

(T & G)

A BILL FOR AN ACT

To amend the Kosrae State Code by amending Section 6.4101 under Chapter 41 of Part IV of Title 6 of the Kosrae State Code, to modify obligatory service of process, from Police to Court Marshall and Court Bailiff; and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1           Section 1. Purpose. The purpose of this Act is to amend the Kosrae State Code by  
 2 amending Section 6.4101 under Chapter 41 of Part IV of Title 6 of the Kosrae State Code,  
 3 to modify the obligatory service of process, from a Police Officer to a Court Marshall and  
 4 Court Bailiff; and for other purposes.

5           Section 2. Amendment. Title 6, Part IV, Chapter 41, Section 6.4101 of the  
 6 Kosrae State Code is hereby amended to read as follows:

7           “Section 6.4101. Process obligatory upon ~~Police~~ Court Marshall or Court Bailiff.

8                   (1) Process in a criminal proceeding, contempt proceeding, or in  
 9 juvenile delinquency proceeding, issued pursuant to law or rule, is  
 10 obligatory upon a ~~police-officer~~ Court Marshall or Court Bailiff  
 11 having knowledge thereof. A ~~police-officer~~ Court Marshall or Court  
 12 Bailiff who receives process promptly makes a diligent effort to  
 13 execute or serve it either personally or through another ~~police~~  
 14 ~~officer~~ court staff.

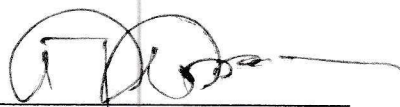
15                   (2) This section applies to a show cause order in contempt, an order of  
 16 attachment of a person, a summons, an order issued in a civil

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contempt proceeding or juvenile delinquency proceeding, and to  
process in a criminal proceeding.”

Section 3. Effective Date. This Act takes effect upon the approval of the Governor  
or upon its becoming law without such approval.

Date: 1/24/22

Introduced by:   
Andy J. Andrew