

SEC. 6-302. SERVICE ON SUNDAY OR HOLIDAY; EXCEPTIONS.

(A) SERVICE PERMITTED ON SUNDAY OR HOLIDAY.

THE PROCESS OF A COURT OR ADMINISTRATIVE OFFICE OR AGENCY OF THE STATE OR LOCAL GOVERNMENT MAY BE SERVED ON A SUNDAY OR HOLIDAY.

(B) SERVICE ON SUNDAY PROHIBITED.

A WRIT OF DISTRAINT, OR FOR EVICTION OR POSSESSION MAY NOT BE SERVED ON SUNDAY.

REVISOR'S NOTE: This section is new language derived from Art. 75, §93 which authorizes service of process of administrative agencies on a Sunday or holiday. Rule 104(c) and Md. District Rule 104(c) authorize service of a court's process on Sunday. There is no intention to supersede these rules.

The prohibition against serving writs for eviction on Sunday is retained since neither the Rules nor the district rules contain this exception.

SEC. 6-303. WHERE SERVICE RESISTED.

(A) SUBSTITUTE SERVICE.

IF A PERSON RESISTS SERVICE OF CIVIL PROCESS BY THREATS, VIOLENCE, OR SUPERIOR FORCE, OR BY PREVENTING THE OFFICER SERVING THE PROCESS FROM ENTERING THE PREMISES SO THAT THE OFFICER CANNOT SERVE THE PROCESS WITHOUT FORCE OR PERSONAL RISK, THE OFFICER SHALL LEAVE A COPY OF THE PROCESS:

(1) WITH A RESPONSIBLE PERSON AT THE PREMISES; OR IF THAT IS NOT POSSIBLE

(2) POSTED AS NEAR THE PREMISES AS PRACTICABLE.

(B) EFFECT.

SERVICE UNDER THIS SECTION IS AS EFFECTIVE AS ACTUAL PERSONAL SERVICE.

REVISOR'S NOTE: This section is new language derived from Art. 75, §92. This section presently seems to apply to all service on