

**2016 -- S 2306 SUBSTITUTE A**

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LC004310/SUB A  
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**STATE OF RHODE ISLAND**

**IN GENERAL ASSEMBLY**

**JANUARY SESSION, A.D. 2016**

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A N A C T

RELATING TO DOMESTIC RELATIONS - SOLEMNIZATION OF MARRIAGES

Introduced By: Senators McCaffrey, and Lombardi

Date Introduced: February 09, 2016

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 15-3-5 of the General Laws in Chapter 15-3 entitled "Solemnization  
2 of Marriages" is hereby amended to read as follows:  
3           **15-3-5. Officials empowered to join persons in marriage.** -- Every ordained clergy or  
4 elder in good standing; every justice of the supreme court, superior court, family court, workers'  
5 compensation court, district court or traffic tribunal; the clerk of the supreme court; every clerk,  
6 administrative clerk, or general chief clerk of a superior court, family court, district court, or  
7 traffic tribunal; magistrates, special or general magistrates of the superior court, family court,  
8 traffic tribunal or district court; administrative clerks of the district court; administrators of the  
9 workers' compensation court; every former justice or judge and former administrator of these  
10 courts; every former chief clerk of the district court; every former clerk, administrative clerk, or  
11 general chief clerk of a superior court; the secretary of the senate; elected clerks of the general  
12 assembly; any former secretary of the senate; any former elected clerk of the general assembly  
13 who retires after July 1, 2007; judges of the United States appointed pursuant to Article III of the  
14 United States Constitution; bankruptcy judges appointed pursuant to Article I of the United States  
15 Constitution; and United States magistrate judges appointed pursuant to federal law, may join  
16 persons in marriage in any city or town in this state; and every justice and every former justice of  
17 the municipal courts of the cities and towns in this state and of the police court of the town of  
18 Johnston and the administrator of the Johnston municipal court, while he or she is serving as an  
19 administrator, and every probate judge and every former probate judge may join persons in

1 marriage in any city or town in this state, and wardens of the town of New Shoreham may join  
2 persons in marriage in New Shoreham. In addition to the foregoing, the governor may designate  
3 any person to solemnize a particular marriage on a particular date and in a particular city or town,  
4 and may for cause at any time revoke such designation; provided, however, that no felon shall be  
5 permitted to solemnize a particular marriage until completion of such felon's sentence, served or  
6 suspended, and while on parole or probation regardless of a nolo contendere plea. In the case of  
7 persons so designated by the governor, the secretary of state shall promulgate rules and  
8 regulations as may be necessary to implement and carry out the provisions of this section and  
9 upon payment to the office of the secretary of state the sum of one hundred fifty dollars (\$150),  
10 shall issue to said person a certificate of such designation. Such certificate shall expire upon  
11 either the completion of such solemnization or the day following the particular date set forth in  
12 said certificate, whichever shall occur first. The fees collected under this section shall be  
13 deposited into the general fund.

14 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO DOMESTIC RELATIONS - SOLEMNIZATION OF MARRIAGES

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1           This act would allow the governor to designate any person to solemnize a marriage  
2 within the state of Rhode Island on a particular day and within a particular city or town. Said  
3 authorization would expire upon completion of the marriage or the following day of the  
4 scheduled marriage, whichever occurs first. People who are under a sentence or while on parole  
5 or probation for any felony would be ineligible to solemnize a marriage until said sentence is  
6 completed. A fee in the amount of one hundred fifty dollars (\$150) would be a prerequisite and  
7 would be payable to the secretary of state.

8           This act would take effect upon passage.

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