FILED 10/04/2024

Clerk of the Appellate Courts

# IN THE SUPREME COURT OF TENNESSEE AT NASHVILLE

## IN RE: AMENDMENTS TO RULES 9 AND 33, RULES OF THE TENNESSEE SUPREME COURT

No. ADM2024-01525

#### **ORDER**

Two years ago, the Board of the Tennessee Lawyers' Fund for Client Protection ("TLFCP") petitioned this Court to amend Rules 9 and 25 of the Rules of the Tennessee Supreme Court in several ways, including: (1) increasing the annual attorney registration fee, and (2) increasing the portion TLFCP receives from the annual registration fee. We denied these requests pending completion of a comprehensive review of the sufficiency of the annual registration fee and the allocation of funds it generates. We declared these requests would be reconsidered on the Court's own motion at the conclusion of this comprehensive review.

Having now completed this comprehensive review, this Court proposes to amend Tennessee Supreme Court Rules 9 and 33 to increase from \$170 to \$270 the annual registration fee, which has remained unchanged since 2009, and to adjust the allocation of funds generated by the annual registration fee as follows: \$225 to the Board of Professional Responsibility ("BPR"), \$30 to the Tennessee Lawyer Assistance Program ("TLAP"), and \$15 to TLFCP. The proposed amendments are set out in the attached appendix.

Additionally, this Court hereby publishes these proposed amendments for public comment and solicits written comments from judges, lawyers, bar associations, members of the public, and all interested parties. The deadline for submitting written comments is November 8, 2024. Written comments should reference the docket number above and may be emailed to appellatecourtclerk@tncourts.gov or mailed to:

James Hivner, Clerk RE: Proposed Amendments to Tenn. Sup. Ct. R. 9 & 33 100 Supreme Court Building, 401 7th Avenue North

Nashville, TN 37219-1407

The Clerk shall provide a copy of this Order and Appendix to Lexis Nexis and to Thomson Reuters. In addition, this Order and Appendix shall be posted on the Tennessee Supreme Court's website.

It is so ORDERED.

PER CURIAM

#### **APPENDIX**

### No. ADM2024-01525

[New text is indicated by bold and underlining/Deleted text is indicated by strikeout]

Tenn. Sup. Ct. R. 9, Section 10.2(c) is amended as follows:

The annual fee for each attorney shall be One Two Hundred Seventy Dollars (\$170) (\$270), consisting of a One Hundred Forty Dollar \$140 Two Hundred Twenty-Five Dollar (\$225) Board of Professional Responsibility annual registration fee, a Fifteen Dollar (\$15) Ten Dollar (\$10) annual fee due under Tenn. Sup. Ct. R. 25, Section 2.01(a) (Tennessee Lawyers' Fund for Client Protection), and a Thirty Dollar (\$30) Twenty Dollar (\$20) annual fee due under Tenn. Sup. Ct. R. 33.01C (Tennessee Lawyer Assistance Program), and shall be payable on or before the first day of the attorney's birth month, and a like sum each year thereafter until otherwise ordered by the Court. If an attorney chooses to pay or submit annual registration by mail, rather than online, that attorney shall pay an additional \$5 for processing.

Tenn. Sup. Ct. R. 33.01(C)(1) is hereby amended as follows:

The Board of Professional Responsibility shall <u>annually</u> collect <del>annually</del> and deposit with the State Treasurer <u>a fee in the amount set by the Court in Rule 9, Section 10.2(c)</u> a twenty dollar (\$20.00) annual fee from every attorney, except those exempt under Rule 9, Section <u>10.3</u> 20.2, for the purpose of funding the program established under the this rule.

(End of Appendix)