



28 needed to handle their own legal issues.

29 (2) The Legislature requests that the Judiciary study avenues to improve the accessibility  
30 of legal services to the citizens of the state of Utah. The Legislature further suggests that the  
31 Judiciary include in its study the following:

- 32 (a) increasing the availability of standardized legal forms for use in filing legal matters;
- 33 (b) increasing the use of technology to make legal services available to the public; and
- 34 (c) the licensing of independent lay professionals to perform certain functions now  
35 requiring an attorney.

36 Section 2. Section **63-55b-178** is enacted to read:

37 **63-55b-178. Repeal dates -- Title 78.**

38 Section 78-9-101 is repealed May 1, 2003.

39 Section 3. Section **78-9-101** is enacted to read:

40 **CHAPTER 9. UNAUTHORIZED PRACTICE OF LAW**

41 **78-9-101. Practicing law without a license prohibited -- Exceptions.**

42 (1) Unless otherwise provided by law, a person may not practice law or assume to act or  
43 hold himself out to the public as a person qualified to practice law within this state if he:

- 44 (a) is not admitted and licensed to practice law within this state;
- 45 (b) has been disbarred or suspended from the practiced of law; or
- 46 (c) is prohibited from doing so by court order entered pursuant to the court's inherent  
47 power to regulate the practice of law or published court rule.

48 (2) Subsection (1)(a) shall not apply if the person or organization providing the service is  
49 not compensated in any way by the person receiving the service or by anyone specifically on that  
50 person's behalf.

51 (3) The prohibition against the practice of law in Subsection (1) shall be enforced by any  
52 civil action or proceedings instituted by the Board of Commissioners of the Utah State Bar.

53 (4) Nothing in this section shall prohibit a person from personally and fully representing  
54 his own interests in a cause to which he is a party in his own right and not as an assignee.

55 Section 4. **Effective date.**

56 If approved by two-thirds of all the members elected to each house, this act takes effect  
57 upon approval by the governor, or the day following the constitutional time limit of Utah  
58 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the

59 date of veto override.

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**Legislative Review Note**  
**as of 9-21-01 2:41 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**