

May 20, 2008

H 2287. SERVICE OF PROCESS/ELECTRONIC OR FAX RECEIPT. Filed 5/20/08. *TO EXPRESSLY AUTHORIZE THE USE OF ELECTRONIC OR FACSIMILE RECEIPTS UNDER RULE 4 OF THE RULES OF CIVIL PROCEDURE WHEN SERVICE OF PROCESS IS PROVIDED BY A DESIGNATED PRIVATE DELIVERY SERVICE, AND TO MAKE CONFORMING CHANGES REGARDING PROOF OF SERVICE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.*

Amends GS 1A-1, Rule 4(j) to allow the use of an electronic or facsimile delivery receipt when service of process is performed by a designated delivery service. Makes technical and conforming changes. Creates a new subsection to clarify that service by electronic mailing is not authorized.

Amends GS 1-75.10 by recodifying and making technical changes. Authorizes the use of an electronic or facsimile delivery receipt when service of process is performed by a designated delivery service. Amends GS 1A-1, Rule 4(j1) and GS 1A-1, Rule 4(j2) to incorporate changes in codification of GS 1-75.10. Effective October 1, 2008, and applies to actions filed on or after that date.

Intro. by Ross.

GS 1, 1A

May 28, 2008

H 2287. SERVICE OF PROCESS/ ELECTRONIC OR FAX RECEIPT. Filed 5/20/08. House committee substitute makes the following changes to 1st edition. Directs that the October 1, 2008 effective date applies to *receipts* given on or after that date (was, applies to actions filed on or after that date).

July 2, 2008

SL 2008-36 (H 2287). SERVICE OF PROCESS/ELECTRONIC OR FAX RECEIPT. AN ACT TO EXPRESSLY AUTHORIZE THE USE OF ELECTRONIC OR FACSIMILE RECEIPTS UNDER RULE 4 OF THE RULES OF CIVIL PROCEDURE WHEN SERVICE OF PROCESS IS PROVIDED BY A DESIGNATED PRIVATE DELIVERY SERVICE, AND TO MAKE CONFORMING CHANGES REGARDING PROOF OF SERVICE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. Summarized in *Daily Bulletin* 5/20/08 and 5/28/08. Enacted July 1, 2008. Effective October 1, 2008.