

S. 6942

A. 9258

S E N A T E - A S S E M B L Y

April 4, 2014

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Judiciary

AN ACT to amend the domestic relations law, in relation to the duty of town and city clerks

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraph (a) of subdivision 1 of section 15 of the domes-
2 tic relations law, as amended by chapter 398 of the laws of 1997, is
3 amended to read as follows:
4 (a) It shall be the duty of the town or city clerk when an applica-
5 tion for a marriage license is made to him or her to require each of the
6 contracting parties to sign and verify a statement or affidavit before
7 such clerk or one of his or her deputies, containing the following
8 information. From the groom: Full name of husband, place of residence,
9 social security number, age, occupation, place of birth, name of father,
10 country of birth, maiden name of mother, country of birth, number of
11 marriage. From the bride: Full name of bride, place of residence,
12 social security number, age, occupation, place of birth, name of father,
13 country of birth, maiden name of mother, country of birth, number of
14 marriage. The said clerk shall also embody in the statement if either
15 or both of the applicants have been previously married, a statement as
16 to whether the former husband or husbands or the former wife or wives of
17 the respective applicants are living or dead and as to whether either or
18 both of said applicants are divorced persons, if so, when and where and
19 against whom the divorce or divorces were granted and shall also embody
20 therein a statement that no legal impediment exists as to the right of
21 each of the applicants to enter into the marriage state. The town or
22 city clerk is hereby given full power and authority to administer oaths
23 and may require the applicants to produce witnesses to identify them or
24 either of them and may examine under oath or otherwise other witnesses
25 as to any material inquiry pertaining to the issuing of the license, and

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD14125-02-4

1 if the applicant is a divorced person the clerk may also require the
2 production of a certified copy of the decree of the divorce, or proof of
3 an existing marriage of parties who apply for a license to be used for a
4 second or subsequent ceremony; provided, however, that in cities [of the
5 first class] OR TOWNS the verified statements and affidavits may be made
6 before any regular clerk OR DESIGNEE of the [city] clerk's office
7 [designated for that purpose by the city clerk].

8 S 2. This act shall take effect immediately.