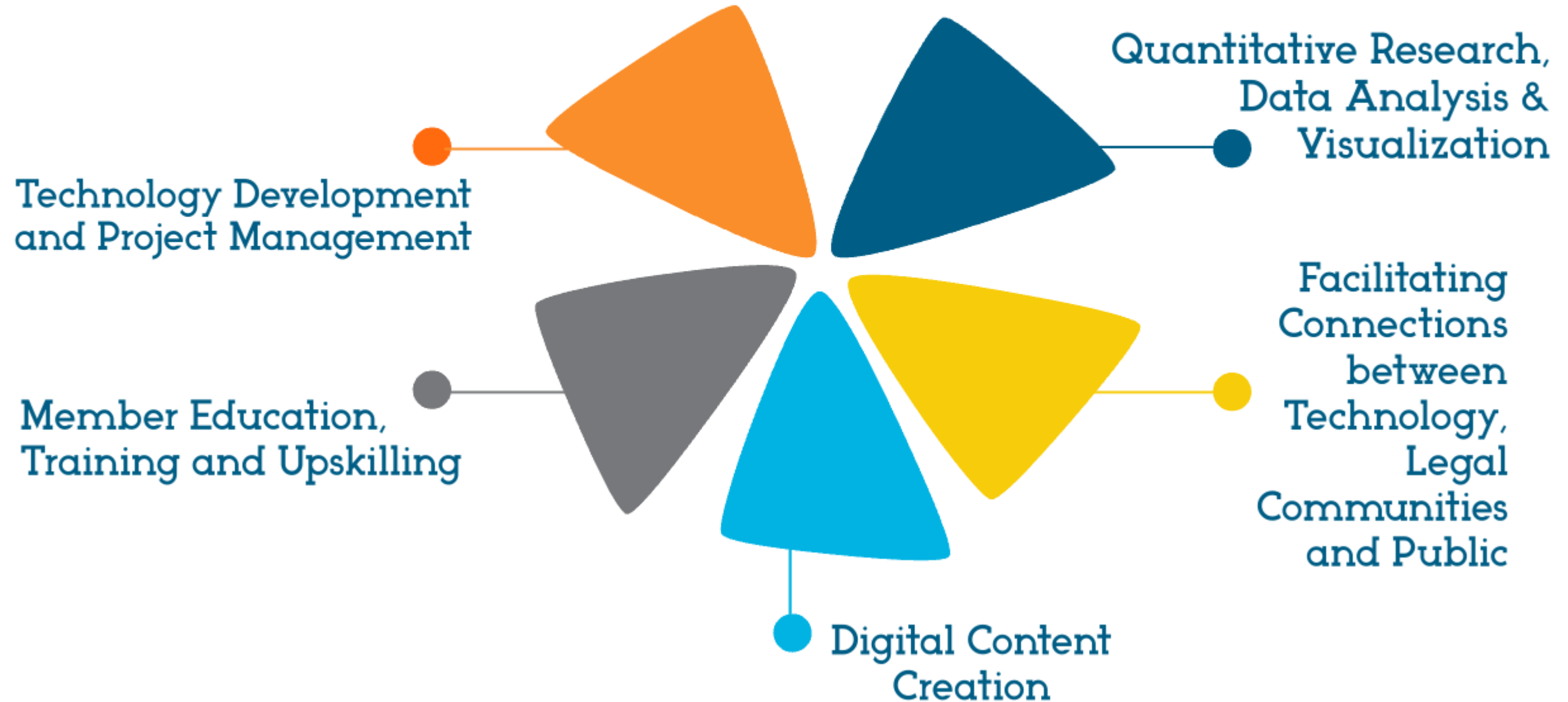


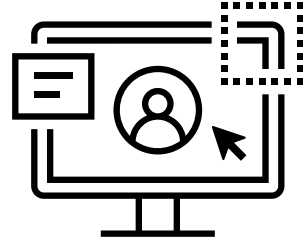


# 📍 Opportunities for ABA Collaborations

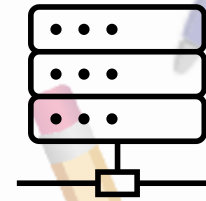




Innovation Network  
Podcast Series



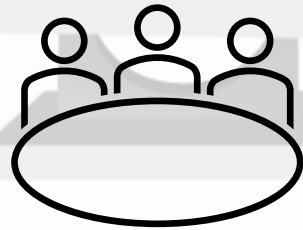
Innovation  
and You



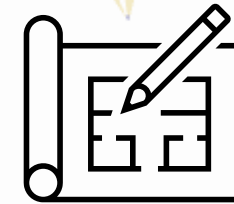
Justice System  
Metrics



Redesigning Legal  
Twitter Spaces



Redesigning Legal  
Speaker Series

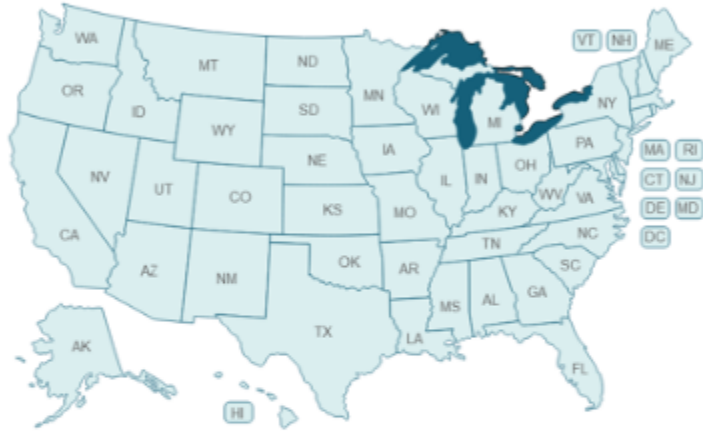


Legal Innovation  
Regulatory Survey



## Legal Innovation Regulatory Survey

An overview of the legal regulatory landscape related to legal innovation and access to justice.



*For more information about a particular state, click on it.*

# Interactive Database of State Regulatory Changes that Affect Legal Innovation

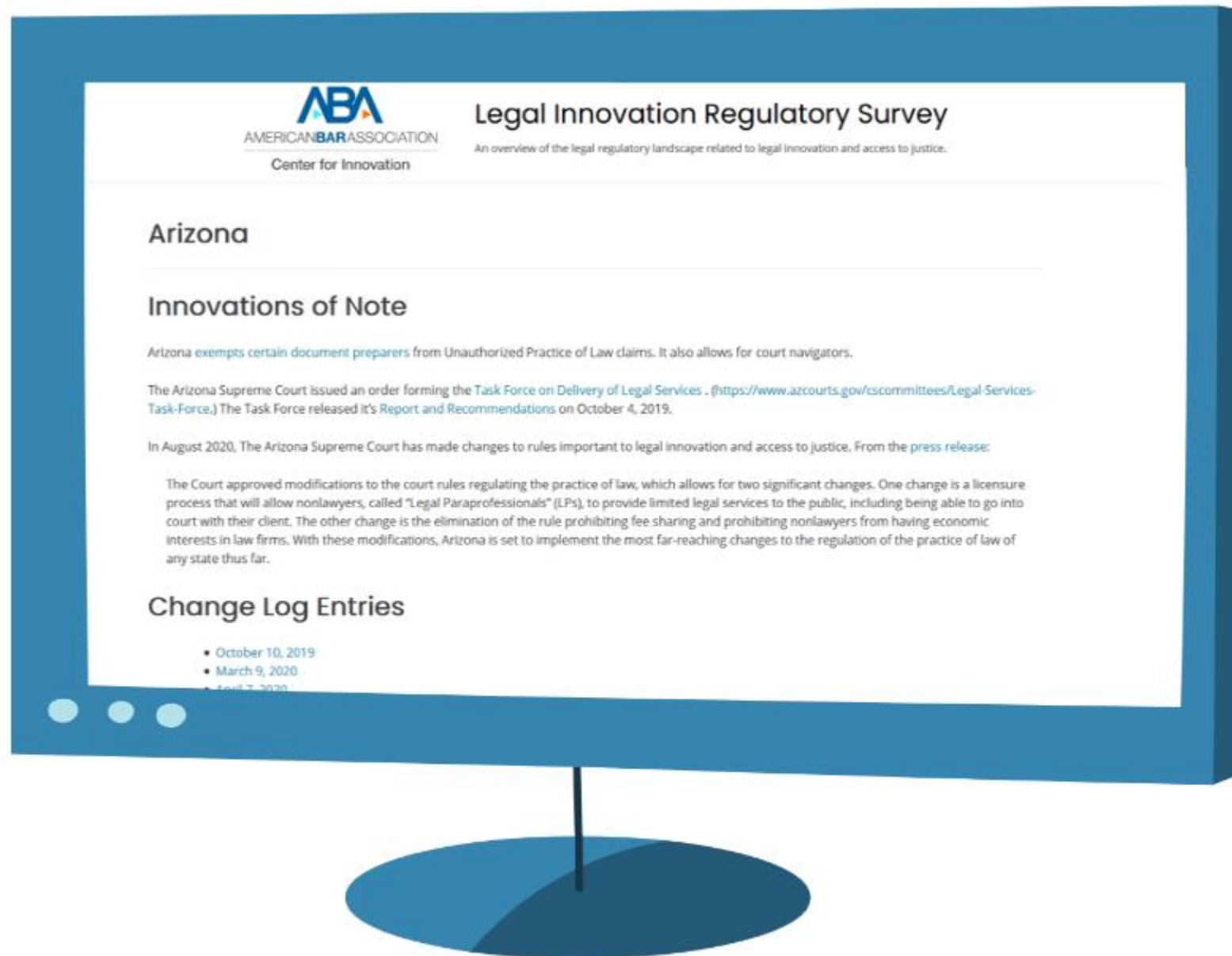
<http://legalinnovationregulatorysurvey.info/>

# Resolution 115 - Encouraging Regulatory Innovation



**RESOLVED**, That the American Bar Association encourages U.S. jurisdictions to consider innovative approaches to the access to justice crisis in order to help the more than 80% of people below the poverty line and the many middle-income Americans who lack meaningful access to effective civil legal services.

# Information and Data Available for Each State



# Leaders in Regulatory Innovation

Arizona defined the problem of 2.1 lawyers/1000 residents\* and started the following:

- Removed Rules 5.4 (Fee-Sharing), 5.7 (Law Related Services), and 7.2(b) (Attorney Advertising) effectively opening the door for new practices
- Added licensure process for Legal Paraprofessionals to provide limited legal services to the public (including court appearances)



Utah defined the problem access to justice and started the following:

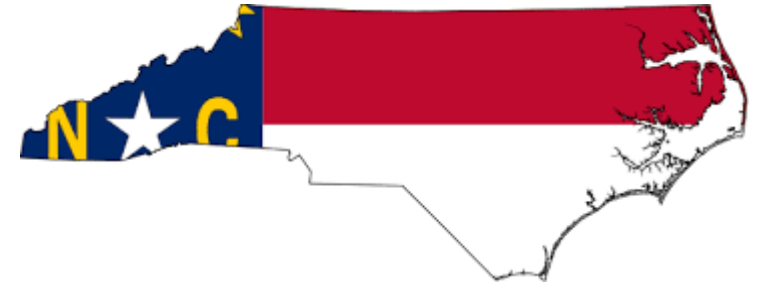
- Legal Sandbox for 29 entities (as of June 2021) that includes nonlawyer management and ownership, fee sharing, and software providers with lawyer involvement
- Utah tracks the level of risk for each entity entering the Sandbox and has yet to recommend removal



# States Considering Sandboxes

North Carolina saw the issue with access to justice and we see the following:

- In October 2021, HB 624 passed in North Carolina allowing Financial and Insurance Sandboxes opening the door to Legal Sandboxes
- In December 2021, The Regulatory Change Subcommittee of the state's bar association recommended a regulatory sandbox similar to Utah



Florida defined the problem of access to justice and started:

- Florida Bar's Special Committee to Improve the Delivery of Legal Services Task Report (July 2021): recommended splitting fees with nonlawyers
- Florida Bar leadership rejected the option to test new legal service delivery models but did not shut down the Special Committee

# State looking at licensed Paraprofessionals



Oregon saw the issue with access to justice and we see the following:

- In November 2021, the Paraprofessional Licensing Implementation Committee submitted proposed licensing requirements to the Board of Governors
- The Board accepted the report and solicit public comment on the proposal

California found that 85% of litigants do not have access to legal services:

- The Paraprofessional Program Working Group studied the access to justice gaps in California to propose regulated paraprofessional programs
- The Public Comment form is live and closes January 12, 2022



# States Moving Away from Sandboxes

California still considers a paraprofessional program, but moved away from sandboxes:

- Ruben Duran, state bar official for California, has indicated the legal regulatory sandbox will be immediately paused “to allow time for further conversations and determine the best next steps”. This is in response to the December 7, 2021 letter to the bar from the chairmen of the legislative judiciary committee, Assemblyman Mark Stone and Senator Tom Umberg.



New York followed the report by the ABA wherein 16% of NY residents even *consider* hiring an attorney:

- The Commission to Reimagine the Future of New York's Courts published a full report and recommendations on December 3, 2020 including the use of Alternate Business Structures (ABS)
- In December 2020, ABS was shut down but the models in AZ, UT, and CA should be watched for reevaluation by NY



**THANKS**

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AMERICAN **BAR** ASSOCIATION

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