

## Department of Planning and Budget 2013 Fiscal Impact Statement

**1. Bill Number:** SB1278

<b>House of Origin</b>	<input checked="" type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
<b>Second House</b>	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Enrolled

**2. Patron:** Stuart

**3. Committee:** Courts of Justice.

**4. Title:** Service of process; timing.

**5. Summary:** The bill provides that in order to be timely, service of process must be made within six months from the commencement of the action. Currently, service of process is timely if made within 12 months. The bill also provides that no nonsuit may be taken more than six months after the commencement of an action in the absence of timely service of process unless the court finds that the plaintiff exercised due diligence in attempting to serve process.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** None.

**8. Fiscal Implications:** None.

**9. Specific Agency or Political Subdivisions Affected:** Secretary of the Commonwealth.

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None.

**Date:** 1-22-13