

AMERICAN BAR ASSOCIATION
CENTER FOR PROFESSIONAL RESPONSIBILITY
STANDING COMMITTEE ON CLIENT PROTECTION

Jurisdictions with Trust Account Overdraft Notification Rules

1. **Alabama** Rules of Professional Conduct, Rule 1.15(e)
http://www.sunethics.com/al_1_15.htm
2. **Arizona** Arizona Ethics Rules: ER 1.15 Safekeeping Property
Arizona Supreme Court Rule 44(d) Authorized Financial
Institutions
<http://www.myazbar.org/ethics/ruleview.cfm?id=34>
<http://www.myazbar.org/LawyerRegulation/Rule44.pdf>
3. **Arkansas** Rules of Professional Conduct, Rule 1.15 (b) (5)
http://courts.state.ar.us/rules/current_ark_prof_conduct/client_lawyer_relationship/profcond1_15.cfm
4. **California** The State Bar Act, Article 5.5, Business and Professions
Code, Section 6091.1 <http://www.leginfo.ca.gov/cgi-bin/displaycode?section=bpc&group=06001-07000&file=6090-6095.1> or <http://www.calbar.ca.gov/>
("Attorney Resources", "Rules and Regulations")
5. **Colorado** Colorado Rules of Professional Conduct. 1.15(e)(3)
<http://www.cobar.org/index.cfm/ID/20472/subID/22389/CE/TH/>
6. **Connecticut** Connecticut Practice Book, Superior Court Rules, Chapter 2
§ 2-28
<http://www.jud.state.ct.us/pb.htm> or
<http://www.cbf.ctbar.org/PracticeBook.pdf>
7. **Delaware** Rule 1.15A, Trust Account Overdraft Notification, Delaware
Lawyers Rules of Professional Conduct.
<http://courts.state.de.us/lfcprules/rule1.15A.pdf>
8. **District of
Columbia** D.C. Rules of Professional Conduct, Rule 1.15
(formerly Rule 1.19 Trust Account Overdraft Notification
Deleted in its entirety as of 8/1/10. Relevant provisions were
moved to Rule of Professional Conduct 1.15 and new
Section 20 of Rule XI of the Rules Governing the District of
Columbia Bar.)

- http://www.dcbbar.org/for_lawyers/ethics/legal_ethics/rules_of_professional_conduct/amended_rules/rule_one/rule01_15.cfm
http://www.dcbbar.org/inside_the_bar/structure/bar_rules/rule_11.cfm
9. **Florida** Florida Bar Rule 5-1.2(c)(1)(B)(4)
<http://www.flabar.org/divexe/rrtfb.nsf/8bf68c7a6fda323085256bc800648cce/e1831c523e86c08f85256bc000696d44?OpenDocument>
10. **Georgia** Georgia Rules of Professional Conduct, Rule 1.15 (III)
http://www.gabar.org/handbook/part_iv_after_january_1_2001_-_georgia_rules_of_professional_conduct/rule_115iii_record_keeping_trust_account_overdraft_notification_examination_of_records/
11. **Hawaii** Hawaii Rules of Court, Rules of the Supreme Court of Hawaii, Interest Bearing Trust Accounts Program, Rule 11(f) (2)
http://www.state.hi.us/jud/ctrules/rsch.htm#Rule_11
12. **Idaho** Idaho Bar Commission Section III Rule 302(a)(2)(B) and Rules of Professional Conduct Rule 1.15(f).
<http://isb.idaho.gov/pdf/rules/ibcr.pdf>
13. **Illinois** Rule 1.15 of the Illinois Rules of professional Conduct
http://www.iardc.org/newrules2010.htm#RULE_1.15:_SAFE_KEEPING_PROPERTY
14. **Indiana** Indiana Rules of Court, Rules for Admission to the Bar and the Discipline of Attorneys, Rule 23 §29 (b): Maintenance of Trust Funds in Approved Financial Institutions; Overdraft Notification
http://www.in.gov/judiciary/rules/ad_dis/index.html#_Toc202257372
15. **Iowa** Iowa Court Rules, Chapter 45, Client Trust Account Rules, Rule 45.4(4) Directions to Depository Institutions
<http://www.legis.state.ia.us/Rules/Current/court/courtrules.pdf>
16. **Kansas** Supreme Court Rule 226, Kansas Rules of Professional Conduct, Rule 1.15(f)

<http://www.kscourts.org/rules/Rule-Info.asp?r1=Rules+Relating+to+Discipline+of+Attorneys&r2=40>

17. **Kentucky** Kentucky Rules of Professional Conduct, XVII. SCR 3.130 Rule 1.15(a) & Client Trust Account Principles & Management for Kentucky Lawyers
<http://courts.ky.gov/NR/rdonlyres/AA868FA5-6B4B-4C20-A06C-D5C4FC0D1596/0/RevisedSCRruleeffective7152009.pdf>
http://www.kybar.org/documents/inside_kba/kbf_iolta/iolta_booklet.pdf
18. **Louisiana** Louisiana Supreme Court Rule XIX, Section 28(D).
http://www.lasc.org/rules/orders/2006/RULE_XIX.pdf
19. **Maryland** Rules of Court 16-610, Maryland Rules and Rules of Professional Conduct (1.15)(a)
<http://michie.lexisnexis.com/maryland/lpext.dll?f=templates&fn=main-h.htm&cp>
(access through Lexis)
20. **Massachusetts** Rules of the Supreme Judicial Court, Rule 3:07; Massachusetts Rules of Professional Conduct, Rule 1.15 (h) (effective January 1, 2004)
http://www.state.ma.us/obcbbo/rule115_new.htm
21. **Michigan** Rule 1.15A of the Michigan Rules of Professional Conduct
<http://courts.michigan.gov/supremecourt/Resources/Administrative/2008-13-121509.pdf>
22. **Minnesota** Minnesota Rules on Lawyers Professional Responsibility, Rule 1.15 (k)
<http://www.mncourts.gov/lprb/mrpc.html#rule115>
23. **Missouri** Rule 4-1.15 of the Missouri Rules of professional Conduct.
<http://www.mobar.org/data/esq09/oct16/quickread.pdf>
24. **Montana** Montana Rules of Court, Rules for Trust Account Overdraft Notification
<http://www.montanabar.org/associations/7121/files/IOLTA%20Trust%20Acct%20Notification.pdf>
25. **Nebraska** Trust Account Overdraft Notification Rules. Supreme Court Rules, Section 3-904

- <http://www.supremecourt.ne.gov/rules/html/Ch3/art9/3-904.shtml>
26. **Nevada** Supreme Court Rules, Rule 78.5(2)
<http://leg.state.nv.us/CourtRules/scr.html>
27. **New Jersey** Supreme Court Rule 1:21-6(b) and Rules of Professional Conduct, Rule 1.15(d) (effective February 1, 2003)
<http://www.judiciary.state.nj.us/rules/r1-21.htm> or
<http://www.judiciary.state.nj.us/rpc97.htm> - 1.15
28. **New York** Rules of Professional Conduct, Rule 1.15; and 22 N.Y.C.R.R. Part 1300.
<http://www.nysba.org/AM/Template.cfm?Section=Home&template=/CM/ContentDisplay.cfm&ContentID=26092>
<http://www.nylawfund.org/pubs/rule.htm>
29. **North Carolina** Rules 1.15-2 and 1.15-3 of the Rules of Professional Conduct
<http://www.nccbar.com/rules/rpcsearch.asp>
30. **North Dakota** Rule 1.15, Rules of Professional Conduct
<http://www.ndcourts.gov/Court/Notices/20080333/Rule1.15.htm>
31. **Ohio** Section 4705.10(A)(4) of the Ohio Revised Code.
http://www.legislature.state.oh.us/bills.cfm?ID=126_HB_185
32. **Oklahoma** Rule 1.15, Oklahoma Rules of Professional Conduct
<http://www.oscn.net/applications/oscn/deliverdocument.asp?cite=2007+ok+22>
33. **Oregon** Rules of professional Conduct, Rule 1.15-2 IOLTA Accounts and Trust Account Overdraft Notification
http://www.osbar.org/_docs/rulesregs/orpc.pdf
34. **Pennsylvania** Pennsylvania Rules of Disciplinary Enforcement, Subchapter B, Rule 221(c), Mandatory Overdraft Notification; Pennsylvania Code Chapter 81, Subchapter B, § 81.108; Chapter 91 Subchapter H, Overdraft Notification §91.174
<http://www.pacode.com/secure/data/204/chapter83/s221.html>
<http://www.pacode.com/secure/data/204/chapter81/subchapterBtoc.html>
<http://www.pacode.com/secure/data/204/chapter91/s91.174.html>

35. **Rhode Island** Rhode Island Rules of Professional Conduct
http://www.courts.state.ri.us/supreme/pdf-files/Rules_Of_Professional_Conduct.pdf
36. **South Carolina** Rule 1.15, South Carolina Rules of Professional Conduct.
<http://www.judicial.state.sc.us/courtReg/displayRule.cfm?ruleID=407.0&subRuleID=RULE%201%2E15&ruleType=APP>
37. **Tennessee** Rules of the Supreme Court of Tennessee, Rule 9, Section 29.1. Detection and Prevention of Trust Account Violations; Rule 8, Rules of Professional Conduct, Chapter 1, Rule 1.15 Comment 2
http://www.tsc.state.tn.us/opinions/tsc/rules/TNRulesOfCourt/06Supct1_9.htm
38. **Utah** Rules of Professional Conduct, Rule 1.15(a)
http://www.utcourts.gov/resources/rules/ucja/ch13/1_15.htm
39. **Vermont** Rules of Professional Conduct, Rule 1.15C
<http://www.vermontjudiciary.org/LC/Shared%20Documents/PRB-All-Rules.pdf>
40. **Virginia** Rules of Virginia Supreme Court, Rule 1.15 (f)(1)(ii)
http://www.vsb.org/docs/2008-09_rules-pc.pdf
41. **Washington** Washington State Court Rules: Rules for Enforcement of Lawyer Conduct. Title 15: Audits and Trust Account Overdraft Notification, Rule 15.4 (a)-(d) Overdraft Notification (effective 10/1/02)
http://www.courts.wa.gov/court_rules/?fa=court_rules.list&group=ga&set=ELC or
http://www.courts.wa.gov/court_rules/?fa=court_rules.display&group=ga&set=ELC&ruleid=gaclc1515.04
42. **Wisconsin** Supreme Court Rule 20: 1.15 (h)
<http://www.wicourts.gov/sc/scrule/DisplayDocument.pdf?content=pdf&seqNo=35843>
<http://www.wicourts.gov/services/attorney/docs/trustscr20for2010.pdf>

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the chart as accurate as possible. If you are aware of any inaccuracies in the chart, please send your corrections or additions and the source of that information to Selina Thomas, (312) 988-6721, selina.thomas@americanbar.org