

1 **18-102. [~~Minimum continuing legal education board~~] Administration of MCLE Program.**

2 A. **Board [~~established~~] of Bar Commissioners.**

3 The Board of Bar Commissioners of the State Bar of New Mexico (BBC or board) or its
4 designee shall [~~act as the minimum continuing legal education board for purposes of these rules or~~
5 ~~may appoint active attorneys licensed in New Mexico from among its membership to serve in that~~
6 ~~capacity~~] be responsible for administering the MCLE program as required under these rules.

7 B. **Powers and duties of the board.**

8 (1) The board shall have general supervisory authority over implementing and
9 supervising the [~~minimum continuing legal education~~] MCLE requirements for members of the
10 State Bar of New Mexico. [~~The board shall provide the procedure for assuring compliance and~~
11 ~~enforcement of the requirements set by the board in furtherance of these duties.~~]

12 (2) The board shall [~~have specific duties and responsibilities, as follows~~] do the
13 following in furtherance of its responsibility to administer the MCLE program:

14 (a) [~~to~~]implement practice and procedures for the effective
15 administration of these rules;

16 (b) [~~to~~]accredit institutions and approve CLE programs that will
17 [~~provide courses and to approve programs which will~~] satisfy the educational requirements of these
18 rules in accordance with Rule 18-203 NMRA; [~~and~~]

19 (c) [~~to~~]report annually to the Supreme Court on the activities and
20 operations of the board [~~to the Supreme Court.~~] under these rules; and

21 (d) develop options to encourage low cost or free CLE programs that
22 would qualify for MCLE credit under Rule 18-201 NMRA.

1 C. **MCLE fees; uses.** The board may establish reasonable fees as may be necessary to
2 operate the MCLE program required under these rules.

3 [~~C. — **Finances.**~~

4 ~~—— (1) — The board may establish reasonable fees, and such other requirements as~~
5 ~~may be necessary to carry out the program, subject to approval by the Court. However, sanctions~~
6 ~~collected under Rule 18-301 NMRA not necessary to carry out the program may be transferred by~~
7 ~~the Court on an annual basis for administration of other Court regulated programs.~~

8 ~~—— (2) — Members of the board shall serve without compensation, but shall be paid~~
9 ~~mileage and per diem consistent with the guidelines approved by the Supreme Court for the judicial~~
10 ~~branch of government. The mileage and per diem shall be paid out of the funds collected by the~~
11 ~~board.~~

12 ~~—— (3) — The board may establish such requirements as may be necessary to~~
13 ~~implement and carry out this program, including imposition of reasonable certification and filing~~
14 ~~fees, all subject to prior approval by the Supreme Court.~~

15 ~~D. — **Board expenses.** Subject to the approval of the Supreme Court, the board may~~
16 ~~appoint or contract for such services, equipment, facilities, and staff as may be needed for the~~
17 ~~efficient administration of the board's work and shall promulgate policies for the orderly and~~
18 ~~efficient conduct of its duties. The annual salaries and other expenses incurred under this rule shall~~
19 ~~be paid by the board out of the funds collected under Paragraph C of this rule.]~~

20 [As amended, effective September 15, 1987; January 1, 1990; November 1, 1991; as amended by
21 Supreme Court Order No. 06-8300-033, effective January 1, 2007; as amended by Supreme Court
22 Order No. 18-8300-019, effective November 1, 2018; as amended by Supreme Court Order No.
23 21-8300-030, effective December 31, 2021.]