

1 THE CITY OF CRANSTON

2
3 **RESOLUTION OF THE CITY OF THE CITY OF**
4 **CRANSTON**

5 **PROPOSING AMENDMENT TO SECTION 4.02 OF THE CRANSTON HOME RULE**
6 **CHARTER AND DIRECTING THE SECRETARY OF STATE TO PLACE ON THE**
7 **BALLOT THE FOLLOWING AS A REFERENDUM QUESTION**
8 **(CHAPTER 4, DEPARTMENT OF RECORDS, SECTION 4.02 JUDGE OF PROBATE)**
9

10
11
12 **No.**
13

14 ***Passed:***

15
16 ***Jessica M. Marino, Council President***
17

18 ***Resolved that***

19
20 **SECTION 1.** That Section 4.02 of the Home Rule Charter of the City of Cranston, being Chapter
21 4 Department of Records, Section 4.02 Judge of Probate, be amended as follows:
22

23 **Sec. 4.02 - Judge of probate.**

24 The judge of probate shall continue to be chosen by the council for a term of two years from the
25 first Monday in January following each council election. The probate judge shall be a qualified
26 elector of the ~~(City of Cranston)~~ State of Rhode Island, an attorney at law admitted to practice in the
27 courts of Rhode Island, and shall at the time of the probate judge's appointment have so practiced
28 for five years. The probate judge shall have all the powers and duties prescribed
29 for judges of probate by the laws of the state. The probate judge shall receive an annual salary to be
30 fixed by ordinance in lieu of all fees and fees payable in the probate court shall be received by the
31 city clerk as clerk of such court and accounted for and delivered as above provided. In the case of
32 absence or incapacity of the judge of probate the municipal court judge shall sit as judge of probate.
33 In the case of the absence or incapacity of the judge of probate and the absence or incapacity of
34 the judge of the municipal court judge the Cranston auxiliary judge shall sit as judge of probate.
35

36 **SECTION 2.** That the City Clerk cause the proposed amendments to be advertised four times
37 during the thirty days prior to the date of the election, and that sufficient copies of the proposed
38 amendment be made available in the city clerk's office for all persons desiring a copy of the same.
39

SECTION 3. Subject to the approval of the proposed amendments by the electors of the City of Cranston at the aforesaid election, the Cranston City Council does hereby memorialize the General Assembly to act favorably on the validation of the above amendment to the Cranston Home Rule Charter.

Sponsored by Council President Jessica Marino

Referred to Ordinance Committee on February 15, 2024