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# A BILL FOR AN ACT

RELATING TO SERVICE OF PROCESS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. The legislature finds that the manner by which  
2 summons are served within this State for civil actions should be  
3 consistent with other provisions of the Hawaii Revised Statutes.

4 The purpose of this Act is to specify the manner by which  
5 summons are served for civil actions in the nature of assumpsit  
6 within this State.

7 SECTION 2. Chapter 634, Hawaii Revised Statutes, is  
8 amended by adding a new section to part III to be appropriately  
9 designated and to read as follows:

10 "**S634- Manner of service within the State; assumpsit.**

11 For civil actions in the nature of assumpsit, when service of  
12 summons is required by law, court rule, or court order, service  
13 on the defendant within the State shall be:

14 (1) By personal delivery by a person authorized to serve  
15 process; or

16 (2) If a reasonable attempt at personal delivery has not  
17 been successful, then by certified, registered, or



1           express mail sent to the addressee only, as ordered by  
2           the court.

3   Service pursuant to paragraph (1) and proof of personal service  
4   shall be made in the manner prescribed by law, court rule, or  
5   court order. If service is made pursuant to paragraph (2), a  
6   return receipt or other proof of service provided by the postal  
7   service shall be filed showing delivery to the addressee within  
8   the State."

9           SECTION 3. New statutory material is underscored.

10          SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Service of Process; Assumpsit

**Description:**

Specifies the manner of serving summons for civil actions in the nature of assumpsit within the State. (SB2072 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

