

COQUILLE TRIBAL REGULATION
Chapter 741
Marriage and Domestic Partnership Regulation

741.010 General

This regulation is adopted by the Coquille Tribal Administration to prescribe rules and procedures necessary to carry out the provisions of the Coquille Marriage and Domestic Partnership Ordinance, Coquille Indian Tribal Code Chapter 740.

1. Purpose.

The purpose of this regulation is to provide the guidance necessary to implement the Marriage and Domestic Partnership Ordinance.

2. Background and Intent

- a. In order to protect, preserve and promote the health and welfare of the Tribe and its members, the Tribal Council adopted a Marriage and Domestic Partnerships Ordinance, which sets out rules to govern the recognition and formation of certain domestic relationships.

- b. The Tribal Council has found that (1) Marriages and Domestic Partnerships involving Tribal members are fundamental rights and fundamental institutions that preserve the Tribe’s integrity, cohesiveness and continuity (2) the formation and continuity of domestic relationships are essential to the political integrity, economic security and the health and welfare of the Tribe, and (3) the Marriage and Domestic Partnerships Ordinance deals with purely intramural relationships among persons who are recognized members of the Tribe’s community.

- c. It is the intent of the Tribal Administration to provide for the orderly administration of the fundamental right of marriage, by prescribing regulations that set forth the procedures for the Tribal Administration to issue marriage licenses and recognize domestic relationships formed under the laws of other jurisdictions (for certain purposes) . CITC 740.300 states, “Using the procedures set forth in CITC Chapter 120, the Executive Director shall have the authority to prescribe such regulations and procedures as it deems necessary to carry out the purpose of this ordinance and to facilitate its operation.” These regulations are adopted with the authority granted to the Tribal Executive Director under CITC 740.300.

- d. The Tribal Executive Director adopts these regulations also to provide actual and/or constructive notice to third parties regarding what is required to comply with the Marriage and Domestic Partnership Ordinance, CITC Chapter 740.

3. Definitions

a. **Address** means a residence, mailing or contact address in the same state or reservation as the person's home.

b. **Marriages and Domestic Partners (or “Marriage” or “Domestic Partnership”)** means a formal and express civil contract entered into between two persons, regardless of their sex, who are at least 18 years of age, who are otherwise capable of entering a Marriage or a Domestic Partnership (as provided below), and at least one of whom is a member of the Coquille Indian Tribe. For the purposes of this definition, “Domestic Partners” includes without limitation, persons engaged in domestic partnerships or civil unions.

c. **Sex** means the condition of being biologically female or male.

d. **Tribe** means the Coquille Indian Tribe.

e. **Tribal Court** means the Coquille Indian Tribal Court.

f. **Tribal member** means a person who is an enrolled member of the Coquille Indian Tribe.

g. **Tribal Member Services Program** means the program of that name within the Coquille Tribal Administration or such other Tribal Administration program designated by the Tribal Executive Director by regulation.

h. **Coquille Indian Reservation** means those lands held in trust by the Federal government for the benefit of the Tribe

741.050 Recognition of Marriages and Domestic Partnerships from Other Jurisdictions

Any person seeking to have their Marriage or Domestic Partnership recognized by the Tribe must apply to the Tribal Member Services Program, and provide a certified copy of their marriage or domestic partnership license from a recognized jurisdiction. In the event of a question as to whether the license meets the requirements set forth in CITC 740.030, the decision of the Tribal Member Services Program is final.

741.100 Marriage License

1. The Tribal Member Services Program may issue Marriage licenses from eight a.m. until five p.m., Monday through Friday, excluding Tribal Administration holidays.
2. Both applicants for a Marriage license must appear in person at the Tribal Member Services Office to apply for the Marriage License. No proxies are permitted.
3. The Marriage license forms and Marriage certificate shall be created by the Tribal Member Services Department, and must comply with the requirements set forth in CITC 740.
4. There shall be no waiting period to marry after the Tribal Member Services Program issues a Marriage license.
5. The Marriage ceremony must be performed within sixty days of issue of the Marriage license.
6. The fee for a Marriage license shall be twenty (20) dollars. The fee is due and payable at the time of the Marriage license application.