

# MAINE STATE LEGISLATURE

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## CHAPTER 705

## MARRIAGE RECORDS AND LICENSES

Sec.

2801. Issuance of marriage certificates to nonresidents; divorce certificate.
2802. Copy of record of marriages.
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**§ 2801. Issuance of marriage certificates to nonresidents; divorce certificate**

Before issuing a marriage certificate to a person who resides and intends to continue to reside in another state, the town or city clerk shall satisfy himself by requiring affidavits or otherwise that such person is not prohibited to marry by the laws of the state where he or she resides.

Persons filing notice of intention to marry, one or both of whom have previously been married and divorced, shall submit therewith a certificate of divorce or certified copy of the divorce decree from the clerk of the court by which the divorce was granted. The clerk shall make a notation on the reverse side of the marriage intention form showing the title and location of the court, the names of the parties to the proceeding for divorce and the date when the decree became absolute. If there has been more than one divorce, the said certificate or certified copy as to every such divorce shall be submitted with and noted on each notice of intention.

R.S.1954, c. 25, § 381; 1959, c. 291, § 2.

**§ 2802. Copy of record of marriages**

Every person authorized to unite persons in marriage shall make and keep a record of every marriage solemnized by him in conformity with the forms and instructions prescribed by the State Registrar of Vital Statistics. That person shall forthwith, following each marriage solemnized by him, return each original certificate or certificates to the clerk who issued the same. If the marriage was solemnized in a town other than the place or places where the parties to the marriage reside, return a copy of the certificate or of either certificate if 2 were issued, to the

clerk of the town where the marriage was solemnized. Each certificate and copy so returned shall contain a statement giving the names of the parties united in marriage, place and date of the marriage, the signature of the person by whom the same was solemnized and the names of the 2 witnesses. The person who solemnized the marriage shall add the title of the office by virtue of which marriage was solemnized, his residence and the date of his commission. All certificates or copies so returned shall be recorded by the clerk receiving them.

R.S.1954, c. 25, § 380; 1959, c. 363, § 16.

### **§ 2803. Records of divorces and annulments**

The clerk of the Superior Court in each county and the clerk of the District Court in each judicial division shall file with the State Registrar of Vital Statistics a record of each divorce judgment or annulment issued in his jurisdiction within 45 days after judgment.

Such record shall contain the names and residences of the parties and name of the person to whom judgment was issued, the date and place of the marriage, the date of and legal grounds for the judgment and the names and ages of the minor children. Forms shall be furnished by the registrar.

The record of divorce prepared for the state registrar shall not become a part of the official record of the court.

1963, c. 325, § 2.

### **§ 2804. —Index**

The Registrar of Vital Statistics shall prepare and keep a cumulative alphabetical index, by the names of both parties, of all annulments and divorces reported. When requested the registrar shall cause a search to be made of his files for the record of any divorce or annulment and shall furnish a copy thereof. The fee for such search and copy shall be \$2, payable in advance.

1963, c. 325, § 2.