

1                                   A bill to be entitled  
 2           An act relating to service of process; amending s.  
 3           48.031, F.S.; providing that certain individuals  
 4           authorized to serve process do not commit the offense  
 5           of trespass on property other than a structure or  
 6           conveyance and are not subject to civil liability  
 7           under certain circumstances; amending s. 810.09, F.S.;  
 8           providing that the offense of trespass on property  
 9           other than a structure or conveyance is not applicable  
 10          to certain individuals who are authorized to serve  
 11          process under certain circumstances; providing an  
 12          effective date.

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 14 Be It Enacted by the Legislature of the State of Florida:

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 16           Section 1. Subsection (1) of section 48.031, Florida  
 17 Statutes, is amended to read:

18           48.031 Service of process generally; service of witness  
 19 subpoenas.—

20           (1) (a) Service of original process is made by delivering a  
 21 copy of it to the person to be served with a copy of the  
 22 complaint, petition, or other initial pleading or paper or by  
 23 leaving the copies at his or her usual place of abode with any  
 24 person residing therein who is 15 years of age or older and  
 25 informing the person of their contents. A minor ~~Minors~~ who is  
 26 ~~are~~ or has ~~have~~ been married is ~~shall be~~ served as provided in

27 | this section.

28 |       (b) An individual authorized to serve process pursuant to  
 29 | this chapter; Rule 3.030, Florida Rules of Criminal Procedure;  
 30 | or Rule 1.070, Florida Rules of Civil Procedure does not commit  
 31 | the offense of trespass on property other than a structure or  
 32 | conveyance under s. 810.09 and is not subject to civil liability  
 33 | if the individual's entrance onto the property is necessary to  
 34 | serve process.

35 |       (c)(b) An employer ~~Employers~~, when contacted by an  
 36 | individual authorized to serve ~~make service of~~ process, shall  
 37 | allow ~~permit~~ the authorized individual to serve ~~make service on~~  
 38 | an employee ~~employees~~ in a private area designated by the  
 39 | employer.

40 |       Section 2. Subsection (4) is added to section 810.09,  
 41 | Florida Statutes, to read:

42 |       810.09 Trespass on property other than structure or  
 43 | conveyance.—

44 |       (4) This section does not apply to an individual who is  
 45 | authorized to serve process pursuant to chapter 48; Rule 3.030,  
 46 | Florida Rules of Criminal Procedure; or Rule 1.070, Florida  
 47 | Rules of Civil Procedure, if the individual's entrance onto the  
 48 | property is necessary to serve process.

49 |       Section 3. This act shall take effect July 1, 2014.