

WHO CAN SERVE CIVIL PROCESS?

ACT 142 (HOUSE BILL 2601 HD2 SD1) SIGNED ON JUNE 20, 2012 PERMITS ANY PERSON AUTHORIZED BY THE COURTS TO SERVE LEGAL PROCESS, WITH THE EXCEPTION OF PROCESS RELATED TO CRIMINAL MATTERS.

THIS ACT IS INTENDED TO CORRECT INCONSISTENCIES FOUND IN THE HAWAII REVISED STATUTES, RELATED TO THE SERVICE OF PROCESS BY ALLOWING PERSONS AUTHORIZED BY THE RULES OF THE COURT TO SERVE CIVIL PROCESS (NON-CRIMINAL).

HAWAII COURT RULES OF CIVIL PROCEDURE STATE IN RULE 4(C) PROCESS, SAME: BY WHOM SERVED.

*“Service of all process shall be made by the sheriff or the sheriff’s deputy, by some other person specially appointed by the court for that purpose, **or by any person who is not a party and is not less than 18 years of age;** or (2) in any county by the chief of police or the chief’s duly authorized subordinate. A subpoena, however, may be served as provided in rule 45.”*