

House Bill 1065 (FLOOR SUBSTITUTE)

By: Representative Reichert of the 126th

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 any citizen of the United
11 States specially appointed by the court for that purpose, or by someone who is not a party
12 and is not younger than 18 years of age and has been appointed as a permanent process
13 server by the court in which the action is brought. A private detective who is licensed or
14 registered by the Georgia Board of Private Detective and Security Agencies, and who has
15 been appointed as a permanent process server in any court of record in this state is
16 authorized to serve process for every court of record in this state. Where the service of
17 process is made outside of the United States, after an order of publication, it may be served
18 either by any citizen of the United States or by any resident of the country, territory,
19 colony, or province who is specially appointed by the court for that purpose. When service
20 is to be made within this state, the person making such service shall make the service
21 within five days from the time of receiving the summons and complaint; but failure to
22 make service within the five-day period will not invalidate a later service."

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

24 All laws and parts of laws in conflict with this Act are repealed.