



ARKANSAS STATE BOARD OF LAW EXAMINERS

FORM 3: ATTENTION DEFICIT/HYPERACTIVITY DISORDER VERIFICATION

NOTICE TO APPLICANT: This section of this form is to be completed by you. The remainder of the form is to be completed by the qualified professional who is recommending accommodations on the bar examination for you based on AD/HD. Read, complete, and sign below before submitting this form to the qualified professional for completion of the remainder of this form.

Applicant's full name: _____

Applicant's date of birth: _____

Date(s) of Evaluation/ Treatment: _____

I give permission to the qualified professional completing this form to release the information requested on the form, and I request the release of any additional information regarding my disability or accommodations previously granted that may be requested by the Arkansas State Board of Law Examiners or consultant(s) of the Board.

Applicant's Signature

Date

NOTICE TO QUALIFIED PROFESSIONAL

The above-named person is requesting accommodations on the Arkansas Bar Examination. All such requests must be supported by a comprehensive written evaluation report from the qualified professional who conducted an individualized assessment of the applicant and is recommending accommodations on the bar examination based on AD/HD. The Board of Law Examiners also requires qualified professionals to complete this form. **If any of the information requested in this form is fully addressed in the comprehensive evaluation report, you may respond by citing the specific page and paragraph where the answer can be found.** Attach a copy of the comprehensive evaluation report and all records and test results on which you relied in making the diagnosis and recommending accommodations for the Arkansas Bar Examination. We appreciate your assistance.

The Board may forward this information to qualified professionals for an independent review of the applicant's request. Print or type your responses to the items below.

Return this completed form, the comprehensive evaluation report, and relevant records to the applicant for submission to the Board.

I. EVALUATOR/ TREATING PROFESSIONAL INFORMATION

Name of professional completing this form: _____

Address: _____

Telephone: _____ Email Address: _____

Occupation and specialty: _____

License number/ Certification/ State: _____

Describe your qualifications and experience to diagnosis and/or verify the applicant's condition or impairment and to recommend accommodations.

II. DIAGNOSTIC INFORMATION CONCERNING APPLICANT

1. Provide the date the applicant was first diagnosed with AD/HD. _____

2. Did you make the initial diagnosis? ☐ Yes ☐ No

If no, provide the name of the professional who made the initial diagnosis and when it was made, if known. Attach copies of any prior evaluation reports, test results, or other records related to the initial diagnosis that you reviewed.

3. When did you first meet with the applicant? _____

4. Provide the date of your last complete evaluation of the applicant. _____

5. Describe the applicant's **current** symptoms of AD/HD that cause significant impairment across multiple settings and that have been present for at least six months. Provide copies of any objective evidence of those symptoms, such as job evaluations, rating scales filled out by third parties, academic records, etc.

6. Describe the applicant's current level of functioning and the impact of any functional limitations on the applicant's major life activities, and specifically address the impact of any functional limitation on the applicant's ability to take the Bar Examination under standard conditions.

7. Describe the applicant's symptoms of AD/HD that were **present in childhood or early adolescence** (even if not formally diagnosed) that caused significant impairment across multiple settings. Provide copies of any objective evidence of these symptoms, such as report cards, teacher comments, tutoring evaluations, etc.

ATTACH A COMPREHENSIVE EVALUATION REPORT. The provision of reasonable accommodations is based on assessment of the current impact of the disability on the specific testing activity. The Arkansas State Board of Law Examiners generally requires documentation from an evaluation conducted within the last five years to establish the current impact of the disability. The diagnostic criteria as specified in the most current version of the Diagnostic and Statistical Manual of Mental Disorders are used as the basic guidelines for determination of an Attention Deficit/Hyperactivity Disorder (AD/HD) diagnosis. The diagnosis depends on objective evidence of AD/HD symptoms that occur early in the applicant's development and cause the applicant clinically significant impairment within multiple environments. Applicant self-report alone is generally insufficient to establish evidence for the diagnosis. Provide a comprehensive evaluation report that addresses all five points below.

- a. Sufficient numbers of symptoms of inattention and/or hyperactivity-impulsivity that have persisted for at least six months to a degree that is "maladaptive" and inconsistent with developmental level. The exact symptoms should be described in detail.
- b. Objective evidence that symptoms of inattention and/or hyperactivity-impulsivity that caused impairment were present during childhood.
- c. Objective evidence indicating that current impairment from the symptoms is observable in two or more settings. There must be clear evidence of clinically significant impairment within the academic setting. However, there must also be evidence that these problems are not confined to the academic setting.
- d. A determination that the symptoms of AD/HD are not a function of some other mental disorder (such as a mood, anxiety, or personality disorder; psychosis; substance abuse; low cognitive ability; etc.).
- e. Indication of the specific AD/HD diagnostic subtype: predominantly inattentive type, hyperactive-impulsive type, combined type, or not otherwise specified.

III. FORMAL TESTING

1. Is there evidence from empirically validated rating scales completed by more than one source that levels of AD/HD symptoms fall in the abnormal range? ☐ Yes ☐ No
If yes, provide copies.

2. Is there evidence from empirically validated rating scales completed by more than once source that the applicant has been significantly impaired by AD/HD symptoms? ☐ Yes ☐ No
If yes, briefly describe the findings.

3. Was testing performed that rules out cognitive factors as reasonable explanations for complaints of inattention, distractibility, poor test performance, or academic problems? ☐ Yes ☐ No
If yes, briefly describe the findings.

4. Was testing performed that rules out psychiatric factors (anxiety, depression, etc.) or test anxiety as reasonable explanations for complaints of inattention, distractibility, poor test performance, or academic problems? ☐ Yes ☐ No

If yes, briefly describe the findings.

5. Was testing performed to assess the possibility that a lack of motivation or effort affected test results? ☐ Yes ☐ No

Describe the findings, including the results of symptom validity tests.

IV. TREATMENT

Is the applicant currently being treated for AD/HD? ☐ Yes ☐ No

If **yes**, describe the type of treatment, including any medication, and state the extent to which this treatment is effective in controlling the AD/HD symptoms. If it is effective, explain why accommodations are necessary.

If **no**, explain why treatment is not being pursued.

V. ACCOMMODATIONS RECOMMENDED FOR THE ARKANSAS BAR EXAMINATION (CHECK ALL THAT APPLY)

The Arkansas Bar Examination is a timed written examination administered in three-hour sessions from 9:00 a.m. to 12:00 p.m. and from 1:30 p.m. to 4:30 p.m. on Tuesday and Wednesday as scheduled twice a year. There is a lunch break from 12:00 p.m. to 1:00 p.m. each day.

The first day consists of two performance tests (MPT) in the morning session and six essay (MEE) questions in the afternoon session. The essay and performance questions are designed to assess, among other things, the applicant's ability to communicate his/her analysis effectively in writing. Applicants may use their personal laptop to type their answers or they may handwrite their answers.

The second day consists of 200 multiple-choice questions (MBE), with 100 questions administered in the morning session and 100 questions administered in the afternoon session. Applicants record their answers by darkening circles on an answer sheet that is scanned by a computer to grade the examination.

Applicants are assigned seats in a room set for 50- 300 applicants. The examination is administered in a quiet environment, and applicants are allowed to use small foam earplugs that are provided. They are not allowed to bring food or drinks into the testing room unless approved as accommodations. They may leave the room only to use the restroom or drinking fountain near the testing room; however, applicants are not provided with additional testing time when leaving.

Taking into consideration this description of the examination and the functional limitations currently experienced by the applicant, what test accommodation (or accommodations, if more than one would be appropriate) do you recommend?

- ☐ Test Question Formats:
- ☐ Braille
 - ☐ Audio CD
 - ☐ Large Print/ 18-point font
 - ☐ Large Print/ 24-point font

- ☐ Assistance:
- ☐ Reader
 - ☐ Typist
 - ☐ Scribe for MBE

Explain your recommendation(s).

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☐ Extra Testing Time. Indicate below how much extra testing time is requested:

Test Portion	Standard Time	Amount of Extra Time Recommended
MPT	3 hours (A.M.)	
MEE	3 hours (P.M.)	
MBE/ Multiple Choice	3 hours (A.M.)	
MBE/ Multiple Choice	3 hours (P.M.)	

Explain why extra testing time is necessary and describe how you arrived at the specific amount of extra time recommended. If either the amount of time or your rationale is different for different portions of the examination, please explain. If relevant, address why extra breaks or longer breaks are insufficient to accommodate the applicant's functional limitations.

☐ Other arrangements. If you are recommending other accommodations or arrangements for the applicant, describe the recommended arrangements and explain why each is necessary.

VI. PROFESSIONAL'S SIGNATURE

I have attached a copy of the comprehensive evaluation report and all records, test results, or reports upon which I relied in making the diagnosis and completing this form.

I certify that the information on this form is true and correct upon the information in my records.

Signature of Person Completing this Form

Date Signed

Title

Daytime Telephone Number