

2018 Regular Session

HOUSE BILL NO. 390

BY REPRESENTATIVE EMERSON

MARRIAGE: Repeals the seventy-two-hour waiting period before performing a marriage ceremony

1 AN ACT

2 To repeal R.S. 9:241 through 243, relative to the performance of marriage ceremonies; to

3 repeal the seventy-two-hour waiting period before conducting a marriage ceremony.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 9:241 through 243 are hereby repealed in their entirety.

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)]

HB 390 Original	2018 Regular Session	Emerson
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Abstract: Repeals the 72-hour waiting period before conducting a marriage ceremony.

Present law (R.S. 9:241) provides that an officiant may not perform a marriage ceremony until 72 hours have elapsed since the issuance of the marriage license.

Present law (R.S. 9:242(A)) authorizes a judge, justice of the peace, or retired justice of the peace authorized to perform the marriage to waive the 72-hour delay upon application of the parties giving serious and meritorious reasons.

Present law (R.S. 9:242(B)) authorizes any officiant performing marriage ceremonies in the parish of Orleans to waive the 72-hour delay for nonresident parties upon application of the parties giving serious and meritorious reasons.

Present law (R.S. 9:243) provides that an officiant who violates the 72-hour waiting period, other than a judge, justice of the peace, or an officiant authorized to perform marriage ceremonies in the parish of Orleans, may have his authority to perform marriage ceremonies revoked by the state registrar of vital records, which revocation may not exceed one year.

Proposed law repeals present law (R.S. 9:241-243)

(Repeals R.S. 9:241-243)