Association. All rights reserved. Nothing contained in this chart is to be considered the rendering of legal advice. The charts are intended for educational and informational purposes only. We make every attempt to keep the chart as accurate as possible. If you are aware of any inaccuracies in the chart, please send your corrections or additions and the source of that information to John Holtaway, (312) 988-5298, [john.holtaway@americanbar.org](mailto:john.holtaway@americanbar.org)