

CS for EHB 2134

THE STATE SENATE  
Tuesday, April 6, 2004

Committee Substitute for  
ENGROSSED

House Bill No. 2134

COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 2134 - By: PETERS  
and ADKINS of the House and RILEY of the Senate.

An Act relating to marriage and family; amending 43 O.S.  
2001, Section 36, which relates to issuance of marriage  
licenses; deleting certain requirements for issuing a  
marriage license; repealing 43 O.S. 2001, Sections 31, 32,  
33, 34, 35 and 37, which relate to premarital examination  
for syphilis; and providing an effective date.

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

SECTION 1. AMENDATORY 43 O.S. 2001, Section 36, is  
amended to read as follows:

Section 36. Marriage licenses shall be issued to all applicants  
~~who have complied with the provisions of this act and who are~~  
~~otherwise~~ entitled under the laws of the State of Oklahoma to apply  
~~therefor~~ for a marriage license and to contract matrimony. Any  
person obtaining ~~such~~ a marriage license from the court clerk shall  
deliver ~~said~~ the license, within ten (10) days from the date of  
issue, to the ~~clergyman~~ clergy or other qualified person who is to  
officiate before the marriage can be performed. ~~Each such license,~~  
~~when issued, shall have endorsed thereon or annexed thereto, at the~~  
~~end thereof, a statement, subscribed by the person issuing the~~

1 ~~license, that the application for the license was accompanied by~~  
2 ~~papers complying with the applicable requirements of Sections 1 and~~  
3 ~~3 of this act relative to examination and health of the parties or,~~  
4 ~~if such compliance was dispensed with, wholly or partly, by order of~~  
5 ~~the judge of the district court, a statement to that effect. The~~  
6 ~~license issued, including the above statement, or including said~~  
7 ~~statement in the certificate duly signed by the person who shall~~  
8 ~~have performed the marriage therein authorized, shall be returned by~~  
9 ~~him~~ the clergy or other qualified person who officiated the marriage  
10 to the licensing authority who issued the same within five (5) days  
11 succeeding the date of the performance of the marriage therein  
12 authorized, ~~and any.~~ Any person or persons who shall willfully  
13 neglect to make such return within the time above required shall be  
14 deemed guilty of a misdemeanor and, upon conviction thereof, shall  
15 be punished by a fine of not less than One Hundred Dollars (\$100.00)  
16 for each and every offense.

17 SECTION 2. REPEALER 43 O.S. 2001, Sections 31, 32, 33,  
18 34, 35 and 37, are hereby repealed.

19 SECTION 3. This act shall become effective January 1, 2005.

20 COMMITTEE REPORT BY: COMMITTEE ON HUMAN RESOURCES, dated 4-1-04 - DO  
21 PASS, As Amended.