

Judicial Branch Education Commission

Writing Activities

A. Authority.

Under the North Dakota Rule on Continuing Judicial Education, Administrative Rule 36, the Commission has the authority to determine the number of continuing judicial education credits a participant is to receive for published writings.

B. Education Credit.

Credit may be awarded for published legal writing. A published legal writing is:

1. In printed form as a book, a supplement, or a pocket part to a book; an article in a publication that is included in the Index to Legal Periodicals and Current Law Index (Multiple Access to Legal Periodicals); an article in a professional journal; a benchbook; or law practice journal published by continuing education providers; and
2. Commercially available.

C. Excluded Writings.

Published legal writings specifically excluded are:

1. Compilation of materials written by others;
2. Articles written for newsletters;
3. Materials prepared for and distributed at judicial education programs as part of faculty work. (However, preparation time for such materials may count towards teaching credits.)

D. Application Procedure and Credit Limits.

1. To receive credit approval for a published legal writing, a written request listing the number of credits requested and a copy of the published writing must be submitted by its author to the Judicial Branch Education Commission through the Director of Education and Communication. The Commission shall approve or deny the request for approval of writings for continuing judicial education credit within thirty (30) days of the receipt of the written request.

2. A judge may claim actual preparation time up to a maximum of eight (8) judicial education credits for any approved published legal writing.
3. A judge may not claim more than fifteen (15) judicial education credits for all approved published legal writing in any one reporting period (three years). A municipal judge may not claim more than six (6) judicial education credits for all approved published legal writing in any one reporting period (three years).
4. Credits for an approved published legal writing may be claimed only within the reporting period in which the writing was published.

Adopted: May 23, 1994
Amended: December 12, 2008