

RULE 7.2 OF THE HAWAII RULES OF PROFESSIONAL CONDUCT

The Supreme Court of Hawai'i seeks public comment regarding a proposal to amend Rule 7.2 of the Hawai'i Rules of Professional Conduct. The proposed amendment will allow the Hawaii State Bar Association to assess a percentage fee for its Lawyer Referral & Information Service to help fund that service, public service activities, and pro bono services. The proposed amendment is attached hereto.

Comments about the proposed rule should be submitted, in writing, **no later than Friday, August 1, 2008**, to the Judiciary Public Affairs Office by mail to 417 South King Street, Honolulu, HI 96813, by facsimile to 539-4801, or via the on-line form on the Judiciary's Web site.

Attachment

**PROPOSED AMENDMENT TO
HAWAII RULES OF PROFESSIONAL CONDUCT**
(New material is underlined)

Rule 7.2. ADVERTISING.

(c) A lawyer shall not give anything of value to a person for recommending the lawyer's services except that a lawyer may:

(1) pay the reasonable costs of advertisements or communications permitted by this rule;

(2) pay the usual charges of a not-for-profit lawyer referral service or qualified legal assistance organization, which charges, in addition to any referral fee, may include a fee calculated as a percentage of legal fees earned by the lawyer to whom the service has referred a matter, provided that any such percentage fee shall be used only to pay the reasonable operating expenses of the service and to fund public service activities of the service or its sponsoring organization, including the delivery of pro bono legal services; and

(3) pay for a law practice in accordance with Rule 1.17.
