

SENATE BILL 64

Introduced by Doherty

12/28	Introduced
1/02	Referred to Judiciary
1/04	First Reading
1/04	Fiscal Note Requested
1/08	Fiscal Note Received
1/08	Fiscal Note Printed
1/12	Hearing
1/14	Committee Report--Bill Passed as Amended
1/15	2nd Reading Passed
1/16	3rd Reading Passed
	Transmitted to House
1/18	First Reading
1/18	Referred to Judiciary
1/22	Hearing
1/27	Tabled in Committee

SENATE BILL NO. 64

INTRODUCED BY DOHERTY

A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING EMPLOYEES OF ATTORNEYS FROM THE REGISTRATION REQUIREMENTS FOR PROCESS SERVERS; AND AMENDING SECTION 25-1-1101, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 25-1-1101, MCA, is amended to read:

"25-1-1101. Registered process server -- levying officer. (1) Any person who makes more than 10 services of process, as defined in 25-3-101, within this state during 1 calendar year shall file a verified certificate of registration as a process server with the clerk of the district court of the county in which he the person resides or has his a principal place of business.

(2) This part does not apply to:

(a) a sheriff, constable, coroner, elisor, or other government employee who is acting in the course of his employment; or

(b) a licensed attorney or the employee of a licensed attorney when acting in the course of employment.

(3) A registered process server may act as a levying officer under Title 25, chapter 13."

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB0064, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

This bill exempts employees of licensed attorneys from the registration requirements for process servers.

ASSUMPTIONS:

1. The bill has no fiscal impact on the state funded judiciary or district courts.

FISCAL IMPACT:

None.

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

None.

Dave Lewis 1-8-93

DAVE LEWIS, BUDGET DIRECTOR DATE  
Office of Budget and Program Planning

Steve Doherty 1/8/93

STEVE DOHERTY, PRIMARY SPONSOR DATE

Fiscal Note for SB0064, as introduced

SB 64

APPROVED BY COMMITTEE  
ON JUDICIARY

SENATE BILL NO. 64

INTRODUCED BY DOHERTY

A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING EMPLOYEES OF ATTORNEYS FROM THE REGISTRATION REQUIREMENTS FOR PROCESS SERVERS WHEN SERVING PROCESS IN CASES IN WHICH THE EMPLOYING ATTORNEY IS THE ATTORNEY OF RECORD; AND AMENDING SECTION 25-1-1101, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 25-1-1101, MCA, is amended to read:

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(2) This part does not apply to:

(a) a sheriff, constable, coroner, elisor, or other government employee who is acting in the course of his employment; or

(b) a licensed attorney; or

(c) the employee of a licensed attorney when acting-in the-course-of-employment SERVING PROCESS IN CASES IN WHICH

THE EMPLOYING ATTORNEY IS THE ATTORNEY OF RECORD.

(3) A registered process server may act as a levying officer under Title 25, chapter 13."

-End-

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6 SERVERS WHEN SERVING PROCESS IN CASES IN WHICH THE EMPLOYING  
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