

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB26-1421 be amended as follows:

1 Amend printed bill, page 3, strike lines 7 and 8 and substitute:

2 "(a) THE RULES OF THE COLORADO SUPREME COURT GOVERNING
3 THE PRACTICE OF LAW UNDERSCORE THAT THE INDEPENDENT
4 PROFESSIONAL JUDGMENT OF LAWYERS IS ESSENTIAL TO THE FAIR
5 ADMINISTRATION OF JUSTICE AND RESTRICT THE SHARING OF LEGAL FEES
6 WITH NONLAWYERS AND NONLAWYER OWNERSHIP OR CONTROL OF A LAW
7 FIRM;"

8 Page 4, line 3, after "EFFECTIVE" insert "ADDITIONAL".

9 Page 4, after line 4 insert:

10 "(3) IT IS NOT THE INTENT OF THE GENERAL ASSEMBLY TO:
11 (a) PROHIBIT OR RESTRICT THE ABILITY OF CREDITORS OR LAWFUL
12 ASSIGNEES OF CLAIMS TO ENFORCE THE CLAIMS, INCLUDING THROUGH THE
13 USE OF LAWYERS; OR
14 (b) ALTER LONGSTANDING PRACTICES RELATED TO DEBT
15 COLLECTION IF LEGAL SERVICES ARE RENDERED IN COMPLIANCE WITH
16 APPLICABLE RULES OF PROFESSIONAL CONDUCT."

17 Page 4, line 23, after "(2)" insert "(a)".

18 Page 5, after line 5 insert:

19 "(b) "ECONOMICALLY PARTICIPATES IN" DOES NOT INCLUDE A
20 FINANCIAL INTEREST ARISING SOLELY FROM THE OWNERSHIP OR
21 ASSIGNMENT OF A CLAIM IF THE PERSON DOES NOT DIRECT OR CONTROL
22 THE PROFESSIONAL JUDGMENT OF A LAWYER."

23 Page 6, line 26, strike "OR".

24 Page 7, line 2, strike "EMPLOYMENT." and substitute "EMPLOYMENT;
25 (IV) AMOUNTS RECOVERED ON A CLAIM BY A PERSON THAT OWNS
26 OR HAS BEEN ASSIGNED THE CLAIM IF THE RECOVERY DOES NOT
27 CONSTITUTE COMPENSATION FOR LEGAL SERVICES; OR
28 (V) ANY STATUTORY OR CONTRACTUAL ENTITLEMENT TO
29 ATTORNEY FEE REIMBURSEMENT HELD BY A LAW FIRM'S CLIENT OR DIRECT
30 EMPLOYER."

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