

HB 619

2015

1 A bill to be entitled
2 An act relating to service of process; amending s.
3 48.031, F.S.; authorizing service of witness subpoenas
4 in civil traffic cases by United States mail;
5 providing requirements; providing an effective date.
6

7 Be It Enacted by the Legislature of the State of Florida:
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9 Section 1. Paragraph (a) of subsection (3) of section
10 48.031, Florida Statutes, is amended to read:

11 48.031 Service of process generally; service of witness
12 subpoenas.—

13 (3) (a) The service of process of witness subpoenas,
14 whether in criminal cases or civil actions, shall be made as
15 provided in subsection (1). However, service of a subpoena on a
16 witness in a civil traffic case, a criminal traffic case, a
17 misdemeanor case, or a second degree or third degree felony may
18 be made by United States mail directed to the witness at the
19 last known address, and the service must be mailed at least 7
20 days prior to the date of the witness's required appearance.
21 Failure of a witness to appear in response to a subpoena served
22 by United States mail that is not certified may not be grounds
23 for finding the witness in contempt of court.

24 Section 2. This act shall take effect July 1, 2015.