

SECOND REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 606

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DIXON.

Pre-filed December 4, 2013, and ordered printed.

Read 2nd time January 16, 2014, and referred to the Committee on Small Business, Insurance and Industry.

Reported from the Committee February 20, 2014, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up February 27, 2014. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

4575S.01P

AN ACT

To repeal section 379.901, RSMo, relating to prepaid legal service plans.

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

Section A. Section 379.901, RSMo, is repealed, to read as follows:

2 [379.901. 1. As used in this section the term "prepaid legal
3 service plan", means any person, company, corporation, partnership
4 or other legal entity who collects periodic fees on a prepaid basis
5 from residents of this state in connection with legal coverage other
6 than:

7 (a) Retainer contracts made by attorneys-at-law with an
8 individual client with fees based on estimates of the nature and
9 amount of legal services to be provided to that specific client and
10 similar contracts made with a group of clients involved in the same
11 or closely related legal matters;

12 (b) Any lawyer aid or other legal services program for the
13 indigent;

14 (c) Any employer-employee welfare benefit plans to the
15 extent that state laws are superseded by the Employee Retirement
16 Income Security Act of 1974, 29 U.S.C., s. 1144, or any
17 amendments thereto, provided evidence of exemption from state
18 law is shown to the department;

(d) The furnishing of legal assistance by labor unions and

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 other employee organizations to their members in matters relating
20 to employment or occupations;

21 (e) The furnishing of legal assistance to members or their
22 dependents by churches, cooperatives, educational institutions,
23 credit unions, labor unions or other organizations of employees,
24 where such organizations contract with and pay directly a lawyer
25 or law firm for the provision of legal services, where the assistance
26 is provided as an incident to membership and not on the basis of
27 an optional fee or charge and the administration of such program
28 of legal assistance is wholly conducted by the organization;

29 (f) Legal services provided by an agency of the federal or
30 state government or a subdivision thereof to its employees.

31 2. Any person who solicits memberships on behalf of a
32 prepaid legal services plan shall be licensed as an insurance agent
33 as provided by chapter 375.]

Bill ✓

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