

**ACT No. 435**

Regular Session, 2014

HOUSE BILL NO. 1196

BY REPRESENTATIVE LOPINTO

1 AN ACT

2 To amend and reenact R.S. 9:228 and 242(A), relative to marriage licenses; to authorize  
3 retired justices of the peace to sign certain waivers; and to provide for related  
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:228 and 242(A) are hereby amended and enacted to read as  
7 follows:

8 §228. Same; court order waiving

9 A. In the event of extenuating circumstances, and after finding that the  
10 parties have complied with all other requirements, a judge of the Orleans Parish City  
11 ~~Court~~ Courts, a family court judge, a juvenile court judge, or any district court judge  
12 of a parish may order an issuing official within the territorial jurisdiction of his court  
13 to issue a marriage license without the applicant submitting a birth certificate.

14 B. In the event of extenuating circumstances, and after finding that the  
15 parties have complied with all other requirements, a justice of the peace or city court  
16 judge may order an issuing official within the parish where his court is situated to  
17 issue a marriage license without the applicant submitting a birth certificate. The  
18 order need not state the reasons.

19 C. In the event of extenuating circumstances, and after finding that the  
20 parties have complied with all other requirements, a retired justice of the peace  
21 authorized to perform marriage ceremonies under R.S. 9:203(C) may order an  
22 issuing official within the territorial limits provided by R.S. 9:203(A) to issue a  
23 marriage license without the applicant submitting a birth certificate. The order need  
24 not state the reasons.

25 \* \* \*

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1           §242. Waiver of delay

2                         A. A judge, ~~or justice of the peace~~ justice of the peace, or retired justice of  
 3 the peace authorized to perform the marriage may waive the seventy-two-hour delay  
 4 upon application of the parties giving serious and meritorious reasons. His  
 5 certificate authorizing the immediate performance of the ceremony must be attached  
 6 to the marriage license.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_