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AN AFFINIPAY SOLUTION

# Part I: Overview of the 2024 Rules Process and Vote

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### 2024 Rules Vote:

Question: Who Initiated the Proposed Rules we Voted on in April 2024?

Answer: The CDRR Proposed and Initiated the Rules included in 2024. And, to accomplish that, the CDRR:

- Reviewed rules in other jurisdictions
- Found and addressed Issues of ambiguity requiring clarification
- Modernized Terminology
- Conflicts Rules and developed and explained "Screening"
- Addressed Terminating "Custodianship"



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## How Did the Vote Come Out?



# The 12 propositions passed as follows:

A −1.00 Terminology	85.11 %
B —1.08 Conflicts with Client	80.94 %
C —1.09 Conflict-former Client	80.86 %
D —1.10 Imputation Conflicts	80.36 %
E —1.18 Prospective Client	78.21 %
F —3.09 Special Duties of Prosecutor	85.93 %



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# How Did the Vote Come Out? (Cont'd)



# The 12 propositions passed as follows:

G —4.03 Dealing with Unrep Person	77.48 %	
H —5.01 Resp. of Supervisory Lawyer	75.66 %	
I —5.05 Unauthorized Law Practice	82.63 %	
J —8.05 Jurisdiction	81.52 %	
K —8.06 Choice of Law	82.55 %	
L —RDP 13.05 Termination Custodianship 85.89 %		



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# What Comes Next?

- Election Results are certified and sent to the Texas Supreme Court.
- Texas Supreme Court holds hearing to discuss rules and comments.
- CDRR responds as necessary in editing or drafting new comments.
- Supreme Court Orders Adoption of the New Rules.

#### IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 21-9061

FINAL APPROVAL AND ADOPTION OF AMENDMENTS TO THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT AND THE TEXAS RULES OF DISCIPLINARY PROCEDURE



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Title search: Implementing the 2024 Changes to the Texas Disciplinary Rules: Modernize your Ethics Practices

Also available as part of the eCourse 2024 Ethics Referendum: What Passed, What Didn't, and What Now?

First appeared as part of the conference materials for the 34<sup>th</sup> Annual Conference on State and Federal Appeals session "2024 Ethics Referendum: What Passed, What Didn't, and What Now?"