

# STATE OF NEW YORK

9918

## IN ASSEMBLY

February 27, 2020

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

AN ACT to amend the domestic relations law, in relation to authorizing the solemnization of marriages by current or former mayors of cities and villages within the state

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivisions 2 and 6 of section 11 of the domestic  
2 relations law, subdivision 2 as amended by section 1 of subpart E of  
3 part B of chapter 20 of the laws of 2015 and subdivision 6 as amended by  
4 chapter 450 of the laws of 2014, are amended to read as follows:

5 2. The current or a former governor, the current or a former mayor of  
6 a city or village, a county executive of a county, or a mayor, recorder,  
7 city magistrate, police justice or police magistrate of a city, a former  
8 mayor or the city clerk of a city of the first class of over one million  
9 inhabitants or any of his or her deputies or not more than four regular  
10 clerks, designated by him or her for such purpose as provided in section  
11 eleven-a of this article, except that in cities which contain more than  
12 one hundred thousand and less than one million inhabitants, a marriage  
13 shall be solemnized by the mayor, or police justice, and by no other  
14 officer of such city, except as provided in subdivisions one and three  
15 of this section. A former mayor of a city or village shall not charge or  
16 receive a fee.

17 6. Notwithstanding any other provisions of this article to the contra-  
18 ry no marriage shall be solemnized by a public officer specified in this  
19 section, other than the current or a former mayor of a city or village,  
20 a judge of a federal district court for the northern, southern, eastern  
21 or western district of New York, a judge of the United States court of  
22 international trade, a federal administrative law judge presiding in  
23 this state, a judge or justice of the unified court system of this  
24 state, a housing judge of the civil court of the city of New York, or a  
25 retired judge or justice of the unified court system or a retired hous-  
26 ing judge of the civil court certified pursuant to paragraph (k) of  
27 subdivision two of section two hundred twelve of the judiciary law, nor

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

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1 by any of the persons specified in subdivision three-a of this section,  
2 outside the territorial jurisdiction in which he or she was elected,  
3 appointed or duly designated. Such a public officer, however, elected or  
4 appointed within the city of New York may solemnize a marriage anywhere  
5 within such city.

6 § 2. This act shall take effect immediately.