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Raising and Lowering the Bar

Lowering The Bar Lowering The Bar

Robert Anderson



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attorneys We find support for the assertion that attorneys with lower bar examination performance are more likely to be disciplined and disbarred than those with higher performance Although our measures of bar performance have only modest predictive power of subsequent discipline we project that lowering the passing score would result in the admission of attorneys with a substantially higher probability of bar discipline over the course of their careers But we admit that our analysis is limited due to the imperfect data available to the public And we do not infer a causal relationship between low bar scores and high discipline rates For a precise calculation we call on state licensing authorities to use their internal records on bar scores and discipline outcomes to determine the likely impact of changes to the passing score

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