

22A:2-38

LEGISLATIVE HISTORY CHECKLIST

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NJSA 22A:2-38

Laws of 1975 Chapter 362

Bill No. A1312

Sponsor(s) Garrubbo

Date Introduced March 18, 1974

Committee: Assembly County Gov't.

Senate County & Municipal Gov't.

Amended during passage Yes  Amendments during passage denoted by asterisks

Date of passage: Assembly Jan. 27, 1975

Senate Dec. 15, 1975

Date of approval March 3, 1976

Following statements are attached if available:

Sponsor statement Yes

Committee Statement: Assembly  No

Senate Yes

Fiscal Note  No

Veto message  No

Message on signing  No

Following were printed:

Reports  No

Hearings  No

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MAY 1977

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CHAPTER 362 LAWS OF N. J. 1975  
APPROVED 3-3-76  
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ASSEMBLY, No. 1312

STATE OF NEW JERSEY

INTRODUCED MARCH 18, 1974

By Assemblyman GARRUBBO

Referred to Committee on County Government

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 or  
4 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  
10 inventory, 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]**

22 **\*\*[\$0.15]\*\*** *\*\*at the same rate per mile set by the county board of  
22A chosen freeholders for other county employees\*\*.*

23 In addition to the foregoing, the following fees for constables and

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

24 sergeants-at-arms shall be taxed in the costs and collected on execu-  
25 tion, writ of attachment or order in the nature of an execution on  
26 any final judgment, or on a valid and subsisting levy of an execu-  
27 tion or attachment which may be the effective cause in producing  
28 payment or settlement of a judgment or attachment.

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

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

31 On every dollar of the first \$500.00 collected on execution, writ  
32 of attachment or any order, \$0.10, and on every dollar of any amount  
33 in excess thereof, \$0.02.

1 2. This act shall take effect immediately.

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STATE OF NEW JERSEY

INTRODUCED MARCH 18, 1974

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#### STATEMENT

This bill increases from \$0.10 to \$0.15 per mile the fees payable to constables or sergeants-at-arms of county district courts in serving any process.

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SENATE COUNTY AND MUNICIPAL  
GOVERNMENT COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 1312**

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with Senate committee amendments

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**STATE OF NEW JERSEY**

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DATED: MAY 19, 1975

Assembly Bill No. 1312, (1) Increases the travel reimbursement from \$0.10 to \$0.15 per mile for constables or sergeants-at-arms of county district courts, and (2) provides reimbursement to such officers for the serving of notice.

The Senate committee amendment limits the reimbursement rate per mile to that set by the county board of chosen freeholders for other county employees.