

Rule 4.1(p) New

Service of Summons Within Arizona Indian Country

Service upon any party located within Indian country, as defined in 18 U.S.C. § 1151, within the state may be made using the provisions of Rule 4.2(b)-(h). For this purpose, Indian Country shall be treated as an out-of-state jurisdiction.

COMMENT

This subdivision clarifies that methods of serving process that are allowed for out-of-state service may be used on Indian reservations within the state. This rule codifies the ruling in *Dixon v. Picopa Const. Co.*, 160 Ariz. 251, 772 P.2d 1104 (1989), and seeks to minimize disputes concerning the scope of state power to serve process on reservations. See *State v. Zaman*, 194 Ariz. 442, 984 P.2d 528 (1999); *Francisco v. State*, 113 Ariz. 427, 556 P.2d 1 (1976).