
DIGEST

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HB 452 Original

2016 Regular Session

Jim Morris

Abstract: Authorizes the court to appoint a private process server.

Present law requires that service, except as otherwise provided by law, shall be made by the sheriff of the parish where service is to be made or of the parish where the action is pending.

Present law provides that when the sheriff has not made service within 10 days or has been unable to make service, the court shall, upon motion of a party, appoint a person over the age of majority whom the court deems qualified to make service of process in the same manner as is required of sheriffs.

Present law provides that in serving notice of a summary proceeding or a subpoena, the court shall have the discretion to appoint any qualified person to make service of process, notices, and subpoenas in the same manner as is required of sheriffs, without first requiring the sheriff to attempt service.

Proposed law authorizes the court to appoint at the beginning of the proceedings, or later, at the request of counsel, a qualified person to make service in the same manner as is required of sheriffs.

(Adds C.C.P. Art. 1293(D))