

New York State CLE Board Regulations and Guidelines
Section 3(D)(10), revised. Effective November 15, 2005.

10. Publications – Credit may be earned for legal research-based writing that (i) has been published or accepted for publication, in print or electronically, in the form of an article, chapter, book, revision or update, (ii) was written in whole or in substantial part by the applicant, and (iii) contributes substantially to the continuing legal education of the applicant and other attorneys. “Legal research-based writing,” under this subsection, is defined as writing that has as its primary purpose to increase the professional legal competency of attorneys in ethics and professionalism, skills, law practice management and/or areas of professional practice.

a. **Limitations** – The following shall not qualify for CLE publication credit:

- i. Editing legal research-based writing,
- ii. Authorship of published decisions,
- iii. Writing appearing in a publication for general circulation or in a publication directed to a nonlawyer audience,
- iv. Legal research-based writing appearing in any publication, whether print or electronic, that is controlled by the applicant or by the applicant’s firm or employer.

b. **Application** – The applicant shall submit the legal research-based writing to the CLE Board for review with a New York State Continuing Legal Education Board “Application for Publication Credit” and supporting documentation including, but not limited to: (i) proof that the legal research-based writing has been published or has been accepted for publication, (ii) the date of publication or acceptance for publication, (iii) the time the applicant spent on research and writing, (iv) the total number of CLE credit hours requested, (v) a breakdown of the categories of credit, (vi) the date of the applicant’s admission to the New York Bar, and (vii) an English translation of legal research-based writing not written in English. Each joint author seeking credit shall submit a separate application. Applicants not listed as authors shall submit with their application a letter from a listed author attesting to the applicant’s contribution to the legal research-based writing and describing the nature and extent of the contribution.

c. **Calculation of Credit**

- i. One (1) CLE credit hour may be awarded for each 50 minutes of research and writing.
 - ii. A maximum of 12 CLE publication credit hours may be earned during any one reporting cycle.
 - iii. Credit, if awarded, shall be awarded as of the date of publication or the date of acceptance for publication.
- d. **Notification** – The Board shall notify the applicant by first class mail of its decision to grant, deny or grant with modifications the request for CLE publication credit.

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