

House Bill 1065

By: Representatives Reichert of the 126th, Bordeaux of the 151st, Allen of the 117th and Crawford of the 129th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 9-11-4 of the Official Code of Georgia Annotated, relating to
2 process, so as to provide that summons may be served by private detectives; to provide for
3 related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 style="text-align:center">**SECTION 1.**

6 Code Section 9-11-4 of the Official Code of Georgia Annotated, relating to process, is
7 amended by striking subsection (c) and inserting in lieu thereof the following:

8 "*(c) Summons - By whom served.* Process shall be served by the sheriff of the county where
9 the action is brought or where the defendant is found, or by such sheriff's deputy, or by the
10 marshal or sheriff of the court, or by such official's deputy, or by a private detective who
11 is licensed by the Georgia Board of Private Detective and Security Agencies, or by any
12 citizen of the United States specially appointed by the court for that purpose, or by
13 someone who is not a party and is not younger than 18 years of age and has been appointed
14 as a permanent process server by the court in which the action is brought. Where the
15 service of process is made outside of the United States, after an order of publication, it may
16 be served either by any citizen of the United States or by any resident of the country,
17 territory, colony, or province who is specially appointed by the court for that purpose.
18 When service is to be made within this state, the person making such service shall make
19 the service within five days from the time of receiving the summons and complaint; but
20 failure to make service within the five-day period will not invalidate a later service."

21 style="text-align:center">**SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.