

SENATE BILL No. 229

By Committee on Judiciary

2-13

1 AN ACT concerning attorneys; relating to advertising.

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3 *Be it enacted by the Legislature of the State of Kansas:*

4 Section 1. (a) An attorney who is not regularly admitted to practice
5 law in Kansas shall not engage in advertising such attorney's legal services
6 in this state for the purpose of soliciting prospective clients for
7 commencement of any civil action in this state, or for the purpose of
8 soliciting clients for any civil action already commenced or pending in this
9 state, unless the attorney who is not regularly admitted to practice law in
10 Kansas has associated with an attorney who:

11 (1) Is regularly admitted to practice law in Kansas; and

12 (2) will be associated and actively working on substantial aspects in
13 any civil action filed on behalf of a client solicited as a result of such
14 advertising.

15 (b) A law firm composed of both attorneys who are regularly
16 admitted to practice law in Kansas and attorneys who are not regularly
17 admitted to practice law in Kansas may engage in advertising in this state
18 if a majority of the members of the firm are regularly admitted to practice
19 law in Kansas.

20 (c) As used in this section, "advertising" means any written,
21 electronic or printed communication or any communication by means of
22 recorded telephone messages or transmitted on radio, television, the
23 internet or similar communications media, including film strips, motion
24 pictures and videos, published, disseminated, circulated or placed before
25 the public, directly or indirectly, for the purpose described in subsection
26 (a).

27 (d) The disciplinary administrator of the Kansas supreme court is
28 hereby authorized to:

29 (1) Take disciplinary action against any attorney who violates the
30 provisions of this section; and

31 (2) file a complaint with the appropriate official or agency of any
32 state in which such attorney is licensed.

33 Sec. 2. This act shall take effect and be in force from and after its
34 publication in the statute book.