

Regular Session, 2012

HOUSE BILL NO. 281

BY REPRESENTATIVE GREENE

JUDGES: Provides authority for federal judges to perform marriage ceremonies

1 AN ACT

2 To amend and reenact R.S. 9:203(E), relative to judges of a court of the United States; to
3 authorize federal judges to perform marriage ceremonies in certain municipalities or
4 parishes located within his official duty station; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:203(E) is hereby amended and reenacted to read as follows:

7 §203. Officiant; judges and justices of the peace

8 * * *

9 E.(1) A judge of a court of the United States whose official duty station
10 includes a municipality having a population in excess of forty thousand but less than
11 fifty thousand persons according to the latest decennial census or a municipality
12 having a population in excess of two hundred ~~and~~ fifteen thousand but less than two
13 hundred ~~and~~ thirty-five thousand persons according to the latest decennial census
14 may perform marriage ceremonies in the municipality located within his official duty
15 station. For purposes of this Subsection, "judge" and "official duty station" have the
16 same meaning as provided in 28 U.S.C. 451 and 456, respectively. ~~The authority~~
17 ~~granted by this Paragraph shall terminate on December 31, 2003.~~

18 (2) A judge of a court of the United States whose official duty station
19 includes a municipality having a population in excess of four hundred ~~and~~ seventy
20 thousand according to the latest decennial census may perform marriage ceremonies

1 within his official duty station. ~~The authority granted by this Paragraph shall only~~
2 ~~be effective from October 1, 2004, through October 31, 2004.~~

3 (3) A judge of a court of the United States whose official duty station
4 includes the state capital may perform marriage ceremonies within his official duty
5 station. ~~The authority granted by this Paragraph shall only be effective from~~
6 ~~December 1, 2004, through December 31, 2004.~~

7 (4) A judge of a court of the United States whose official duty station
8 includes a municipality having a population in excess of one hundred ~~and~~ five
9 thousand but less than one hundred ~~and~~ fifteen thousand persons according to the
10 latest decennial census may perform marriage ceremonies within his official duty
11 station. ~~The authority granted by this Paragraph shall only be effective from May~~
12 ~~16, 2005 through June 4, 2005.~~

13 (5) ~~A judge of a court of the United States whose official duty station~~
14 ~~includes a municipality having a population in excess of four hundred seventy~~
15 ~~thousand according to the latest decennial census may perform marriage ceremonies~~
16 ~~within his official duty station. The authority granted by this Paragraph shall only~~
17 ~~be effective from October 1, 2007, through October 31, 2007.~~

18 (6) ~~A judge of a district court of the United States whose official duty station~~
19 ~~includes a municipality having a population in excess of four hundred seventy~~
20 ~~thousand according to the latest decennial census may perform marriage ceremonies~~
21 ~~within his official duty station. The authority granted by this Paragraph shall only~~
22 ~~be effective from November 1, 2008, through November 30, 2008.~~

23 (7) A judge of a court of the United States whose official duty station
24 includes Orleans Parish may perform marriage ceremonies within Orleans Parish.
25 ~~The authority granted by this Paragraph shall only be effective from October 1, 2009,~~
26 ~~through October 31, 2009.~~

27 (8)(6) Any United States magistrate judge of the Western District, Eastern
28 District, or Middle District may perform marriage ceremonies within this state. ~~The~~

1 ~~authority granted by this Paragraph shall be effective only from October 1, 2010,~~
2 ~~through October 31, 2010.~~

3 ~~(9)(7)~~ A judge of a court of the United States whose official duty station
4 includes a parish having a population in excess of two hundred fifty thousand but
5 less than two hundred seventy-five thousand persons according to the latest
6 decennial census may perform marriage ceremonies within such parish. ~~The~~
7 ~~authority granted by this Paragraph shall be effective only from July 1, 2010, through~~
8 ~~July 31, 2010.~~

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Greene

HB No. 281

Abstract: Authorizes federal judges to perform marriage ceremonies in certain municipalities or parishes within their official duty station.

Present law authorizes a federal judge whose official duty station includes certain municipalities or parishes having a certain population to perform marriage ceremonies in the municipality or parish located within his official duty station.

Present law provides for specific effective dates for the authority granted to perform marriage ceremonies by a federal judge.

Proposed law retains present law except that it removes all restrictions which granted the authority to perform marriage ceremonies by federal judges within certain periods of time.

(Amends R.S. 9:203(E))