

Session 126 - (2025-2026)

H 3275 General Bill, By Rutherford

Summary: Requirements for practicing law

A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 40-5-20, RELATING TO THE AUTHORITY OF THE SUPREME COURT TO PROMULGATE RULES AND REGULATIONS CONCERNING THE PRACTICE OF LAW AND THE ESTABLISHMENT OF THE SOUTH CAROLINA BAR, SO AS TO PROVIDE THAT THE SUPREME COURT MAY PROMULGATE RULES AND REGULATIONS DEFINING AND REGULATING THE PRACTICE OF LAW SUBJECT TO STATUTORY LAW AND DETERMINING THE QUALIFICATIONS AND REQUIREMENTS FOR ADMISSION TO THE PRACTICE OF LAW AND THE LICENSURE OF ATTORNEYS IN THIS STATE, TO PROVIDE THAT ANY PROVISION OF LAW OR RULE THAT REQUIRES AN ATTORNEY TO BE A MEMBER OF THE SOUTH CAROLINA BAR IS SUPERSEDED AND OF NO FORCE AND EFFECT, AND TO DELETE INCONSISTENT PROVISIONS RELATED TO THE BAR; AND BY AMENDING SECTION 40-5-310, RELATING TO PRACTICING LAW OR SOLICITING THE LEGAL CAUSE OF ANOTHER WITHOUT BEING ENROLLED AS A MEMBER OF THE SOUTH CAROLINA BAR, SO AS TO PROVIDE THAT NO PERSON MAY PRACTICE LAW UNLESS HE IS LICENSED BY THE SUPREME COURT, AND TO DELETE THE REQUIREMENT THAT A PERSON BE A MEMBER OF THE SOUTH CAROLINA BAR.

12/05/24 House Prefiled

12/05/24 House Referred to Committee on Judiciary

01/14/25 House Introduced and read first time (House Journal-page 151)

01/14/25 House Referred to Committee on Judiciary (House Journal-page 151)