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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 308 Session of  
2015

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INTRODUCED BY CALTAGIRONE, THOMAS, J. HARRIS, COHEN, KOTIK,  
FREEMAN, PETRARCA, YOUNGBLOOD, HARKINS AND GILLEN,  
FEBRUARY 2, 2015

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REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 2, 2015

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AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania  
2 Consolidated Statutes, in marriage ceremony, further  
3 providing for persons qualified to solemnize marriages.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 1503(a)(2) of Title 23 of the  
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 1503. Persons qualified to solemnize marriages.

9 (a) General rule.--The following are authorized to solemnize  
10 marriages between persons that produce a marriage license issued  
11 under this part:

12 \* \* \*

13 (2) A former or retired justice, judge or magisterial  
14 district judge of this Commonwealth who is serving as a  
15 senior judge or senior magisterial district judge as provided  
16 or prescribed by law; or not serving as a senior judge or  
17 senior magisterial district judge but meets the following  
18 criteria:

1           (i) has served as a magisterial district judge,  
2 judge or justice[, whether or not continuously or on the  
3 same court,] by election or appointment [for an aggregate  
4 period equaling a full term of office];

5           (ii) has not been defeated for reelection or  
6 retention;

7           (iii) has not been convicted of, pleaded nolo  
8 contendere to or agreed to an Accelerated Rehabilitative  
9 Disposition or other probation without verdict program  
10 relative to any misdemeanor or felony offense under the  
11 laws of this Commonwealth or an equivalent offense under  
12 the laws of the United States or one of its territories  
13 or possessions, another state, the District of Columbia,  
14 the Commonwealth of Puerto Rico or a foreign nation;

15           (iv) has not resigned a judicial commission to avoid  
16 having charges filed or to avoid prosecution by Federal,  
17 State or local law enforcement agencies or by the  
18 Judicial Conduct Board;

19           (v) has not been removed from office by the Court of  
20 Judicial Discipline; and

21           (vi) is a resident of this Commonwealth.

22           \* \* \*

23       Section 2. This act shall take effect in 60 days.