

SECOND REGULAR SESSION

HOUSE BILL NO. 1981

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES BURNETT (Sponsor), JOHNSON (90), HARRIS (23), WITTE, BRINGER, DONNELLY, VOGT, JOHNSON (61), STORCH AND JOLLY (Co-sponsors).

Read 1st time March 8, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

5573L.01I

AN ACT

To repeal section 484.020, RSMo, and to enact in lieu thereof one new section relating to the unauthorized practice of law, with a penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 484.020, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 484.020, to read as follows:

484.020. 1. No person shall engage in the practice of law or do law business, as defined in section 484.010, or both, unless [he] **such person** shall have been duly licensed therefor and while his **or her** license therefor is in full force and effect, nor shall any association, partnership, limited liability company or corporation, except a professional corporation organized pursuant to the provisions of chapter 356, RSMo, a limited liability company organized and registered pursuant to the provisions of chapter 347, RSMo, or a limited liability partnership organized or registered pursuant to the provisions of chapter 358, RSMo, engage in the practice of the law or do law business as defined in section 484.010, or both.

2. Any person, association, partnership, limited liability company or corporation who shall violate the foregoing prohibition of this section shall be guilty of a **class A** misdemeanor and upon conviction therefor shall be punished by a fine not exceeding one hundred dollars and costs of prosecution and shall be subject to be sued for treble the amount which shall have been paid [him] **such person** or it for any service rendered in violation hereof by the person, firm, association, partnership, limited liability company or corporation paying the same within two

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 years from the date the same shall have been paid and if within said time such person, firm,
16 association, partnership, limited liability company or corporation shall neglect and fail to sue for
17 or recover such treble amount, then the state of Missouri shall have the right to and shall sue for
18 such treble amount and recover the same and upon the recovery thereof such treble amount shall
19 be paid into the treasury of the state of Missouri.

20 3. It is hereby made the duty of the attorney general of the state of Missouri or the
21 prosecuting attorney of any county or city in which service of process may be had upon the
22 person, firm, association, partnership, limited liability company or corporation liable hereunder,
23 to institute all suits necessary for the recovery by the state of Missouri of such amounts in the
24 name and on behalf of the state.

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