

MASSACHUSETTS BOARD OF BAR EXAMINERS

FORM 4: PSYCHOLOGICAL DISABILITY 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 Massachusetts Bar Examination for you on the basis of a psychological disability. Please 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: _____

Date(s) of evaluation/treatment: _____

Applicant's date of birth: _____

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 Massachusetts Board of Bar Examiners or consultant(s) of the Massachusetts Board of Bar Examiners.

Signature of applicant: _____

Date: _____

NOTICE TO QUALIFIED PROFESSIONAL:

The above-named person is requesting accommodations on the Massachusetts Bar Examination. All such requests must be supported by a comprehensive evaluation report from the qualified professional who conducted an individualized assessment of the applicant and is recommending accommodations on the bar examination on the basis of a psychological disability. The Board of Bar Examiners also requires the qualified professional 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.** Please 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 Massachusetts Bar Examination. We appreciate your assistance.

The Board of Bar Examiners may forward this information to one or more 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: _____ Fax: _____

E-mail: _____

Occupation and specialty: _____

License number/Certification/State: _____

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

II. DIAGNOSIS AND CURRENT FUNCTIONAL LIMITATIONS

1. What is the applicant's DSM-5 diagnosis? Please describe.

2. Describe the applicant's history of presenting symptoms of a psychological disability. Include a description of symptom frequency, intensity, and duration to establish severity of symptomology.

3. Describe the applicant's current functional limitations caused by the psychological disability in different settings and specifically address the impact of the disability on the applicant's ability to take the bar examination under standard conditions. Note: psychoeducational, neuropsychological, or behavioral assessments often are necessary to demonstrate the applicant's current functional limitations in cognition.

4. Describe the applicant's compliance with and response to treatment and medication, if prescribed. Explain the effectiveness of any treatment and/or medication in reducing or ameliorating the applicant's functional limitations and the anticipated impact on the applicant in the setting of the bar examination.

ATTACH A COMPREHENSIVE EVALUATION REPORT. An applicant's psychological disability must have been identified by a comprehensive diagnostic/clinical evaluation that is well documented in the form of a comprehensive report. The report should include the following:

- psychiatric/psychological history
- relevant developmental, educational, and familial history
- relevant medical and medication history
- results of full mental status examination
- description of current functional limitations in different settings
- results of any tests or instruments used to supplement the clinical interview and support the presence of functional limitations, including any psychoeducational or neuropsychological testing, rating scales, or personality tests
- diagnostic formulation, including discussion of differential or "rule out" diagnoses
- objective evidence of how the psychological disability impairs the applicant's functioning on the bar exam and restricts access.

III. ACCOMMODATIONS RECOMMENDED FOR THE MASSACHUSETTS BAR EXAMINATION (CHECK ALL THAT APPLY)

The Massachusetts Bar Examination is a timed, remote examination administered in 90 (ninety) minute sessions beginning at approximately 9:00 a.m. to 12:30 p.m. and from approximately 2:00 p.m. to 5:30 p.m. on Tuesday and Wednesday as scheduled twice each year. There are scheduled breaks between each testing session on both testing days.

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

The second day consists of 200 multiple-choice questions (MBE), with 100 questions administered in the morning session and 100 questions in the afternoon session. Applicants record their answers by selecting their answer choice on their computer. Answers are then uploaded for grading of the examination.

Applicants are seated at a space they have selected that meet the Board of Bar Examiners guidelines. They are allowed to have food and beverages at their testing space. Other items requested require approval as accommodations. The examination is administered electronically. Applicants are required to be in a quiet environment, and are allowed to use small foam earplugs. They may leave the view of the monitor only to use the restroom and must state that they are doing so. Applicants are monitored with the use of artificial intelligence and facial recognition software.

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 USB

Microsoft Word document on data USB for use with screen-reading software (for essay sessions MPT and MEE).

Assistance:

Use of assistive technology.

Please specify which type of software will be used for the exam.

Explain your recommendation(s). _____

Extra testing time. Indicate below how much extra testing time is recommended. Note: For applicants awarded 50% or 100% additional time for all sessions of the bar exam, the order of the UBE will be administered over a four day period.

Test Portion	Standard Time	Extra Time Recommended Per Test Session	
		25%	50%
MPT/Performance Test	two 90 minute AM sessions	25%	50%
		75%	100%
MEE/Essay	two 90 minute PM sessions	25%	50%
		75%	100%
MBE/Multiple-Choice	two 90 minute AM	25%	50%
	two 90 minute PM sessions	75%	100%

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 items or arrangements (e.g., lamp, lumbar support, magnifying items, medication, etc.). Describe the recommended arrangements and explain why each is necessary.

IV. 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 based upon the information in my records.

Signature of person completing this form

Date signed

Title

Daytime telephone number