

# House Concurrent Resolution No. 29

## 93RD GENERAL ASSEMBLY

1645L.021

1           **Whereas**, currently, Missouri Supreme Court rules do not specifically provide for  
2 service of legal documents through the use of electronic mail (e-mail); and  
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4           **Whereas**, service of legal documents by e-mail could have the same effect as  
5 service via the United States mail if the service is postmarked by the United States Postal Service  
6 Electronic Postmark; and  
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8           **Whereas**, other states, such as South Carolina, are experimenting with the use of  
9 e-mail for service of legal documents and, to date, such experiments have shown to be successful  
10 thus far; and  
11

12           **Whereas**, in a computer age where virtually every transaction and communication  
13 is made with the assistance of some form of computer technology, the benefits of utilization of  
14 electronic mail as a method of providing service of legal documents are undeniable; and  
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16           **Whereas**, with today's safeguards and protections built in to electronic mail  
17 transmissions, service of legal documents can be accomplished in a manner that protects  
18 confidentiality while providing one of the fastest and most efficient methods of transmitting  
19 documents:  
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21           **Now, therefore, be it resolved** that the members of the House of  
22 Representatives of the Ninety-third General Assembly, First Regular Session, the Senate  
23 concurring therein, hereby urge the Missouri Supreme Court to promulgate rules to permit the  
24 use of electronic mail for the service of legal documents; and

25           **Be it further resolved** that the Chief Clerk of the Missouri House of  
26 Representatives be instructed to prepare properly inscribed copies of this resolution for Thomas  
27 F. Simon, the Chief Clerk of the Missouri Supreme Court and Michael Buenger, the State Courts  
28 Administrator.