

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE BILL NO. 2466

BY: THOMPSON of the HOUSE
and
SHEDRICK of the SENATE

(MARRIAGE - AMENDING 43 O.S. 1991, SECTIONS 5
AND 6 - LEGAL NAME DURING THE MARRIAGE
RELATIONSHIP -
EFFECTIVE DATE)

AMENDMENT NO. 1. Strike the stricken title, enacting clause and
entire bill and insert

AN ACT RELATING TO MARRIAGE; AMENDING 43 O.S. 1991,
SECTION 6, WHICH RELATES TO MARRIAGE LICENSES;
REQUIRING MARRIAGE LICENSE APPLICATION TO INCLUDE
CERTAIN NOTICE; REQUIRING MARRIAGE LICENSE TO
INCLUDE NAME EACH PARTY INTENDS TO KEEP OR TAKE
DURING MARRIAGE RELATIONSHIP; PROVIDING FOR
CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 5.1 of Title 43, unless there is
created a duplication in numbering, reads as follows:

Every application for a marriage license shall contain a statement to the following effect:

NOTICE TO APPLICANTS

1. A person's last name (surname) does not automatically change upon marriage, and neither party to the marriage must change his or her last name. Parties to a marriage need not have the same last name;

2. One or both parties to a marriage may elect to change the surname by which he or she wishes to be known after the solemnization of the marriage by entering the new name in the space below. Such entry shall consist of one of the following surnames:

- a. the surname of the other spouse,
- b. any former surname of either spouse,
- c. a name combining into a single surname all or a segment of the premarriage surname or any former surname of each spouse, or
- d. a combination name separated by a hyphen, provided that each part of such combination surname is the premarriage surname, or any former surname, of each of the spouses;

3. The use of this option of selecting a new surname will have the effect of providing a record of the change of name. The marriage certificate, containing the new name, if any, constitutes proof that the use of the new name, or the retention of the former name, is lawful; and

4. Neither the use of, nor the failure to use, this option of selecting a new surname by means of this application abrogates the right of each person to adopt a different name at some future date.

(Optional - Enter new surname above)

SECTION 2. AMENDATORY 43 O.S. 1991, Section 6, is amended to read as follows:

Section 6. The license ~~herein provided for~~ required by Section 4 of this title shall contain ~~the~~;

1. The date of its issuance;

2. The name of the district court, ~~the~~;

3. The name of the city or town and county in which it is located, ~~the~~;

4. The full names of the persons to be married thereunder, ~~their ages~~;

5. The name each party intends to keep or take as such person's legal name during the marriage relationship which shall consist of one of the following surnames:

a. the surname of the other spouse,

b. any former surname of either spouse,

c. a name combining into a single surname all or a segment of the premarriage surname or any former surname of each spouse, or

d. a combination name separated by a hyphen, provided that each part of such combination surname is the premarriage surname, or any former surname, of each of the spouses;

6. Each party's age and places of residence ~~and shall be directed~~;

7. A direction to any person authorized by law to perform and solemnize the marriage ceremony, ~~and shall fix the~~;

8. A fixed time of the return thereof, which shall not be more than thirty (30) days from the date of its issuance;

~~and shall contain a~~

9. A blank certificate to be made out by the person solemnizing or performing the marriage ceremony thereunder.

SECTION 3. This act shall become effective January 1, 1993."

Passed the Senate the 16th day of April, 1992.

President of the Senate

Passed the House of Representatives the ____ day of
_____, 1992.

Speaker of the House of
Representatives