

Section 4. Failure to Register.

1.) A person who is otherwise eligible to practice law or practice as a foreign law consultant as defined in the Rules of the State Bar, but who failed to register as required by the Rules and Article I, Section 1 of these Bylaws, shall be entitled to register at any time for a period one year after the day upon which the person first became eligible upon the following terms and conditions:

a.) the payment of the dues for the year in which the applicant registers, together with unpaid dues for any previous year should the period of time in which the applicant failed to register extend between two fiscal years of the State Bar, plus a late fee of \$100.00; and

b.) the submission of an affidavit stating that the applicant's failure to sooner register was not intended as a violation of the State Bar Rules, that the applicant was not aware of the requirements of the Rules with respect to registration, that the applicant has not practiced law in Georgia during the period between the time the applicant first became eligible and the day the applicant submits the affidavit, and that the applicant will submit to the jurisdiction of the State Disciplinary Board for any complaints or grievances filed regarding the applicant's conduct for the period between eligibility and registration; or

c.) in the event the applicant cannot aver that he or she did not practice law in Georgia during the period between the time the applicant first became eligible and the day the applicant actually registered, the applicant shall submit an affidavit stating that the applicant's failure to sooner register was not intended as a violation of the State Bar Rules, and that the applicant was not aware of the requirements of the Rules with respect to registration. The affidavit shall also provide a detailed description of the applicant's practice of law during the period, and state that the applicant will submit to the jurisdiction of the State Disciplinary Board for any complaints or grievances filed regarding the applicant's conduct for the period between eligibility and registration. A copy of the affidavit shall be supplied to either the Standing Committee or District Committee for the Unauthorized Practice of Law.

2.) A person who is otherwise eligible to practice law or practice as a foreign law consultant as defined in the Rules of the State Bar, but who failed to register within one year of the date the applicant was first eligible as required by the Rules and these Bylaws, shall be entitled to register upon the following terms and conditions:

a.) the payment of the dues for the year in which the applicant registers, payment of all unpaid dues for all past years at the active member level, and payment of a late fee of \$100 for the year in which the applicant registers plus \$100 per year for all past years;

b.) submission of a determination of fitness from the Board to Determine Fitness of Bar Applicants; and

c.) the submission of an affidavit stating that the applicant's failure to sooner register was not intended as a violation of the State Bar Rules, that the applicant was not aware of the requirements of the Rules with respect to registration, that the applicant has not practiced law in Georgia during the period between the time the applicant first became eligible and the day the applicant submits the affidavit, and that the applicant will submit to the jurisdiction of the State Disciplinary Board for any complaints or grievances filed regarding the applicant's conduct for the period between eligibility and registration; or

d.) in the event the applicant cannot aver that he or she did not practice law in Georgia during the period between the time the applicant first became eligible and the day the applicant submits the affidavit, the applicant shall submit an affidavit stating that the applicant's failure to sooner register was not intended as a violation of the State Bar Rules and that the applicant was not aware of the requirements of the Rules with respect to registration. The affidavit shall also provide a detailed description of the applicant's practice of law during the period, and state that the applicant will submit to the jurisdiction of the State Disciplinary Board for any complaints or grievances filed regarding the applicant's conduct for the period between eligibility and registration. A copy of the affidavit shall be supplied to the Board to Determine Fitness of Bar Applicants and either the Standing Committee or District Committee for the Unauthorized Practice of Law