

SENATE BILL 133

D4

3lr1093

By: **Senator Jackson**

Introduced and read first time: January 12, 2023

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Family Law – Marriage Ceremony – Designation of Deputy Clerk**

3 FOR the purpose of transferring, from the county administrative judge of the circuit court
4 for the county to the clerk of the circuit court for the county, the authority to
5 designate a deputy clerk to perform a marriage ceremony; and generally relating to
6 marriage ceremonies.

7 BY repealing and reenacting, with amendments,
8 Article – Family Law
9 Section 2–406(a)
10 Annotated Code of Maryland
11 (2019 Replacement Volume and 2022 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
13 That the Laws of Maryland read as follows:

14 **Article – Family Law**

15 2–406.

16 (a) (1) In this subsection, “judge” means:

17 (i) a judge of the District Court, a circuit court, the Court of Special
18 Appeals, or the Court of Appeals;

19 (ii) a judge approved under Article IV, § 3A of the Maryland
20 Constitution and § 1–302 of the Courts Article for recall and assignment to the District
21 Court, a circuit court, the Court of Special Appeals, or the Court of Appeals;

22 (iii) a judge of a United States District Court, a United States Court
23 of Appeals, or the United States Tax Court; or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (iv) a judge of a state court if the judge is active or retired but eligible
2 for recall.

3 (2) A marriage ceremony may be performed in this State by:

4 (i) any official of a religious order or body authorized by the rules
5 and customs of that order or body to perform a marriage ceremony;

6 (ii) any clerk;

7 (iii) any deputy clerk designated by the [county administrative
8 judge] **CLERK** of the circuit court for the county; or

9 (iv) a judge.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2023.