

HOUSE BILL NO. HB0060

Underage marriage-exceptions repeal.

Sponsored by: Representative(s) Pelkey, Barlow, Blackburn,
Connolly, Freeman and Zwonitzer and Senator(s)
Case and Rothfuss

A BILL

for

1 AN ACT relating to the marriageable age; amending the minimum
2 marriageable age; providing conforming amendments; providing
3 applicability; and providing for an effective date.

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5 *Be It Enacted by the Legislature of the State of Wyoming:*

6

7 **Section 1.** W.S. 20-1-102(a) and (b), 20-1-103(c)(ii)
8 and 20-1-105(a) are amended to read:

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10 **20-1-102. Minimum marriageable age.**

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12 (a) At the time of marriage the parties shall be at
13 least ~~sixteen (16)~~ eighteen (18) years of age. ~~except as~~
14 ~~otherwise provided.~~

15

1 (b) All marriages involving a person under ~~sixteen (16)~~
2 eighteen (18) years of age are prohibited and ~~voidable, unless~~
3 ~~before contracting the marriage a judge of a court of record~~
4 ~~in Wyoming approves the marriage and authorizes the county~~
5 ~~clerk to issue a license therefor~~ void.

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7 **20-1-103. License; required.**

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9 (c) Unless there is an order to waive the requirements
10 of this section by a judge of a court of record in the county
11 pursuant to W.S. 20-1-105, the clerk shall refuse to issue a
12 license if:

13

14 (ii) There is any legal impediment. ~~;- or~~

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16 **20-1-105. Judge may order license issued.**

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18 (a) If any county clerk refuses to issue a license to
19 marry, or in case of circumstances arising which would
20 necessitate the waiver of any one (1) or more of the
21 requirements of W.S. ~~20-1-102 and~~ 20-1-103(b) and (c), either
22 applicant for the license may apply to the district court of
23 the county for the issuance of a license without compliance

1 with one (1) or more of those requirements. If the judge finds
2 that a license should be issued, or such circumstances exist
3 that it is proper that any one (1) or more of the requirements
4 should be waived, the judge may order in writing the issuance
5 of the license. Upon the order of the judge being filed with
6 the county clerk, the county clerk shall issue the license at
7 the time specified in the order. No fee or court costs shall
8 be charged or taxed for the order.

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10 **Section 2.** W.S. 20-1-102(c), 20-1-103(c)(iii),
11 20-1-105(b) and 20-2-101(b) are repealed.

12

13 **Section 3.** This act shall apply to all marriages
14 entered into on and after July 1, 2019.

15

16 **Section 4.** This act is effective July 1, 2019.

17

18

(END)