

COLORADO RULES OF PROFESSIONAL CONDUCT

Preamble and Scope and Rule 1.1

PREAMBLE AND SCOPE

PREAMBLE: A LAWYER'S RESPONSIBILITIES [NO CHANGE]

SCOPE

[14] - [20] [NO CHANGE]

[20A] Technology, including artificial intelligence and similar innovations, plays an increasing role in the practice of law, but that role does not diminish a lawyer's responsibilities under these Rules. A lawyer who uses, directly or indirectly, technology in performing or delivering legal services may be subject to discipline for a resulting violation of these Rules.

[21] [NO CHANGE]

Rule 1.1. Competence

[NO CHANGE]

COMMENT

[1] - [7] [NO CHANGE]

Maintaining Competence

[8] To maintain the requisite knowledge and skill, a lawyer should keep abreast of changes in the law and its practice, including the benefits and risks associated with ~~and changes in communications and other~~ relevant technologies, engage in continuing study and education, and comply with all continuing legal education requirements to which the lawyer is subject. ~~See Comments [18] and [19] to Rule 1.6.~~

[9] A lawyer's use of technology, particularly artificial intelligence, can implicate a number of other Rules, including, without limitation, those governing communication (Rule 1.4), reasonable fees (Rule 1.5), preservation of a client's confidential information (Rule 1.6), meritorious claims and defenses (Rule 3.1), candor toward the tribunal (Rule 3.3), responsibilities of a partner or supervisory lawyer (Rule 5.1), responsibilities of a subordinate lawyer (Rule 5.2), responsibilities regarding nonlawyer assistance (Rule 5.3), communications concerning a lawyer's services (Rule 7.1), and bias (Rule 8.4(g)). Reliance on technology does not diminish the lawyer's duty to exercise independent judgment in the representation of a client.

PREAMBLE AND SCOPE

PREAMBLE: A LAWYER'S RESPONSIBILITIES [NO CHANGE]

SCOPE

[14] - [20] [NO CHANGE]

[20A] Technology, including artificial intelligence and similar innovations, plays an increasing role in the practice of law, but that role does not diminish a lawyer's responsibilities under these Rules. A lawyer who uses, directly or indirectly, technology in performing or delivering legal services may be subject to discipline for a resulting violation of these Rules.

[21] [NO CHANGE]

Rule 1.1. Competence

[NO CHANGE]

COMMENT

[1] - [7] [NO CHANGE]

Maintaining Competence

[8] To maintain the requisite knowledge and skill, a lawyer should keep abreast of changes in the law and its practice, including the benefits and risks associated with relevant technology, engage in continuing study and education, and comply with all continuing legal education requirements to which the lawyer is subject.

[9] A lawyer's use of technology, particularly artificial intelligence, can implicate a number of other Rules, including, without limitation, those governing communication (Rule 1.4), reasonable fees (Rule 1.5), preservation of a client's confidential information (Rule 1.6), meritorious claims and defenses (Rule 3.1), candor toward the tribunal (Rule 3.3), responsibilities of a partner or supervisory lawyer (Rule 5.1), responsibilities of a subordinate lawyer (Rule 5.2), responsibilities regarding nonlawyer assistance (Rule 5.3), communications concerning a lawyer's services (Rule 7.1), and bias (Rule 8.4(g)). Reliance on technology does not diminish the lawyer's duty to exercise independent judgment in the representation of a client.