



House of Representatives

General Assembly

File No. 71

February Session, 2016

Substitute House Bill No. 5357

House of Representatives, March 21, 2016

The Committee on Veterans' Affairs reported through REP. HENNESSY of the 127th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING MARRIAGE LICENSES FOR ACTIVE DUTY MILITARY PERSONNEL.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 46b-25 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 [No] (a) Except as provided in subsection (b) of this section, no
4 license may be issued by the registrar until both persons have
5 appeared before the registrar and made application for a license. The
6 registrar shall issue a license to any two persons eligible to marry
7 under this chapter. The license shall be completed in its entirety, dated,
8 signed and sworn to by each applicant and shall state each applicant's
9 name, age, race, birthplace, residence, whether single, widowed or
10 divorced and whether under the supervision or control of a
11 conservator or guardian. The Social Security numbers of both persons
12 shall be recorded in the "administrative purposes" section of the
13 license. If the license is signed and sworn to by the applicants on
14 different dates, the later date shall be deemed the date of application.

15 (b) The registrar shall issue a license to a member of the armed
 16 forces, as defined in subsection (a) of section 27-103, who is on active
 17 duty and absent from this state and the person with whom such
 18 member makes application for such license, provided (1) such person
 19 appears before the registrar and provides a statement (A) sworn to by
 20 such member of the armed forces before an individual described in
 21 subdivision (14) of section 1-24, and (B) signed under penalty of false
 22 statement by both such member of the armed forces and such
 23 individual, (2) the statement indicates that such member of the armed
 24 forces (A) is on active duty and absent from this state, and (B) intends
 25 to make application for a license with such person, and (3) the
 26 application for a license otherwise complies with the requirements of
 27 subsection (a) of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	46b-25

VA *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill creates an exemption for the application of a marriage license for active duty military personnel and does not result in a fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**sHB 5357*****AN ACT CONCERNING MARRIAGE LICENSES FOR ACTIVE DUTY MILITARY PERSONNEL.*****SUMMARY:**

This bill creates an exception to the law prohibiting a registrar of vital statistics from issuing a marriage license unless both parties appear before him or her and submit the license application. It requires the registrar to issue the license when one of the applicants is an armed forces member serving on active duty out of state, provided the co-applicant appears before the registrar and provides a specific sworn statement signed by the armed forces member and the application otherwise complies with existing law (see BACKGROUND).

Under the bill, the armed forces member must make a sworn statement before a U.S. Armed Forces judge advocate, U.S. Coast Guard law specialist, or any of the following armed forces members: adjutant, assistant adjutant, acting adjutant or personnel adjutant, commanding officer, executive officer, or officer whose rank is lieutenant commander or major or above. The statement must (1) indicate that the member is on active duty out of state and intends to apply for a license with the co-applicant and (2) be signed under penalty of false statement by both the armed forces member and the individual before whom it was made.

EFFECTIVE DATE: Upon passage

BACKGROUND***Marriage License Application***

By law, a marriage license must be signed and sworn to by each applicant and must state each applicant's name, age, race, birthplace,

residence, Social Security number, and marital status. It must also indicate whether the applicants are under the supervision or control of a conservator or guardian. Both parties must be eligible to marry.

COMMITTEE ACTION

Veterans' Affairs Committee

Joint Favorable Substitute

Yea 13 Nay 0 (03/03/2016)