

ASSEMBLY BILL NO. 128—ASSEMBLYWOMAN SPIEGEL

PREFILED FEBRUARY 9, 2017

Referred to Committee on Commerce and Labor

SUMMARY—Exempts certain unpaid individuals from the requirement to obtain licensure as a process server. (BDR 54-700)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to service of process; exempting certain unpaid individuals from the requirement to obtain licensure as a process server; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires a person who engages in the business of a process server
2 to obtain a license. (NRS 648.060) Existing law defines engaging in such business
3 to include a single act. (NRS 648.063) This bill exempts any natural person who
4 serves legal process from the requirements of chapter 648 of NRS relating to
5 process servers, including, without limitation, the requirement to obtain a license to
6 engage in the business of a process server, if that natural person serves legal
7 process: (1) without compensation; (2) on behalf of another natural person who is
8 not a business entity; and (3) not more than three times each calendar year.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 648.063 is hereby amended to read as follows:
2 648.063 ~~Am~~
3 *1. Except as otherwise provided in subsection 2, an*
4 *unlicensed person who performs a single act for which a license is*
5 *required has engaged in the business for which the license is*
6 *required and, unless exempt from licensing or performing an*
7 *investigation pursuant to NRS 253.220, has violated NRS 648.060.*



* A B 1 2 8 R 1 *

- 1 2. *A natural person who serves legal process must not be*
2 *deemed to be engaged in the business of a process server and the*
3 *provisions of this chapter relating to process servers, including,*
4 *without limitation, the requirement to obtain a license to engage in*
5 *the business of a process server pursuant to NRS 648.060, do not*
6 *apply to the natural person, if the natural person serves legal*
7 *process:*
8 (a) *Without compensation;*
9 (b) *On behalf of a litigant who is a natural person and is not a*
10 *business entity; and*
11 (c) *Not more than three times each calendar year.*

