

FIRST REGULAR SESSION

HOUSE BILL NO. 1054

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BURNETT.

2412L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 484.020, RSMo, and to enact in lieu thereof one new section relating to attorneys, with penalty provisions.

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Section A. Section 484.020, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 484.020, to read as follows: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 **or she** 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 **in violation of chapter 407, RSMo, and the remedies contained thereunder and shall be** guilty of 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 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 years from the date the same shall have been paid and if within said time such person, firm, association, partnership, limited liability company or corporation shall neglect and fail to sue for or recover such treble amount,

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.

18 then the state of Missouri shall have the right to and shall sue for such treble amount and recover
19 the same and upon the recovery thereof such treble amount shall be paid into the treasury of the
20 state of Missouri.

21 3. **Any person adversely affected by the actions defined in section 484.010 may file**
22 **an action under chapter 407, RSMo.** It is hereby made the duty of the attorney general of the
23 state of Missouri or the prosecuting attorney of any county or city in which service of process
24 may be had upon the person, firm, association, partnership, limited liability company or
25 corporation liable hereunder, to institute all suits necessary, **including but not limited to an**
26 **action under chapter 407, RSMo,** for the recovery by the state of Missouri of such amounts in
27 the name and on behalf of the state.

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