



General Assembly

Raised Bill No. 5556

February Session, 2014

LCO No. 2398



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING FEES RECEIVED BY OFFICERS AND PERSONS SERVING PROCESS AND PERFORMING OTHER DUTIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 52-261 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2014*):

3 (a) Except as provided in subsection (b) of this section and section
4 52-261a, each officer or person who serves process, summons or
5 attachments on behalf of: (1) An official of the state or any of its
6 agencies, boards or commissions, or any municipal official acting in
7 his or her official capacity, shall receive a fee of not more than thirty
8 dollars for each process served and an additional fee of thirty dollars
9 for the second and each subsequent service of such process, except that
10 such officer or person shall receive an additional fee of ten dollars for
11 each subsequent service of such process at the same address or for
12 notification of the office of the Attorney General in dissolution and
13 postjudgment proceedings if a party or child is receiving public
14 assistance; and (2) any person, except a person described in
15 subdivision (1) of this subsection, shall receive a fee of not more than
16 forty dollars for each process served and an additional fee of forty

17 dollars for the second and each subsequent service of such process,
18 except that such officer or person shall receive an additional fee of
19 twenty dollars for each subsequent service of such process at the same
20 address or for notification of the office of the Attorney General in
21 dissolution and postjudgment proceedings if a party or child is
22 receiving public assistance. Each such officer or person shall also
23 receive the fee set by the Department of Administrative Services for
24 state employees for each mile of travel, to be computed from the place
25 where such officer or person received the process to the place of
26 service, and thence in the case of civil process to the place of return. If
27 more than one process is served on one person at one time by any such
28 officer or person, the total cost of travel for the service shall be the
29 same as for the service of one process only. Each officer or person who
30 serves process shall also receive the moneys actually paid for town
31 clerk's fees on the service of process. Any officer or person required to
32 summon jurors by personal service of a warrant to attend court shall
33 receive for the first ten miles of travel while so engaged, such mileage
34 to be computed from the place where such officer or person receives
35 the process to the place of service, twenty-five cents for each mile, and
36 for each additional mile, ten cents. For summoning any juror to attend
37 court otherwise than by personal service of the warrant, such officer or
38 person shall receive only the sum of fifty cents and actual
39 disbursements necessarily expended by such officer or person in
40 making service thereof as directed. Notwithstanding the provisions of
41 this section, for summoning grand jurors, such officer or person shall
42 receive only such officer's or person's actual expenses and such
43 reasonable sum for services as are taxed by the court. The following
44 fees shall be allowed and paid: [(1)] (A) For taking bail or bail bond,
45 one dollar; [(2)] (B) for copies of writs and complaints, exclusive of
46 endorsements, one dollar per page, not to exceed a total amount of
47 nine hundred dollars in any particular matter; [(3)] (C) for
48 endorsements, forty cents per page or fraction thereof; [(4)] (D) for
49 service of a warrant for the seizure of intoxicating liquors, or for
50 posting and leaving notices after the seizure, or for the destruction or
51 delivery of any such liquors under order of court, twenty dollars; [(5)]

52 (E) for the removal and custody of such liquors so seized, reasonable
 53 expenses, and twenty dollars; ~~[(6)]~~ (F) for the levy of an execution,
 54 when the money is actually collected and paid over, or the debt or a
 55 portion of the debt is secured by the officer, fifteen per cent on the
 56 amount of the execution, provided the minimum fee for such
 57 execution shall be thirty dollars; ~~[(7)]~~ (G) on the levy of an execution on
 58 real property and on application for sale of personal property attached,
 59 to each appraiser, for each half day of actual service, reasonable and
 60 customary expenses; ~~[(8)]~~ (H) for causing an execution levied on real
 61 property to be recorded, fees for travel, twenty dollars and costs; ~~[(9)]~~
 62 (I) for services on an application for the sale of personal property
 63 attached, or in selling mortgaged property foreclosed under a decree of
 64 court, the same fees as for similar services on executions; ~~[(10)]~~ (J) for
 65 committing any person to a community correctional center, in civil
 66 actions, twenty-one cents a mile for travel, from the place of the court
 67 to the community correctional center, in lieu of all other expenses; and
 68 ~~[(11)]~~ (K) for summoning and attending a jury for reassessing damages
 69 or benefits on a highway, three dollars a day. The court shall tax as
 70 costs a reasonable amount for the care of property held by any officer
 71 under attachment or execution. The officer serving any attachment or
 72 execution may claim compensation for time and expenses of any
 73 person, in keeping, securing or removing property taken thereon,
 74 provided such officer shall make out a bill. The bill shall specify the
 75 labor done, and by whom, the time spent, the travel, the money paid, if
 76 any, and to whom and for what. The compensation for the services
 77 shall be reasonable and customary and the amount of expenses and
 78 shall be taxed by the court with the costs.

79 (b) Each officer or person shall receive the following fees: (1) For
 80 service of an execution on a summary process judgment, not more
 81 than fifty dollars; and (2) for removal under section 47a-42 of a
 82 defendant or other occupant bound by a summary process judgment,
 83 and the possessions and personal effects of such defendant or other
 84 occupant, not more than ~~[seventy-five]~~ one hundred dollars per hour.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2014</i>	52-261

JUD *Joint Favorable*