

**CONNECTICUT
STATE MARSHAL'S ORGANIZATION, INC. and
STATE MARSHALS ADVIORY BOARD
TESTIMONEY IN SUPPORT OF SB 155**

March 26, 2010

My name is Bob Gyle and I am a State Marshal and the president of the Connecticut State Marshal's Organization, Inc. Membership in our organization is open to all men and women currently serving as state marshals and constables in their towns and cities. I am also an elected member of the State Marshal Advisory Board. I am here today to testify in favor of HB 5527. My organization and the Advisory Board support the bill as drafted and feels it will be in the best interests of the state if it passes.

This proposal will accomplish several goals to make the service of process in our state more effective and economical for all litigants and their attorneys and in addition standardizes the methods of service throughout state agencies. I would like to comment on the specifics included this bill. There are several separate actions that are addressed.

First, is to provide a procedure for making service on a Limited Liability Company allowing the marshal to make service upon a managing member of an LLC. There are many occasions when an agent can not be found but the member can be located at their usual place of abode.

Second, is to eliminate the use of indifferent persons to perform service unless there is chance that the loss of recovery of a debt is immediate. This change means that the service would be made by an officer who is properly insured so that recovery from an improper service is available.

Third, is to add the Insurance Commissioner and Attorney General to the same section that provides for service on the Secretary of State and Motor Vehicle Commissioner for service by any proper officer

Fourth, allows a state marshal to make service upon persons confined to any correctional institution or community correctional center in the state.

Fifth, is a technical change to replace the term sheriff's deputy with state marshal.

Sixth, is another technical change adding constable or other proper officers to the wording.

Seventh, this is a new provision that standardizes how witness fees are paid. It simply provides that witness fees are paid by the requesting authority at the time of appearance and not in advance. Currently all witnesses summoned by the state and its agencies are paid in this manner.

There is no fiscal impact on the state from this bill and in fact it could provide savings from the additional time and mileage that is currently required without the proposed changes.

I appreciate the opportunity to provide these insights and would be happy to answer any questions and may be contacted personally at 203-746-6562.