

SENATE BILL 136

D4
SB 133/23 – JPR

(PRE-FILED)

4lr0856
CF HB 300

By: ~~Senator Jackson~~ **Senators Jackson and Muse**

Requested: October 5, 2023

Introduced and read first time: January 10, 2024

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 3, 2024

CHAPTER _____

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 2023 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 Appellate Court
18 of Maryland, or the Supreme Court of Maryland;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

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

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

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

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

11 (ii) any clerk;

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

14 (iv) a judge.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2024.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.