

II. TOTAL COST TO PRACTICE/MEMBERSHIP DUES AND FEES

Bowen Greenwood

CLERK OF THE SUPPREME COURT

STATE OF MONTANA

Case Number: AF 06-0163

a. Total cost to practice in each state¹

Please provide the total cost to practice in your state. Include all MANDATORY FEES to practice. Please report the fee levels separately in each applicable category. If the breakdown is unknown please report the cost to members in your state in the first category below. If a fee is payable over a number of years, please report the figure per year. The total box should equal the total cost to practice in your state.

5Total rees if not broken down by category (some mandatory state bars may refer to these	\$Occupational tax
mandatory fees as dues)	\$Mandatory CLE fee
\$Client security fee	\$Attorney assistance program
\$Licensing/registration fee	<pre>\$Legal services/legal aid</pre>
\$Discipline	\$Mandatory professional liability insurance
\$ Professional responsibility fee	

STATE	TOTAL COST TO PRACTICE IN STATE	TOTAL FEES IF NOT BROKEN DOWN BY CATEGORY ²	CSF	LIC./ REG. FEE	DISC.	PROF. RESP. FEE	BLDG. FUND	OCC. TAX	MAND. CLE FEE	ATTY. ASST. PROG.	LEGAL SERV.	MAND. PROF. LIAB. INS.	OTHER
Alabama ³	\$350		\$25	\$325									
Alaska	\$660		\$10	\$650									
Arizona	\$505	\$485	\$20										
Arkansas	\$200			\$200									
California ⁴	\$506		\$40	\$438	\$25					\$10	\$40		
Colorado	\$325	\$325											
Connecticut	\$640		\$75					\$565					
Delaware	\$155		\$45	\$10	\$50				\$5	\$45			

\$___Building fund

¹ Total cost to practice in each state includes all the mandatory dues and fees required for an attorney to practice law in that state. In mandatory states, the attorney must belong to the bar to practice law in that state. Voluntary state bars collect dues only – this dues amount is not included in the total cost to practice in voluntary states as it is not mandatory. We have included the mandatory fees that attorneys must pay to the licensing agencies in those states. If a member is able to opt-out of a fee, that fee is not included in the total cost to practice figure.

² Some state bars collect one dues amount from members and allocate those dollars among expenses (discipline, client security fund, etc.) as necessary. Others collect specific fees for various activities. Therefore, some bars may not list a dues level, but list specific amounts of fees collected.

³ Alabama - The Alabama State Bar, through licensing fees, performs/administers all regulatory functions of the state bar.

⁴ California – The \$40 legal services fee is legislatively mandated, but members may opt out (not included in total cost to practice figure in chart). The \$438 in licensing fees includes \$2 for Elimination of Bias programs and \$5 for legislative activity, both of which may be deducted via an opt-out (also not included in total cost to practice figure).

STATE	TOTAL COST TO PRACTICE IN STATE	TOTAL FEES IF NOT BROKEN DOWN BY CATEGORY ⁵	CSF	LIC./ REG. FEE	DISC.	PROF. RESP. FEE	BLDG. FUND	OCC. TAX	MAND. CLE FEE	ATTY. ASST. PROG.	LEGAL SERV.	MAND. PROF. LIAB. INS.	OTHER
District of Columbia	\$322	\$322											
Florida	\$265	\$265											
Georgia	\$290	\$254	\$25										\$11 ⁶
Hawaii ⁷	\$559	\$210	\$50		\$250					\$34			\$15 ⁸
Idaho	\$425			\$425									
Illinois	\$385		\$25	\$230		\$25				\$10	\$95		
Indiana	\$160			\$145									\$15 ⁹
lowa	\$260		\$50		\$200				\$10				
Kansas	\$175			\$175									
Kentucky	\$310	\$218	\$7				\$20		\$48	\$15	\$2		
Louisiana	\$435			\$200	\$235								
Maine	\$265		\$20	\$225						\$20			
Maryland	\$130	\$130											
Massachusetts	\$300	\$300											\$51 ¹⁰
Michigan ¹¹	\$315	\$180	\$15		\$120								
Minnesota	\$317			\$317									
Mississippi	\$335	\$335											
Missouri	\$410	\$259			\$101						\$50		
Montana	\$495	\$300	\$20	\$25	\$125				\$25				
Nebraska ¹²	\$98			\$25	\$60								\$1313
Nevada	\$490	\$450							\$40				
New Hampshire ¹⁴	\$545			\$310	\$205				\$10	\$20			

⁵ Some state bars collect one dues amount from members and allocate those dollars among expenses (discipline, client security fund, etc.) as necessary. Others collect specific fees for various activities. Therefore, some bars may not list a dues level, but list specific amounts of fees collected.

⁶ Georgia – Professionalism and CLE fee. Client security fund and bar facility fees are collected from new attorneys only for their first four years of practice.

⁷ Hawaii – Members with less than 5 years of practice, members over age 70, judicial members, and govt. attorneys pay a lesser amount.

⁸ Hawaii - \$15 processing fee.

⁹ Indiana - \$15 for technology fund.

¹⁰ Massachusetts \$51 for Access to Justice fee is voluntary and not included in total cost to practice figure.

¹¹ Michigan - These amounts are in effect for the bar year beginning October 1, 2019 through September 30, 2020.

¹² Nebraska – A Nebraska Supreme Court ruling in December 2013 mandated that dues (referred to as "mandatory membership assessment") be reduced to a level only covering regulatory aspects of bar operations. Mandatory assessment is \$98; voluntary bar dues are additional \$240.

¹³ Nebraska - \$13 for UPL.

¹⁴ New Hampshire – Did not respond in 2019 or 2020; figures are from 2018 State and Local Bar Benchmarks Survey.

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New Jersey	\$252			\$252 ¹⁶									
New Mexico ¹⁷	\$420		\$15	\$255	\$150								
New York ¹⁸	\$188			\$188 ¹⁹									
North Carolina	\$411	\$300	\$25					\$50 ²⁰	\$36				
North Dakota ²¹	\$380	\$228	\$16		\$75								\$61 ²²
Ohio ²³	\$175			\$175									
Oklahoma ²⁴	\$275 ²⁵			\$275									
Oregon	\$687	\$592	\$50									\$3,300 ²⁶	\$45 ²⁷
Pennsylvania	\$225		\$75	\$120									\$30 ²⁸
Rhode Island	\$400	\$225	\$25	\$150 ²⁹									
South Carolina	\$375		\$30	\$275	\$70								
South Dakota	\$415			\$315					\$10030				
Tennessee	\$565		\$10		\$135			\$400		\$20			
Texas	\$300	\$235									\$65		
Utah	\$445	\$425	\$2031										

¹⁵ Some state bars collect one dues amount from members and allocate those dollars among expenses (discipline, client security fund, etc.) as necessary. Others collect specific fees for various activities. Therefore, some bars may not list a dues level, but list specific amounts of fees collected.

¹⁶ New Jersey – All of the various fees (client security, attorney assistance, discipline and CLE board fee) are included in the licensing/registration fee.

¹⁷ New Mexico – In the process of combining licensing and certification deadlines with MCLE deadlines to create a single compliance reporting period now that MCLE regulation is under the State Bar.

¹⁸ New York – Did not respond in 2019 or 2020; figures are from 2018 State and Local Bar Benchmarks Survey.

¹⁹ New York – All of the various fees (client security, attorney assistance, discipline and CLE board fee) are included in the licensing/registration fee.

²⁰ North Carolina - The "occupational tax" is for a privilege (to do business) license and is paid to the State of NC.

²¹ North Dakota - \$380 is collected each year by the Board of Law Examiners. \$75 is allocated to discipline. 20% of the balance is retained by the Board of Law Examiners, \$244 comes to the bar, \$16 of which is dedicated to the Client Security Fund. The remaining \$228 goes to bar general fund.

²² North Dakota - \$61 for Board of Law Examiners.

²³ Ohio - \$350 paid every two years.

²⁴ Oklahoma – Did not respond in 2019 or 2020; figures are from 2018 State and Local Bar Benchmarks Survey.

²⁵ Oklahoma – Provides client security funding and does discipline all out of general budget dollars as part of the \$275.

²⁶ Oregon – The OSB Professional Liability Fund (PLF) is a mandatory assessment for all private practice attorneys in Oregon (not included in total cost to practice figure in chart).

²⁷ Oregon - \$45 diversity and inclusion assessment.

²⁸ Pennsylvania - \$30 - IOLTA

²⁹ Rhode Island - \$150 licensing/registration fee also funds the discipline system; not billed by bar.

³⁰ South Dakota – non-mandatory CLE

³¹ Utah – Client security fund can vary from year to year, but will not exceed \$20.

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Vermont	\$425			\$425									
Virginia	\$290	\$250	\$10										\$30 ³³
Washington ³⁴	\$488		\$30	\$458									
West Virginia	\$250	\$250											
Wisconsin ³⁵	\$491	\$260	\$20			\$150			\$11		\$50		
Wyoming	\$355	\$350							\$5				

³² Some state bars collect one dues amount from members and allocate those dollars among expenses (discipline, client security fund, etc.) as necessary. Others collect specific fees for various activities. Therefore, some bars may not list a dues level, but list specific amounts of fees collected.

³³ Virginia - The Supreme Court of Virginia initiated an Attorney Wellness Fund Fee of \$30 effective with the 7/1/2019 dues cycle, which we collect.

³⁴ Washington - There is an Emeritus/Inactive fee (\$200), Active Newly Admitted (1-2 years - \$226.50; 1/2 active fee + \$30 client security fund fee), and Judicial (\$50). WSBA assesses a 30% late fee if paid after February 1. LLLTs pay \$200 + \$30 client security fund assessment in first 1-2 years = \$100 + \$30 client security fund. LPOs pay \$200, in first 1-2 years = \$100; no assessment. Inactive LLLTs and LPOs both pay \$100, no assessment.

³⁵ Wisconsin - \$11 fee paid to WI Board of Bar Examiners; \$150 fee paid to WI Office of Lawyer Regulation; \$50 fee paid to WI Trust Account Foundation.