

In the Supreme Court of the State of Idaho

IN RE: AMENDMENT TO THE IDAHO
BAR COMMISSION RULES

ORDER

The Board of Commissioners of the Idaho State Bar having presented proposed changes to the Idaho Bar Commission Rules (I.B.C.R.) to provide that the Uniform Bar Examination passing score, like the NextGen Bar Exam passing score, be approved by the Board and the Idaho Supreme Court and set forth in the Bar Examination Grading Standards and Procedures adopted by the Idaho Supreme Court, and the Idaho Supreme Court having reviewed and approved the recommendations;

NOW, THEREFORE, IT IS ORDERED that the I.B.C.R. as they appear in the Idaho State Bar Rule Book and on the Idaho State Bar website be, and they are hereby, amended as follows:

RULE 217. Bar Examination.

- (a) **Examination Required.** Except as otherwise provided in Section II of the Idaho Bar Commission Rules, all Applicants must take the Bar Examination.
- (b) **Transfer of Bar Examination Score.** An Applicant may transfer:
 - (1) a UBE or a bar examination sealed score of 270 or above earned in another UBE jurisdiction administering the UBE or an NCBE bar examination if taken within the last 37 months; or
 - (2) a bar examination score earned in another jurisdiction administering an NCBE bar examination that is equal to or greater than the UBE or Bar Examination passing scores set forth in the Bar Examination Grading Standards and Procedures adopted by the Supreme Court, if the UBE or NCBE bar examination was taken within the last 37 months.
- (c) **Certificate Permitting the Bar Examination.** The Executive Director shall provide the Applicant with a certificate permitting the Applicant to take the bar examination if:
 - (1) No Rule 211 written objection has been filed; and
 - (2) The Applicant meets the bar examination and admission requirements.
- (d) **Entry to Bar Examination.** No Applicant shall be permitted to take the bar examination unless a valid certificate duly issued by the Bar is presented.
- (e) **Validity.** A certificate permitting bar examination shall be valid only for the bar examination for which it is issued.

- (f) **Supervision of Examinations.** Bar examinations shall be supervised by the Board through the Executive Director. The Executive Director may appoint proctors and monitors to conduct each bar examination. No extra time shall be given for an Applicant who is late for any session of the bar examination.
- (g) **Bar Examination Code of Conduct.** Applicants shall abide by the rules and instructions governing the administration of the bar examination.
- (1) An Applicant shall not:
- (A) Falsify any documentation required for admission to the bar examination;
 - (B) Read questions on the bar examination prior to the announcement to begin the bar examination;
 - (C) Utilize unauthorized notes, books, recordings, electronically retrievable data or other unauthorized materials while taking the bar examination;
 - (D) Use answers or information from other Applicants while taking the bar examination;
 - (E) Provide answers or information to other Applicants while taking the bar examination;
 - (F) Remove from the bar examination room, during or after the bar examination, any materials relating to any part of the bar examination;
 - (G) Continue to answer questions after the announcement to stop is given;
 - (H) Communicate the substance of any question to other Applicants still taking the bar examination;
 - (I) Communicate the substance of any question to persons who are employed by or associated with bar review courses;
 - (J) Disregard instructions given by the Bar and proctors or monitors prior to and during the course of the bar examination or cause generalized disruption of the bar examination;
 - (K) Identify themselves by submitting their identification numbers or names on a response to any question or attempt to influence the grading of their bar examinations in any manner; or
 - (L) Otherwise compromise the security or integrity of the bar examination.
- (2) Applicants who violate this Code of Conduct, or who knowingly assist another Applicant in a violation, shall be given an automatic failing score on the entire bar examination. The circumstances of such violation may be considered by the Board as grounds for barring the Applicant from retaking the bar examination.
- (h) **Grading of the Bar Examination.** Bar examinations, including any incomplete bar examination, shall be graded and reviewed under the direction of the Board in accordance with the Bar Examination Grading Standards and Procedures adopted by the Supreme Court.
- (1) **Identification.** An identification procedure which ensures anonymity of all Applicants shall be used throughout the grading process.
- (2) **Passing Score.** A passing score on the Bar Examination shall be approved by the Board and the Supreme Court and set forth in the Bar Examination Grading Standards and Procedures adopted by the Supreme Court.
- (i) **Bar Examination Certification.** The Board shall certify all eligible Applicants to the Supreme Court for admission.
- (j) **Request for Copies.** Applicants who failed the bar examination may review:
- (1) Their bar examination scores and answers; and
 - (2) Any model grading materials the NCBE authorizes for distribution to examinees.

(k) **Bar Examination Records.** Bar examination documents shall be maintained by the Bar for at least 120 days after the bar examination, after which time the documents may be destroyed without further notice to the examinee.

(Rule 217 amended 2-21-25, – effective 5-1-26)

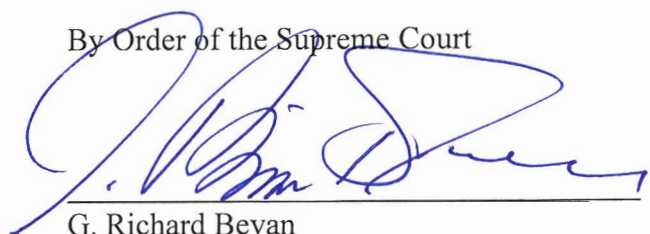
IT IS FURTHER ORDERED that this Order and these amendments shall be effective May 1, 2026.

IT IS FURTHER ORDERED that the above designation of the striking of words from the Rules by lining through them, and the designation of the addition of new portions of the Rules by underlining such new portion is for the purposes of information only as amended, and NO OTHER AMENDMENTS ARE INTENDED. The lining through and underlining shall not be considered a part of the permanent Idaho Bar Commission Rules.

IT IS FURTHER ORDERED that notice of this Order shall be published for three consecutive weeks on the Idaho State Bar's website and in its weekly email to Idaho State Bar members, and that, as soon as practicable, a summary of the amendments affected by this Order shall be published in one issue of *The Advocate*.

DATED this 29th day of January, 2026.

By Order of the Supreme Court



G. Richard Bevan
Chief Justice, Idaho Supreme Court

ATTEST: 
Melanie Gagnepain, Clerk