



**Rules of
Elected Officials**
Division 60—Attorney General
**Chapter 14—Legal Expense Fund Coverage for Attorneys
Practicing Law Without Compensation**

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Title 15—ELECTED OFFICIALS
Division 60—Attorney General
Chapter 14—Legal Expense Fund
Coverage for Attorneys Practicing
Law Without Compensation

15 CSR 60-14.010 Definitions

PURPOSE: This rule defines terms used in section 105.711, RSMo, as amended by Senate Bill No. 1247, 92nd General Assembly (2004).

(1) “Agency”—an agency of any federal, state, or local government.

(2) “Agency of any federal, state, or local government”—a governmental agency located in the state of Missouri, existing under and deriving its powers from the federal or state constitution or federal or state law.

(3) “Center”—a nonprofit community social services center.

(4) “Licensed attorney”—a member of The Missouri Bar, including a member exempt from the payment of bar dues pursuant to Supreme Court Rule 6.01(d)(1), (2) or (3), but not including an attorney in the reduced enrollment fee category of Supreme Court Rule 6.01(j)(3).

(5) “Nonprofit community social services center”—a nonprofit corporation, a benevolent corporation or an unincorporated association that provides legal services without charge to or on behalf of poor or indigent Missouri residents, that has applied for tax-exempt status under section 501(c)(3) of the *Internal Revenue Code* and has received a determination letter from the Internal Revenue Service recognizing the organization’s tax-exempt status.

AUTHORITY: section 105.711.4, RSMo Supp. 2004. Emergency rule filed Sept. 2, 2004, effective Sept. 12, 2004, expired March 10, 2005. Original rule filed Sept. 2, 2004, effective April 30, 2005.*

**Original authority: 105.711, RSMo 1983, amended 1987, 1989, 1990, 1993, 1995, 1999, 2004.*

15 CSR 60-14.020 Contract Procedures

PURPOSE: This rule prescribes contract procedures for purposes of section 105.711, RSMo, as amended by Senate Bill No. 1247, 92nd General Assembly (2004).

(1) An attorney practices law at or through a nonprofit community social services center or through any agency of any federal, state, or local government if:

(A) The attorney provides to the center or agency in writing his or her name, address, place of employment, if any, daytime telephone number and Missouri Bar number;

(B) The attorney is assigned clients, cases or matters by the center under procedures adopted by the center or agency, not to include clients assigned by court order;

(C) The attorney has no preexisting attorney client relationship with any client under which a fee has been collected or contracted for;

(D) The attorney agrees in writing at the outset of any representation or consultation that no fee will be charged, sought or accepted for representation or consultation regardless of the outcome of the representation or consultation; and

(E) The attorney does not discriminate in providing legal services on the basis of race, sex, religion, national origin or ethnic background.

(2) An attorney practices law without compensation at or through a nonprofit community social services center or through any agency of any federal, state, or local government if:

(A) Neither the attorney nor the center receives, or contracts for the receipt of a fee, donation or contribution of money, goods, services or any other thing of value in any way related to the attorney’s legal representation;

(B) The attorney does not receive a salary, hourly wage or any other thing of value from the center or agency;

(C) The attorney does not receive a salary, hourly wage or any other thing of value from any person, firm, corporation, partnership or any other source in any way related to the attorney’s practice of law at or through the center or agency; and

(D) No other individual or entity, other than the client and/or his or her heirs, assigns and beneficiaries, receives anything of value in any way related to the attorney’s services at or through the center.

AUTHORITY: section 105.711.4, RSMo Supp. 2004. Emergency rule filed Sept. 2, 2004, effective Sept. 12, 2004, expired March 10, 2005. Original rule filed Sept. 2, 2004, effective April 30, 2005.*

**Original authority: 105.711, RSMo 1983, amended 1987, 1989, 1990, 1993, 1995, 1999, 2004.*

15 CSR 60-14.030 Documentation of Legal Practice

PURPOSE: This rule prescribes procedures for documentation of legal practice for purposes of section 105.711, RSMo, as amended by Senate Bill No. 1247, 92nd General Assembly (2004).

(1) A nonprofit community social services center through which any attorney practices law without compensation shall provide a copy of its federal tax exemption letter or other verification of tax-exempt status under section 501(c)(3) of the *Internal Revenue Code* to the Attorney General.

(2) For each attorney who provides legal services without compensation at or through a nonprofit community social services center or through any agency of any federal, state, or local government, the center or agency shall annually during the month of June provide to the Attorney General:

(A) The attorney’s name, address, and daytime telephone number;

(B) The attorney’s Missouri Bar number or other evidence that the attorney is licensed to practice law in Missouri;

(C) An estimate of the number of hours per year of legal services provided without compensation by the attorney through the center or agency;

(D) A general description of the area of practice engaged in by the attorney.

(3) An attorney practicing law at or through a nonprofit community social services center may maintain records documenting client representation or consultation at the center if, in the attorney’s professional judgement, the center has a physical location with record keeping capabilities adequate to preserve the records and to safeguard attorney client confidences. If the center does not have an adequate physical location, the attorney shall maintain such records at his or her place of business, home or other location appropriate for securing client records.

(4) Documentation of coverage shall be maintained by the Attorney General.

AUTHORITY: section 105.711.4, RSMo Supp. 2004. Emergency rule filed Sept. 2, 2004, effective Sept. 12, 2004, expired March 10, 2005. Original rule filed Sept. 2, 2004, effective April 30, 2005.*

**Original authority: 105.711, RSMo 1983, amended 1987, 1989, 1990, 1993, 1995, 1999, 2004.*