

HB0134S01 compared with HB0134

~~text~~ shows text that was in HB0134 but was deleted in HB0134S01.

text shows text that was not in HB0134 but was inserted into HB0134S01.

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Representative Anthony E. Loubet proposes the following substitute bill:

MARRIAGE MODIFICATIONS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: {}Anthony E. Loubet

Senate Sponsor: {}Karen Kwan

LONG TITLE

General Description:

This bill addresses marriage.

Highlighted Provisions:

This bill:

- ▶ addresses the validation and recognition of a marriage regardless of the race, ethnicity, or national original of the parties to the marriage;
- ▶ addresses the issuance of a marriage license and the solemnization of a marriage;
- ▶ repeals a provision on interracial marriage; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

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None

Utah Code Sections Affected:

ENACTS:

30-1-2.4, Utah Code Annotated 1953

REPEALS:

30-1-2.2, as last amended by Laws of Utah 1995, Chapter 20

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **30-1-2.4** is enacted to read:

30-1-2.4. Recognition and validation of a marriage regardless of the race, ethnicity, or national origin of the parties.

~~(1) As used in this section {, "governmental entity" means the state, a county, a municipality, a special district, a special service district, a school district, a state institution of higher education, or any other political subdivision or administrative unit of the state.~~

~~_____ (2) (a) A }:~~

~~(a) "Eligible couple" means two individuals that may legally marry each other in this state.~~

~~(b) "Specified characteristic" means the race, ethnicity, or national origin of a party to the marriage.~~

~~(2) Regardless of the date of the marriage, a marriage between two individuals may not be deemed invalid or prohibited {on the basis of the race, ethnicity, or national origin of those individuals.~~

~~_____ (b) A marriage between two individuals that was not valid or legal before July 1, 1965, on the basis of the race, ethnicity, or national origin of those individuals is considered valid and legal in this state.~~

~~_____ (3) (a) A } because of a specified characteristic.~~

~~(3) The office of a county clerk may not refuse to issue a marriage license {on the basis of the race, ethnicity, or national origin of the individuals applying for the marriage license.~~

~~_____ (b) If an employee or public official of a governmental entity is authorized to solemnize a marriage under Section 30-1-6, the employee or public official } to an eligible couple because of a specified characteristic.~~

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(4) (a) The office of a county clerk may not refuse to solemnize ~~fa marriage on the~~
~~basis of the race, ethnicity, or national origin of the parties to the marriage.~~

~~(4) A governmental entity, or an employee or public official of a governmental entity,~~
~~may not deny a right or claim arising from a valid and legal marriage between two individuals~~
~~on the basis of the race, ethnicity, or national origin of those individuals}~~ the marriage of an
eligible couple because of a specified characteristic.

(b) Subsection (4)(a) does not prevent a county clerk from delegating or deputizing
another individual to solemnize a marriage in accordance with Subsections 17-20-4(2) and
30-1-6(2)(l).

Section 2. **Repealer.**

This bill repeals:

Section **30-1-2.2, Validation of interracial marriages.**

Section 3. **Effective date.**

This bill takes effect on May 1, 2024.