



**THE STATE OF NEW HAMPSHIRE  
SUPREME COURT  
ADVISORY COMMITTEE ON RULES**

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**NEW HAMPSHIRE SUPREME COURT  
ADVISORY COMMITTEE ON RULES**

Agenda – December 9, 2022 (Revised)

1. PUBLIC HEARING

A. 2022-006 New Hampshire Rule of Professional Conduct 3.8

This proposed amendment was submitted by the NHBA Ethics Committee. It is intended to “proactively provide guidance to prosecutors regarding their obligations” upon the discovery of “new, credible and material evidence creating a reasonable probability that a convicted defendant did not commit an offense of which the defendant was convicted.”

B. 2022-008 New Hampshire Rule of Criminal Procedure 19

This proposed amendment is intended to clarify the rule that, unless otherwise allowed by statute or rule, cases and/or proceedings shall not be transferred between the Circuit Court and the Superior Court.

C. 2022-011 Supreme Court Rules 53.1, 53.2, and 53.3

These proposed amendments revise CLE requirements for certain members of the bar.

D. 2022-012 Supreme Court Rule 53.4

This proposed amendment, submitted by the Bar Association, “is intended to formalize and align the NHCLE waiver process for annual NHCLE requirements with the current waiver process for annual NH Supreme Court fees and Trust Account Compliance filing.”

2. DISCUSSION AND VOTE ON PUBLIC HEARING ITEMS

- A. New Hampshire Rule of Professional Conduct 3.8
- B. New Hampshire Rule of Criminal Procedure 19
- C. Supreme Court Rules 53.1, 53.2, and 53.3
- D. Supreme Court Rule 53.4

3. NEW BUSINESS

(A) 2022-013 Supreme Court Rule 51

(B) 2022-014 Voluntary Corporations Formed for the Purpose of Providing Professional Legal Services to the Poor (RSA 292:1-a)

(C) Justice Donovan will provide an update on the Court action taken on rule amendments recommended by the Committee

4. PROPOSED 2023 MEETING DATES

Friday, March 10, 2023

Friday, June 2, 2023

Friday, September 15, 2023

Friday, December 8, 2023