

AMERICAN BAR ASSOCIATION
 STANDING COMMITTEE ON CLIENT PROTECTION

State by State Adoption of ABA Client Protection Programs

	Trust¹ Account Overdraft Notification (42)	Random² Audit of Trust Accounts (12)	Payee³ Notification (14)	Disclosure⁴ of Insurance (26)	Mandatory⁵ Fee Arbitration (12)	Mediation⁶ Non-Fee Disputes (23)
AL	Yes	No	No	No	No	No
AK	No	No	No	Yes	Yes	Yes
AZ	Yes	Yes	No	Yes	No	Yes
AR	Yes	No	No	No	No	No
CA	Yes	No	Yes	Yes	Yes	Yes
CO	Yes	No	No	Yes	No	No
CT	Yes	Yes	Yes	No	No	Yes
DE	Yes	Yes	Yes	Yes	No	Yes
DC	Yes	No	No	No	Yes	No
FL	Yes	No	No	No	No	Yes
GA	Yes	No	Yes	No	Yes	Yes
HI	Yes	Yes	Yes	Yes	No	No
ID	Yes	No	No	Yes	No	No
IL	Yes	No	No	Yes	No	No
IN	Yes	No	No	No	No	Yes
IA	Yes	Yes	No	No	No	No
	Trust Account Overdraft Notification	Random Audit of Trust Accounts	Payee Notification	Disclosure of Insurance	Fee Arbitration	Mediation Non-Fee Disputes

As of July 5, 2011
American Bar Association

KS	Yes	Yes	No	Yes	No	No
KY	Yes	No	No	No	No	Yes
LA	Yes	No	No	No	No	Yes
ME	No	No	No	No	Yes	No
MD	Yes	No	Yes	No	No	Yes
MA	Yes	No	Yes	Yes	No	No
MI	Yes	No	No	Yes	No	No
MN	Yes	No	No	Yes	No	No
MS	No	No	No	No	No	Yes
MO	Yes	No	No	No	No	Yes
MT	Yes	No	No	No	Yes	No
NE	Yes	Yes	Yes	Yes	No	No
NV	Yes	No	Yes	Yes	No ⁷	No
NH	No	Yes	No	Yes	No	No
NJ	Yes	Yes	Yes	No	Yes	No
NM	No	No	No	Yes	No	Yes
NY	Yes	No	Yes	No	Yes	Yes
NC	Yes	Yes	No	Yes	Yes	Yes
ND	Yes	No	No	Yes	No	No
OH	Yes	No	No	Yes	Yes	No
	Trust Account Overdraft Notification	Random Audit of Trust Accounts	Payee Notification	Disclosure of Insurance	Fee Arbitration	Mediation Non-Fee Disputes

OK	Yes	No	No	No	No	No
OR	Yes	No	No	Mandatory Ins. Req.	No	Yes
PA	Yes	No	Yes	Yes	No	Yes
RI	Yes	No	Yes	Yes	No	No
SC	Yes	No	No	No	Yes	No
SD	No	No	No	Yes	No	No
TN	Yes	No	No	No	No	No
TX	No	No	Yes	No	No	Yes
UT	Yes	No	No	No	No	Yes
VT	Yes	Yes	No	No	No	Yes
VA	Yes	No	No	Yes	No	No
WA	Yes	Yes	No	Yes	No	Yes
WV	No	No	No	Yes	No	No
WI	Yes	No	No	No	No	No
WY	No	No	No	No	Yes	Yes

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¹ ABA Model Rules for Trust Account Overdraft Notification:: <http://www.abanet.org/cpr/clientpro/opreface.html>

² ABA Model Rules for Random Audit of Lawyer Trust Accounts: <http://www.abanet.org/cpr/clientpro/apreface.html>

³ ABA Model Rule for Payee Notification: <http://www.abanet.org/cpr/clientpro/ppreface.html>

⁴ ABA *Model Court Rule on Insurance Disclosure*:

http://www.abanet.org/cpr/clientpro/Model_Rule_InsuranceDisclosure.pdf

Includes Oregon which mandates insurance.

⁵ ABA *Model Rules for Fee Arbitration*:: <http://www.abanet.org/cpr/clientpro/fapreface.html>

⁶ ABA *Model Rules for Mediation of Client-Lawyer Disputes*: <http://www.abanet.org/cpr/clientpro/medpreface.html>

⁷ In 2004, the Bar's Board of Governors approved amending the Fee Dispute Arbitration By-Laws to read, "...if during two (2) years prior to the filing of the binding arbitration agreement by the petitioner, the respondent attorney has been the subject of three (3) or more fee disputes within the jurisdiction of the Committee, then the fee dispute arbitration proceeding shall become mandatory."