

submitted by May 1. The Board will not accept an Application for the July Texas Bar Examination after May 1 for any reason.

- (b) The Application shall be made on a form furnished by the Board and calling for information reasonably related to a thorough inquiry into the Applicant's good moral character, fitness, legal education and other qualifications required in these Rules. Applicants who have filed a Declaration required under these Rules shall be required to complete the Application with information relating only to the period since the filing of the Declaration.
- (c) The Board may require the filing of a Supplemental Investigation Form in situations deemed appropriate by the Board.
- (d) The Applicant shall furnish proof satisfactory to the Board of compliance with the law study requirements of Rule 3, and no Applicant shall be admitted to the Texas Bar Examination until the Board has determined that these requirements have been met.
- (e) Upon the filing of an Application, the Board shall note the filing date and shall initiate an investigation of the Applicant. For Applicants who filed a Declaration required under these Rules, the investigation shall cover only the period of time subsequent to the filing of the Declaration, unless other matters relevant to moral character or fitness not previously revealed in such Declaration shall have come to the attention of the Board.
- (f) The filing deadlines and late fees set out in subsection (a) shall not apply to re-applicants who failed the immediately preceding Texas Bar Examination and who therefore could not have met the subsection (a) deadlines. Any such re-applicant may take the next Texas Bar Examination given upon filing a re-application and paying the required fees by:
 - (1) December 1, for the February Texas Bar Examination; or
 - (2) June 1, for the July Texas Bar Examination.

Rule 10

Determination of Applicant Character and Fitness

- (a) After completing its investigation on the Application, the Board shall determine whether, on all the documentation before it, the Board is satisfied that the Applicant possesses the requisite present good moral character and fitness. The Board must advise an Applicant who timely filed a Declaration of the Board's determination no later than the 150th day after the date the Application and fees were filed. The Board must advise all other Applicants of its determination no later than 270 days after the date that the Application and fees were filed. If the

determination is that the Applicant does not have the requisite present good moral character and fitness, such notice shall include:

- (1) a detailed analysis of the results of the investigation; and
 - (2) an objective list of actions, if any, which the Applicant may take to correct the deficiencies and to become qualified for admission to the Bar after completing all other requirements for admission.
- (b) If, after investigation, the Board determines that an Applicant:
- (1) may suffer from chemical dependency, the Board shall require the Applicant to obtain a chemical dependency evaluation performed by a mental health professional designated by the Board;
 - (2) does suffer from chemical dependency, the Board shall assist the Applicant in working with the Bar's Lawyers Assistance Program or a similar program of the Bar; or
- (c) A hearing may be set on any such adverse preliminary determination, in accordance with Rule 15.
- (d) Any preliminary determination that the Applicant possesses the requisite present good moral character and fitness is issued on the condition that the Applicant has faithfully complied with these Rules. If at any time before the Applicant is certified to the Supreme Court for licensure it appears that the Applicant obtained such preliminary determination via fraud, concealment, deception, material omission, or by failure to comply with these Rules, the Board may suspend such preliminary determination and continue its investigation for an additional 90 days from the date the Board discovers the apparent fraud, concealment, deception, material omission, or failure to comply with these Rules.
- (e) The Applicant has a continuing duty to ensure the accuracy and completeness of the Applicant's responses on the Application and to update those responses until the Applicant is certified to the Supreme Court for licensure. The Applicant shall notify the Board, in writing, as soon as practicable, but no later than 30 days after the Applicant knew or should have known of any information necessary to ensure the accuracy and completeness of the Applicant's responses. The Applicant shall promptly furnish any additional documentation requested by the Board in connection therewith. The Board is authorized to re-open its investigation for up to 90 days following receipt of any addition, change, or update to information previously provided to the Board.