SUPREME COURT
FILED

OCT - 1 2018

Jorge Navarrete Clerk

Deputy

ADMINISTRATIVE ORDER 2018-09-26-02

IN THE SUPREME COURT OF CALIFORNIA

EN BANC

ORDER RE REQUEST FOR APPROVAL OF PROPOSED AMENDMENT TO RULE 9.40 OF THE CALIFORNIA RULES OF COURT

On September 12, 2018, the Judicial Council Tribal Court-State Court Forum presented a request that the court approve a proposed amendment to rule 9.40 of the California Rules of Court. The request is granted. The text of the amendment is set forth in the attachment to this order. The approved amendment is effective January 1, 2019.

It is so ordered.

CANTIL-SAKAUYE
Chief Justice

CHIN, J.
Associate Justice

CORRIGAN, J.
Associate Justice

LIU, J.
Associate Justice

CUÉLLAR, J.
Associate Justice

KRUGER, J.
Associate Justice

Associate Justice

ATTACHMENT

Rule 9.40. Counsel *pro hac vice*

(a)–(f) * * *

(g) Representation in cases governed by the Indian Child Welfare Act (25 U.S.C. § 1903 et seq.)

(1) The requirement in (a) that the applicant associate with an active licensee of the State Bar of California does not apply to an applicant seeking to appear in a California court to represent an Indian tribe in a child custody proceeding governed by the Indian Child Welfare Act; and

(2) An applicant seeking to appear in a California court to represent an Indian tribe in a child custody proceeding governed by the Indian Child Welfare Act constitutes a special circumstance for the purposes of the restriction in (b) that an application may be denied because of repeated appearances.

~~(g)~~ **(h)** * * *