

22 A. 2-38

LEGISLATIVE HISTORY CHECKLIST

NJSA 22A:2-38

Laws of 1977 Chapter 203 (Constables & Sergeants-
At-Arms--incr. fees)

Bill No. A502

Sponsor(s) Hawkins & Bornheimer

Date Introduced Pre-filed

Committee: Assembly Judiciary, Law, Public Safety & Defense

Senate Judiciary

Amended during passage Yes Amendments during passage denoted by asterisks

Date of passage: Assembly April 25, 1977

Senate July 11, 1977

Date of approval Aug. 30, 1977

Following statements are attached if available:

Sponsor statement Yes No

Committee Statement: Assembly No

Senate Yes No

Fiscal Note No

Veto message No

Message on signing No

Following were printed:

Reports No

Hearings No

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10/4/76

[OFFICIAL COPY REPRINT]
ASSEMBLY, No. 502

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1976 SESSION

By Assemblymen HAWKINS and BORNHEIMER

AN ACT concerning fees payable to constables or sergeants-at-arms
of county district courts and amending N. J. S. 22A:2-38.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. N. J. S. 22A:2-38 is amended to read as follows:

2 22A:2-38. From the fees mentioned in section 22A:2-37 of this
3 Title, the clerk of the county district court shall pay to constables
4 or sergeants-at-arms the following fees:

5 Serving summons or notice on one defendant, \$0.60.

6 Serving summons on every additional defendant, \$0.30.

7 Warrant to arrest, capias, or commitment, for each defendant
8 served, \$0.75.

9 Serving writ and summons in replevin, taking bond and any in-
10 ventory, against one defendant, \$2.50. Against each additional
11 defendant, \$0.30.

12 Serving writ in replevin when issued subsequent to service of
13 summons, \$1.50.

14 Every execution, or any order in the nature of an execution on a
15 judgment or execution against the body, for each defendant, \$0.75.

16 Writ of attachment and making inventory, \$1.85.

17 Warrant for possession, \$2.00.

18 For every mile of travel in serving any summons or capias
19 against the body, execution, subpoena, notice or order, the distance
20 to be computed by counting the number of miles in and out, by the
21 most direct route from the place where process is issued, ***[\$0.10]***

21A *at the same rate per mile set by the county board of chosen free-
21B holders for other county employees*.

22 In addition to the foregoing, the following fees for constables and
23 sergeants-at-arms shall be taxed in the costs and collected on execu-
24 tion, writ of attachment or order in the nature of an execution on

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

25 any final judgment, or on a valid and subsisting levy of an execution
26 or attachment which may be the effective cause in producing pay-
27 ment or settlement of a judgment or attachment.

28 For advertising property under execution or any order, \$0.35.

29 For selling property under execution or any order, \$0.50.

30 On every dollar of the first **【\$500.00】** *\$1,000.00* collected on execu-
31 tion, writ of attachment or any order, \$0.10, and on every dollar of
32 any amount in excess thereof, **【\$0.02】** *\$0.05*.

1 2. This act shall take effect immediately.

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27 ment or settlement of a judgment or attachment.

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31 tion, writ of attachment or any order, \$0.10, and on every dollar of
32 any amount in excess thereof, ~~[\$0.02]~~ \$0.05.

1 2. This act shall take effect immediately.

STATEMENT

This bill provides that constables or sergeants-at-arms shall receive \$0.10 on every dollar of the first \$1,000.00 instead of the present \$500.00 collected on execution, writ of attachment or any order and on every dollar of any amount in excess thereof \$0.05 instead of the present \$0.02.

REFERENCE USE ONLY

SENATE JUDICIARY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 502

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STATE OF NEW JERSEY

DATED: JUNE 27, 1977

This bill provides that constables or sergeants-at-arms shall receive \$0.10 on every dollar of the first \$1,000.00 instead of the present \$500.00 collected on execution, writ of attachment or any order and on every dollar of any amount in excess thereof \$0.05 instead of the present \$0.02. No increase in fees has been made since 1957.