

CITY OF SANTA MONICA

DOMESTIC PARTNER REGISTRATION INFORMATION SHEET

On September 12, 1995, the City Council of the City of Santa Monica adopted Ordinance No. 1812 (CCS) that provided for the formal establishment of a domestic partnership for Santa Monica residents, through the filing of an Affidavit of Domestic Partnership with the City Clerk's Office.

The Affidavit of Domestic Partnership form must be signed by both parties and each, in signing, attest to certain facts including a declaration that the parties share basic living expenses and agree to be jointly responsible for these expenses. The Affidavit form must be filed in person. There is a filing fee which entitles the filers to have two certified copies of the Affidavit.

A member of a domestic partnership may end this relationship by filing a Notice of Revocation of Domestic Partnership with the City Clerk. In the Notice of Revocation, the individual will be required to affirm under penalty of perjury that the partnership is terminated. There will be a filing fee for the Notice of Revocation.

No individual who has filed an Affidavit of Domestic Partnership (with a different partner) may file another such Affidavit until six (6) months after a Notice of Revocation of Domestic Partnership terminating the previous partnership has been filed with the City Clerk.

An Amendment to the Affidavit of Domestic Partnership may be filed at any time with the City Clerk to show a change of mailing address or a change in the principal place of residence of the domestic partners. There will be a filing fee for the Amendment.

In order to assert the eviction protections established by this Chapter as an affirmative defense in an unlawful detainer proceeding, a domestic partner must have filed an Affidavit of Domestic Partnership with the City Clerk in accordance with Municipal Code Chapter 4.60 prior to having been served a three-day notice to perform or quit and must have provided his or her landlord with a certified copy of the Affidavit of Domestic Partnership prior to the filing of the unlawful detainer complaint.

It should be noted that this Affidavit of Domestic Partnership may have potential legal implications under California law which has recognized that non-marital cohabiting couples may privately contract with respect to the financial obligations of their relationship. If you have questions regarding the potential legal effects of signing the Affidavit of Domestic Partnership, you should consult an attorney.

This Affidavit does not establish a domestic partnership pursuant to California Family Code § 297. Please consult California Family Code § 297 for State of California standards to establish a registered domestic partnership.