



Supported Resolution 3—2022

Endorsing Standards for Regulatory Reform Assessment Metrics

WHEREAS, the Conference of Chief Justices has repeatedly acknowledged that the promise of equal access to justice is not realized for substantial majorities of Americans, and the supply of free and low-cost legal services is insufficient to meet the demand; and

WHEREAS, most low-income individuals cannot afford legal services and many middle-income individuals that are able to afford legal services do not believe that the benefit of those services outweighs their cost; and

WHEREAS, the Conference of Chief Justices has long championed the importance of meaningful access to justice for all, and in 2015, adopted [Resolution 5](#) setting an aspirational goal of 100 percent access to effective legal assistance for essential legal needs through a continuum of meaningful and appropriate services; and

WHEREAS, the Conference of Chief Justices adopted [Resolution 2](#) in 2020, urging its members to consider regulatory innovations to improve the accessibility, affordability, and quality of legal services while ensuring necessary and appropriate protections for the public; and

WHEREAS, state supreme courts are responsible for the regulation of legal service providers in their respective jurisdictions; and

WHEREAS, the impact of regulatory innovations on access to justice, on the legal services market, and on the effectiveness of the regulatory system should be assessed to provide guidance for future innovations; and

WHEREAS, a consistent framework of assessing the impact of regulatory innovations will permit state supreme courts to compare different approaches and inform decision-making about the costs and benefits of regulatory reform projects; and

WHEREAS, the National Center for State Courts has extensive experience in developing standards for assessing court-related performance measures; and

WHEREAS, the National Center for State Courts has published a set of conceptual standards for regulatory reform assessment metrics; and

WHEREAS, the Standards for Regulatory Reform Assessment Metrics include technical descriptions of proposed baseline measures and data elements, and identification of potential measurement issues to aid in their implementation;

NOW, THEREFORE, BE IT RESOLVED, that the National Association for Court Management endorses the Standards for Regulatory Reform Assessment Metrics published by the National Center for State Courts and urges states that have implemented regulatory reform projects to employ the Standards to assess the impact of these projects on access to justice, on the legal services market, and on the effectiveness of the regulatory system.

Adopted as proposed by the CCJ Professionalism and Competence of the Bar Committee at the CCJ 2022 Midyear Conference on January 19, 2022.

Adopted as modified by the National Association for Court Management at _____ 2022.