

Committee on Judiciary

SB 672 — Service of Process

by Senator Dean

The bill reduces a requirement from 3 to 1 the number of attempts required by a process server to serve a subpoena for deposition in a criminal case before a process server may post the subpoena at a witness's residence. Under existing law, a process server must make three attempts, at different times of the day or night on different dates, to serve a criminal witness subpoena before the subpoena may be posted at the witness's residence. These requirements for three attempts at service before a process server may post a criminal witness subpoena continue to apply to a subpoena that commands a witness to appear in court.

If approved by the Governor, these provisions take effect July 1, 2015.

Vote: Senate 39-0; House 117-0