

ABA MODEL RULE 7 -

RULE 7. DUTIES AND RESPONSIBILITIES OF THE BOARD

The Board shall have the following duties and responsibilities:

- D. to provide a full report at least annually to the Court and to make other reports as necessary.
- E. to publicize its activities to potential claimants, the public and the bar.
- I. to engage in studies and programs for client protection and prevention of dishonest conduct by lawyers.

NCPO STANDARDS (2006)

2. Funding

2.7 The Fund should seek implementation of appropriate loss prevention mechanisms. Among those that should be sought are trust account overdraft notification, minimum financial recordkeeping, random audits of trust accounts, insurance payee notification, and education of the bar and the public. Lawyer assistance and practice assistance programs should be encouraged and assisted in making their services known.

3. Accessibility

3.1 The Fund should make every reasonable effort to make its existence, nature and purpose known to the bar and the public. In particular, the Fund should ensure that those most likely to be approached by victims of dishonest lawyers - such as prosecutors, ethics committee counsel and members, ombudsmen, receivers/custodians, bar associations and judges - understand the Fund and the importance of appropriate and timely referrals. Similarly, copies of claims should be provided to respondents whose whereabouts are known, with invitations to respond.

3.2 The Fund should issue and publish an annual report. Quarterly or semi-annual news releases should be done as well, even in the absence of high volume activity.

3.5 Claim forms and accompanying instructions should be in plain language and, where appropriate, available in other languages.

ARIZONA - Declaration of Trust - Rule 9

(f) To publicize activities of the Fund to the public and the Bar;

(j) To engage in studies and programs for client protection and prevention of dishonest conduct by lawyers or legal paraprofessionals.

COLORADO - Colo. R. Civ. P. 252.7

(7) To publicize its activities to the public and the Bar;

(10) To engage in studies and programs for client protection and prevention of dishonest conduct by attorneys; and

CONNECTICUT - Practice Book Sec. 2-68 (a). Client Security Fund Established

(a) A client security fund is hereby established to promote public confidence in the judicial system and the integrity of the legal profession by reimbursing clients, to the extent provided for by these rules, for losses resulting from the dishonest conduct of attorneys practicing law in this state in the course of the attorney-client relationship, **by providing crisis intervention and referral assistance to attorneys admitted to the practice of law in this state who suffer from alcohol or other substance abuse problems or gambling problems, or who have behavioral health problems**, and by making grants-in-aid to the organization administering the program for the use of interest earned on lawyers' clients' funds accounts pursuant to General Statute §51-81c, for the purpose of funding the delivery of legal services to the poor.

IOWA - Supreme Court Rule 39.3 (4)

(j). To fund programs that the commission believes will assist in preventing defalcations by attorneys. The annual allocation for any such program must not exceed two and one-half percent of the fund value as of the beginning of the fiscal year in which the funding is to occur. No such funding may be provided unless there is at least twice the minimum balance required by rule 39.6(3) in the fund at the beginning of the fiscal year in which the funding is to occur.

KANSAS - Supreme Court Rule 241(g) - Duties and Responsibilities of the Commission.

(6) to publicize its activities to the public and the bar.

(9) to participate in studies and programs for client protection and prevention of dishonest conduct by lawyers.

KENTUCKY - Ky. R. Sup. Ct. 3.820 (7) - Duties and Responsibilities of the Trustees

(e) to publicize its activities to the public and the bar.

(h) to engage in studies and programs for client protection and prevention of dishonest conduct by lawyers.

MICHIGAN - Rule 7 - RULE 7 - DUTIES AND RESPONSIBILITIES OF THE COMMITTEE

5. Publicize its activities to the public and the Bar.

7. Authorize studies and programs for client protection and prevention of dishonest conduct by lawyers.

NEW YORK - 22 NYCRR 7200.4

(i) engage in studies and programs for client protection and prevention of dishonest conduct in the practice of law;

**PENNSYLVANIA - PENNSYLVANIA RULES OF DISCIPLINARY ENFORCEMENT
SUBCHAPTER E. PENNSYLVANIA LAWYERS FUND FOR CLIENT SECURITY**

GENERAL PROVISIONS - Rule 501 (d) Powers. The Board shall have the power and duty:

(7) With prior approval of the Supreme Court, to give financial assistance to Pennsylvania non-profit corporations whose purpose it is to assist alcohol or drug impaired Pennsylvania lawyers and judges to regain their health and to restore them to professional competence, or such other Supreme Court Committees or Boards as the Court may direct.