

# SENATE BILL No. 59

January 25, 2005, Introduced by Senators CHERRY, JACOBS and GOSCHKA and referred to the Committee on Judiciary.

A bill to amend 1846 RS 83, entitled  
"Of marriage and the solemnization thereof,"  
by amending section 7 (MCL 551.7), as amended by 1983 PA 64.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 7. (1) Marriages may be solemnized by any of the  
2 following:

3           (a) A judge of the district court, in the district in which  
4 the judge is serving.

5           (b) A district court magistrate, in the district in which the  
6 magistrate serves.

7           (c) A municipal judge, in the city in which the judge is  
8 serving or in a township over which a municipal court has  
9 jurisdiction ~~pursuant~~ **ACCORDING** to section 9928 of ~~Act No. 236~~

1 ~~of the Public Acts of 1961, being section 600.9928 of the Michigan~~  
2 ~~Compiled Laws~~ **THE REVISED JUDICATURE ACT OF 1961, 1961 PA 236, MCL**  
3 **600.9928.**

4 (d) A judge of probate, in the county or probate court  
5 district in which the judge is serving.

6 (e) A judge of a federal court.

7 (f) A mayor of a city, **ANYWHERE** in ~~the city~~ **A COUNTY** in  
8 which ~~the mayor serves~~ **THAT CITY IS LOCATED.**

9 (g) The county clerk of a county having more than 2,000,000  
10 inhabitants or an employee of the clerk's office designated by the  
11 county clerk, in the county in which the clerk serves.

12 (h) A minister of the gospel, anywhere in the state, if the  
13 minister is ordained or authorized to solemnize marriages according  
14 to the usages of the denomination, and is a pastor of a church in  
15 this state, or continues to preach the gospel in this state.

16 (i) A minister of the gospel, anywhere in the state, if the  
17 minister is not a resident of this state but is authorized to  
18 solemnize marriages under the laws of the state in which the  
19 minister resides.

20 (2) A person authorized by this act to solemnize a marriage  
21 shall keep proper records and make returns as required by section 4  
22 of ~~Act No. 128 of the Public Acts of 1887, as amended, being~~  
23 ~~section 551.104 of the Michigan Compiled Laws~~ **1887 PA 128, MCL**  
24 **551.104.**

25 (3) If a mayor of a city solemnizes a marriage, the mayor  
26 shall charge and collect a fee to be determined by the council of  
27 that city, ~~which~~ **THAT** shall be paid to the city treasurer and

1 deposited in the general fund of the city at the end of the month.

2 (4) If the county clerk of a county having more than 2,000,000  
3 inhabitants or an employee of the clerk's office designated by the  
4 county clerk solemnizes a marriage, the county clerk shall charge  
5 and collect a fee to be determined by the commissioners of that  
6 county, ~~which~~ **THAT** shall be paid to the county treasurer and  
7 deposited in the general fund of the county at the end of the  
8 month.