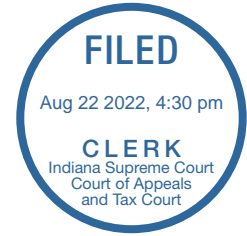


In the Indiana Supreme Court



Cause No. 22S-MS-1

Order Amending Indiana Rules of Professional Conduct

Under the authority vested in this Court to provide by rule for the procedures employed in all courts of this state and this Court's inherent authority to supervise the administration of all courts in this state, effective July 1, 2021, the Indiana Rules of Professional Conduct are **AMENDED** as follows (deletions shown by ~~striking~~ and new text shown by underlining):

Rules of Professional Conduct

Rule 6.6. The Coalition for Court Access

* * *

(b) The Coalition shall be composed of ~~seventeen (17)~~ twenty-one (21) members appointed by the Supreme Court; ~~and~~ the President Chair of the Indiana Bar Foundation board; ~~and the~~ President of the Indiana State Bar Association. In appointing members to the Coalition, the Supreme Court, ~~and~~ the Indiana Bar Foundation, ~~and~~ Indiana State Bar Association should seek to ensure that members of the Coalition are representative of the different geographic regions and judicial districts of the state, and that the members possess skills and experience relevant to the needs of the Coalition. The Coalition's membership shall be comprised as follows:

* * *

(2) The President Chair of the Indiana Bar Foundation board shall appoint six (6) members as follows:

(A) Two (2) members of the Indiana State Bar Association;

(B) Two (2) members ~~appointed by~~ of the Bar Foundation;

(C) One (1) member of the Indiana State Bar Association Pro Bono Committee;
and

(D) One (1) member from a non-governmental organization that serves the non-legal needs of low-income Hoosiers.

~~(3) The Indiana State Bar Association and the Bar Foundation's immediate past presidents, during their terms as immediate past presidents, shall also serve as ex-officio~~

~~non-voting members of the Coalition. The President of the Indiana State Bar Association shall appoint two (2) members as follows:~~

~~(A) An attorney in private or corporate practice; and~~

~~(B) An attorney working in a social or human services organization.~~

(4) The Executive Director of the Indiana State Bar and the ~~Executive Director President/CEO~~ of the Bar Foundation, ~~or their designees~~, shall serve as ~~ex-officio non-voting members of the Coalition~~ with three-year, renewable terms, without term limits.

(5) The Coalition shall operate as a program within the Bar Foundation. Each member of the Coalition, ~~except the immediate past presidents of the Indiana State Bar Association and Bar Foundation~~, shall hold office for a term of three (3) years, except for the initial appointments, which shall be staggered as follows: three (3) members appointed by the Supreme Court shall serve one-year terms, two (2) members appointed by the Bar Foundation president shall serve one-year terms; four (4) members appointed by the Supreme Court shall serve two-year terms, and two (2) members appointed by the Bar Foundation president shall serve two-year terms; and four (4) members appointed by the Supreme Court shall serve three-year terms, and two (2) members appointed by the Bar Foundation president shall serve three-year terms. A member shall not serve more than two (2) consecutive terms.

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(d) The Coalition for Court Access shall have the following powers:

* * *

(8) Provide an annual report of its activities to the Supreme Court by ~~July 1~~August 1 of each year.

* * *

~~(h) There shall be one (1) district committee in each of the twelve (12) districts set forth below:~~

~~District A, consisting of the counties of Lake, Porter, Jasper, and Newton;~~

~~District B, consisting of the counties of LaPorte, St. Joseph, Elkhart, Marshall, Starke, and Kosciusko;~~

~~District C, consisting of the counties of LaGrange, Adams, Allen, DeKalb, Huntington, Noble, Steuben, Wells, and Whitley;~~

~~District D, consisting of the counties of Clinton, Fountain, Montgomery, Tippecanoe, Warren, Benton, Carroll, Vermillion, Parke, Boone, and White;~~

~~District E, consisting of the counties of Cass, Fulton, Howard, Miami, Tipton, Pulaski, Grant, and Wabash;~~

~~District F, consisting of the counties of Blackford, Delaware, Henry, Jay, Madison, Hamilton, Hancock, and Randolph;~~

~~District G, consisting of the county of Marion;~~

~~District H, consisting of the counties of Greene, Lawrence, Monroe, Sullivan, Vigo, Putnam, Hendricks, Clay, Morgan, and Owen;~~

~~District I, consisting of the counties of Bartholomew, Brown, Decatur, Jackson, Johnson, Shelby, Rush, and Jennings;~~

~~District J, consisting of the counties of Dearborn, Jefferson, Ohio, Ripley, Franklin, Wayne, Union, Fayette, and Switzerland;~~

~~District K, consisting of the counties of Daviess, Dubois, Gibson, Knox, Martin, Perry, Pike, Posey, Spencer, Vanderburgh, and Warrick; and~~

~~District L, consisting of the counties of Clark, Crawford, Floyd, Harrison, Orange, Scott, and Washington.~~

~~The Coalition has the authority to provisionally alter the number and the composition of districts as it deems appropriate to the Supreme Court no more than annually so the Supreme Court may reflect the alterations in subsection (h) above.~~

~~(1) Each district committee shall be composed of:~~

~~(A) a judge from the district appointed by the Supreme Court to serve as chair of the committee;~~

~~(B) to the extent feasible, one (1) or more representatives from each voluntary bar association in the district, one (1) representative from each pro bono and legal assistance provider in the district, and one representative from each law school in the district; and~~

~~(C) to the extent feasible, at least two (2) community at large representatives, one of whom shall be a present or past recipient of pro bono publico legal services.~~

~~(2) Governance of each district committee and terms of service of the members thereof shall be determined by each committee. Replacement and succession members shall be appointed by the judge designated by the Supreme Court.~~

~~(i) To ensure an active and effective district program, each district committee shall do the following:~~

~~(1) after evaluating the needs of the district and the available civil legal aid services, prepare an annual written proposal to address the district's needs;~~

~~(2) select and employ, if feasible, a plan administrator to provide the necessary coordination and administrative support for the district committee;~~

~~(3) implement the annual district plan and monitor its results;~~

~~(4) submit an annual report to the Coalition; and~~

~~(5) submit the plan and funding requests for individual civil legal aid organizations/projects to the Coalition.~~

~~(j) To encourage more lawyers to participate in pro bono activities, each district plan should endeavor to provide various support and educational services for pro bono attorneys, which, to the extent possible, should include:~~

~~(1) providing intake, screening, and referral of prospective clients;~~

~~(2) matching cases with individual attorney expertise, including the establishment of specialized panels;~~

~~(3) providing resources for litigation and out of pocket expenses for pro bono cases;~~

~~(4) providing legal education and training for pro bono attorneys in specialized areas of law useful in providing pro bono civil legal service;~~

~~(5) providing the availability of consultation with attorneys who have expertise in areas of law with respect to which a volunteer lawyer is providing pro bono civil legal service;~~

~~(6) providing malpractice insurance for volunteer pro bono lawyers with respect to their pro bono civil legal service;~~

~~(7) establishing procedures to ensure adequate monitoring and follow up for assigned cases and to measure client satisfaction;~~

~~(8) recognizing pro bono civil legal service by lawyers; and~~

~~(9) providing other support and assistance to pro bono lawyers.~~

~~(k) The district committee plans may include opportunities such as the following:~~

~~(1) representing persons of limited means through case referral;~~

~~(2) representing persons of limited means through direct contact with a lawyer when the lawyer, before undertaking the representation, first determines client eligibility based on standards substantially similar to those used by legal assistance providers;~~

~~(3) representing community groups serving persons of limited means through case referral;~~

~~(4) interviewing and determining eligibility of prospective clients of limited means;~~

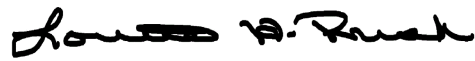
~~(5) acting as co-counsel on cases or matters with civil legal assistance providers and other lawyers serving clients of limited means;~~

~~(6) providing consultation services to civil legal assistance providers for case reviews and evaluations;~~

~~(7) providing training to the staff of civil legal assistance providers and other volunteer attorneys serving clients of limited means;~~

- ~~(8) making presentations to persons of limited means regarding their rights and obligations under the law;~~
- ~~(9) providing legal research;~~
- ~~(10) providing guardian ad litem services;~~
- ~~(11) serving as a mediator or arbitrator to the client-eligible party; and~~
- ~~(12) providing such other civil legal aid service opportunities as appropriate~~

Done at Indianapolis, Indiana, on 8/22/2022.



Loretta H. Rush
Chief Justice of Indiana

All Justices concur.