

2022 -- H 7900

LC004963

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO DOMESTIC RELATIONS -- SOLEMNIZATION OF MARRIAGES--
COMMON LAW MARRIAGE

Introduced By: Representatives Kazarian, Felix, Giraldo, Knight, Barros, Potter,
Shallcross Smith, Casimiro, and Batista

Date Introduced: March 04, 2022

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 15-3 of the General Laws entitled "Solemnization of Marriages" is
2 hereby amended by adding thereto the following section:

3 **15-3-5.1. Common law marriage abolished.**

4 [\(a\) No common law marriage may be entered into in this state on or after January 1, 2023.](#)

5 [\(b\) An otherwise valid common law marriage entered into or adjudicated to exist before](#)
6 [January 1, 2023 shall continue to be valid in this state.](#)

7 SECTION 2. Section 15-1-7 of the General Laws in Chapter 15-1 entitled "Persons Eligible
8 to Marry" is hereby amended to read as follows:

9 **15-1-7. Marriage codification.**

10 Marriage is the legally recognized union of two (2) people. Terms relating to the marital
11 relationship or familial relationships shall be construed consistently with this section for all
12 purposes throughout the law, whether in the context of statute, administrative or court rule, policy,
13 ~~common law~~, or any other source of civil law.

14 SECTION 3. 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--
COMMON LAW MARRIAGE

1 This act would abolish common law marriages entered into in this state on or after January
2 1, 2023, while recognizing the validity of any common law marriage entered into or adjudicated to
3 exist before January 1, 2023.

4 This act would take effect upon passage.

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