

Amendment to HB 295-FN-A

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT establishing a special marriage officiant license and relative to the assignment of
4 temporary justices to the supreme court.

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6 Amend the bill by replacing all after section 1 with the following:

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8 2 Disqualification; Temporary Justices. Amend RSA 490:3, II to read as follows:

9 II. Upon the retirement, disqualification, or inability to sit of any justice of the supreme
10 court, the chief justice, or *if necessary, the* senior associate justice of the supreme court may assign
11 a *retired* justice of the supreme court who [~~has retired from regular active service~~] *is under the*
12 *age of 75* or, if a retired supreme court justice is [~~unavailable~~] *unable or willing*, shall assign a
13 justice of the superior court who has retired from regular active service to sit during supreme court
14 sessions while the vacancy continues. The selection of a retired supreme or superior court justice
15 shall be on a random basis. However if no retired supreme or superior court justice is available,
16 then the selection of a replacement justice shall be made on a random basis from a pool of full-time
17 justices of the superior court. In the event that no superior court justices are available, then the
18 selection of a replacement justice shall be made on a random basis from a pool of full-time justices of
19 the district and probate courts. The clerk of the supreme court shall maintain a list of superior,
20 probate, and district court judges who are willing to serve as temporary supreme court judges.

21 3 Effective Date.

22 I. Section 1 of this act shall take effect 60 days after its passage.

23 II. The remainder of this act shall take effect upon its passage.

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AMENDED ANALYSIS

This bill establishes a special marriage officiant license which temporarily authorizes an individual to solemnize a marriage. A portion of the license fee shall be deposited in the fund for domestic violence programs. The bill also permits a retired supreme court justice who is under the age of 75 to serve as a temporary justice on the court.