

1 AN ACT relating to members of the bar.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 21A IS CREATED TO  
4 READ AS FOLLOWS:

5 **(1) *The Supreme Court has power to provide for the organization, governance, and***  
6 ***membership of the bar of Kentucky, and to adopt rules and regulations to govern***  
7 ***the conduct and activity of the bar and its members, except that no member of the***  
8 ***bar, without the member's annual written consent, shall be required to join or pay***  
9 ***membership dues to any association or entity beyond payment of fees required to***  
10 ***support the costs associated with:***

11 **(a) *Admission to the bar; and***

12 **(b) *Discipline of members of the bar.***

13 **(2) *For purposes of this section, a member of the bar is any attorney licensed to***  
14 ***practice law in Kentucky.***

15 ➔Section 2. KRS 21A.300 is amended to read as follows:

16 (1) Notwithstanding **Section 1 of this Act**~~[KRS 21A.160]~~, for a period of thirty (30)  
17 days following the filing of a criminal or civil action, or claim for damages, or a  
18 traffic citation, injury, accident, or disaster, an attorney or an attorney referral  
19 service~~[ shall be subject to the following prohibition. An attorney or an attorney~~  
20 ~~referral service]~~ shall not directly solicit, or knowingly permit another person to  
21 directly solicit on~~[ his or its]~~ behalf **of the attorney or the attorney referral service,**  
22 a victim of the accident or disaster, or a relative of the victim, for the purpose of  
23 obtaining professional employment relating to a criminal or civil action~~[,]~~ or claim  
24 for damages~~[,]~~ arising out of the traffic citation, injury, accident, or disaster.

25 (2) Notwithstanding **Section 1 of this Act**~~[KRS 21A.160]~~, an attorney shall not  
26 knowingly accept a referral from an attorney referral service when that referral has  
27 resulted from the attorney referral service violating the prohibition established in

1 subsection (1) of this section.

2 ➔Section 3. KRS 21A.310 is amended to read as follows:

3 ~~{(1) }~~Notwithstanding Section 1 of this Act~~[KRS 21A.160]~~, any person violating any  
4 provision of KRS 21A.300:

5 (1) Shall, upon conviction, be guilty of a Class A misdemeanor; and.

6 (2) ~~{The Kentucky Supreme Court }~~May be disciplined by the Kentucky Supreme  
7 Court~~[discipline any attorney who violates any provision of KRS 21A.300.~~

8 ~~(3) A penalty may be imposed on an attorney pursuant to subsection (1) of this section,~~  
9 ~~subsection (2) of this section, or both subsections].~~

10 ➔Section 4. The following KRS section is repealed:

11 21A.160 Organization and control of state bar vested in Supreme Court.