

188.030 Service of summons and complaint in action against nonresident motorist.

The clerk of the court in which the action is brought shall issue a summons against the defendant named in the complaint and direct it to the sheriff of Franklin County. The sheriff shall execute the summons by delivering two (2) true copies to the Secretary of State and shall also deliver with each summons an attested copy of plaintiff's complaint. The Secretary of State shall immediately mail a copy of the summons and complaint to the defendant at the address given in the complaint. The letter shall be posted by prepaid certified mail, return receipt requested, and shall bear the return address of the Secretary of State. The sheriff shall make the usual return to the court, and in addition the Secretary of State shall make a return to the court showing that the acts contemplated by this statute have been performed, and shall attach to his return the registry receipt, if any. Summons shall be deemed to be served on the return of the Secretary of State and the action shall proceed as provided in the Rules of Civil Procedure.

Effective: July 15, 1988

History: Amended 1988 Ky. Acts ch. 185, sec. 1, effective July 15, 1988. -- Amended 1980 Ky. Acts ch. 114, sec. 34, effective July 15, 1980. -- Amended 1974 Ky. Acts ch. 315, sec. 25. -- Amended 1972 Ky. Acts ch. 307, sec. 1. -- Amended 1952 Ky. Acts ch. 84, sec. 64, effective July 1, 1953. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. sec. 12-2.