

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1455

By: Denney

AS INTRODUCED

An Act relating to marriage; prohibiting the recognition of common law marriage in Oklahoma; providing exception; 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 3.2 of Title 43, unless there is created a duplication in numbering, reads as follows:

A. Except as otherwise provided for in this section, on and after November 1, 2005, a common law marriage shall not be recognized as a valid form of marriage in Oklahoma.

B. Any common law marriage recognized as valid by an Oklahoma court of competent jurisdiction in this state prior to November 1, 2005, shall continue to be recognized as valid in this state.

C. Except for a common law marriage recognized as valid by an out-of-state court of competent jurisdiction prior to November 1, 2005, a common law marriage recognized in another state on or after November 1, 2005, shall not be recognized as valid and binding in this state in accordance with paragraph (3) of subsection (b) of Section 713 of Title 12 of the Oklahoma Statutes.

SECTION 2. This act shall become effective November 1, 2005.

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