

1       **Rule 14-904. Funding.**

2       (a) The Supreme Court shall provide for funding by the lawyers licensed in this state  
3 in amounts adequate for the proper payment of claims and costs of administering the  
4 Fund subject to paragraph (c).

5       (b) All determinations with regards to funding shall be within the discretion of the  
6 Board, subject to approval of the Supreme Court.

7       (c) The Bar shall have the authority to assess its members ~~until such time that the~~  
8 ~~Fund reaches the level of \$200,000; thereafter, the assessment shall be made only as~~  
9 ~~necessary to maintain a minimum balance in the Fund of \$200,000 for purposes of~~  
10 maintaining the Fund at sufficient levels to pay eligible claims in accordance with these  
11 rules. The Committee shall report annually to the Commission on a timely basis as to  
12 known prospective claims as well as total claims paid to date so that an appropriate  
13 assessment can be made for the upcoming fiscal year. After the assessment at the  
14 beginning of the fiscal year is determined, the Fund balance shall be set in an amount of  
15 not less than \$200,000.

16       (d) A lawyer's failure to pay any fee assessed under paragraph (c) shall be cause for  
17 administrative suspension from practice until payment has been made.

18       (e) Any lawyer whose actions have caused payment of funds to a claimant from the  
19 Fund shall reimburse the Fund for all monies paid out as a result of his or her conduct  
20 with interest at legal rate, in addition to payment of the assessment for the procedural  
21 costs of processing the claim and reasonable attorney fees incurred by the Bar's Office  
22 of Professional Conduct or any other attorney or investigator engaged by the Committee  
23 to investigate and process the claim as a condition of continued practice.

24       (e)(1) In discipline cases where a lawyer receives a public reprimand and the Fund  
25 pays an eligible claim, the lawyer's license to practice shall be administratively  
26 suspended for non-payment until reimbursement to the Fund has been made by the  
27 lawyer.