



MARRIAGE LAW

Rule #2 – Marriage Law Fine Schedule

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2.1 Purpose, Authority and Effective Date

2.1-1. *Purpose.* The purpose of this rule is to establish the fines for violations of the Marriage Law.

2.1-2. *Authority.* The Marriage Law delegates rulemaking authority to the Department pursuant to the Administrative Rulemaking law.

2.1-3. *Effective Date.* This rule shall become effective on August 18, 2016.

1.2. Adoption

2.2-1. This rule was adopted by the Department in accordance with the procedures of the Administrative Rulemaking law.

2.2-2. This rule may be amended or repealed by the Department and/or the Oneida Business Committee pursuant to the procedures set out in the Administrative Rulemaking law.

2.2-3. Should a provision of this rule or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this rule which are considered to have legal force without the invalid portions.

2.2-4. In the event of a conflict between a provision of this rule and a provision of another rule, internal policy, procedure, or other regulation; the provisions of this rule shall control.

2.2-5. This rule supersedes all prior rules, regulations, internal policies or other requirements relating to fines for violations of the Marriage Law.

2.3. Definitions

2.3-1. This section shall govern the definitions of words and phrases used within this rule. All words not defined herein shall be used in their ordinary and everyday sense.

(a) “Department” means the Oneida Licensing Department.

(b) “Officiating person” means the person or persons who perform the marriage ceremony.

2.4. Fines

2.4-1. A person who knowingly violates the Marriage Law shall be penalized as follows:

(a) Any person who swears to a false statement to obtain a marriage license or to help another obtain a marriage license shall be fined no less than five hundred dollars (\$500.00).

(b) Any person who is not an officiating person under the Marriage Law who solemnizes a marriage ceremony shall be fined no less than one hundred dollars (\$100.00).

(c) The parties to a marriage and/or the officiating person(s) of a marriage conducted without a valid marriage license or without the presence of two (2) competent adult witnesses shall be fined no less than one hundred dollars (\$100.00).

(d) Any person who goes to another jurisdiction to avoid this law and contracts a marriage prohibited under this law shall be fined no less than five hundred dollars (\$500.00).

(e) Any person who violates any other provision of this law shall be fined no less than one hundred dollars (\$100.00).

2.4-2. All fines shall be paid to the Department.

End.

Original effective date: August 18, 2016 (Certified by the LOC on 8/3/16)