

COMMONWEALTH OF MASSACHUSETTS

At the Supreme Judicial Court holden at Boston within and for said Commonwealth on  
the twenty-ninth day of June, in the year two thousand and ten :  
present,

HON. MARGARET H. MARSHALL	)	
	)	
HON. RODERICK L. IRELAND	)	
	)	
HON. FRANCIS X. SPINA	)	Justices
	)	
HON. JUDITH A. COWIN	)	
	)	
HON. ROBERT J. CORDY	)	
	)	
HON. MARGOT BOTSFORD	)	
	)	
HON. RALPH D. GANTS	)	

ORDERED: That Chapter Four of the Rules of the Supreme Judicial Court is hereby  
amended as follows:

Rule 4:03:

By striking out subsection (1) and inserting  
in lieu thereof the new subsection (1)  
attached hereto.

The amendments accomplished by this order shall take effect on September 1, 2010.

<u>MARGARET H. MARSHALL</u>	)	
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	)	
<u>FRANCIS X. SPINA</u>	)	Justices
	)	
*	)	
	)	
	)	
<u>ROBERT J. CORDY</u>	)	
	)	
	)	
<u>MARGOT BOTSFORD</u>	)	
	)	
	)	
<u>RALPH D. GANTS</u>	)	

\* Justices Ireland and Cowin decline to join in this order.

## RULE 4:03

### PERIODIC ASSESSMENT OF ATTORNEYS

(1)(a) Every attorney required to register in accordance with Rule 4:02, other than a retired attorney, sitting judge, clerk-magistrate as defined in Canon 1 of Supreme Judicial Court Rule 3:12, Federal clerk of court, chief deputy clerk and deputy clerk, or suspended attorney, shall pay an annual fee as established by the court from time to time, which shall be paid to the Board with the registration statement required under Rule 4:02. The fee so paid subject to any applicable orders of this court shall be used to defray the costs of attorney registration and disciplinary enforcement, to provide funds for the operation of the Clients' Security Board and Fund established under Rule 4:04, to provide funds for the operation of the Massachusetts lawyers assistance programs provided by Lawyers Concerned for Lawyers, Inc. (LCL), and for such other purposes as the Board, with the approval of the court, from time to time shall determine.

(b) The registration statement required under Rule 4:02 shall provide for a voluntary annual fee of \$51, or such amount as established by the court from time to time, for use in the administration of justice and provision of civil legal services to those who cannot afford them. The registration statement shall further provide that any attorney who does not wish to pay the voluntary fee under this subsection shall so indicate and shall not be required to make the payment. An attorney's decision as to whether to pay this voluntary fee shall be confidential.

(c) The Board shall remit, at least quarterly, to the IOLTA Committee the fees collected under subsection (b), which shall disburse the fees in the same manner as other IOLTA funds are disbursed in accordance with Rule 1.15(g)(4) and (5) of Rule 3:07, Supreme Judicial Court Rules of Professional Conduct. The Massachusetts Legal Assistance Corporation and other designated charitable entities receiving these funds shall describe their distribution of these funds for use in the administration of justice and provision of civil legal services to those who cannot afford them in the annual report required under Rule 1.15(g)(6) of Rule 3:07.