

**COUNTY CLERK AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Todd D. Weiler**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies provisions related to the solemnization of marriages.

**Highlighted Provisions:**

This bill:

- ▶ requires that at least one party to a marriage solemnized in Utah be physically present in the state at the time of solemnization of marriage; and
- ▶ updates language for clarity.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**30-1-5**, as last amended by Laws of Utah 2011, Chapter 297

**30-1-7**, as last amended by Laws of Utah 2021, Chapter 305

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

Section 1. Section **30-1-5** is amended to read:

**30-1-5. Marriage solemnization -- Before unauthorized person -- Validity.**

(1) A marriage solemnized before a person professing to have authority to perform



28 marriages may not be invalidated for lack of authority, if consummated in the belief of the  
29 parties or either of them that the person had authority and that they have been lawfully married.

30 (2) [~~This~~] Except as otherwise explicitly provided by law, this section may not be  
31 construed to validate a marriage that:

32 (a) is prohibited or void under Section 30-1-2~~[-]~~; or

33 (b) fails to meet the requirements of Section 30-1-7.

34 Section 2. Section **30-1-7** is amended to read:

35 **30-1-7. Marriage licenses -- Use within state -- Physical presence required --**

36 **Expiration.**

37 (1) No marriage may be solemnized in this state without a license issued by the county  
38 clerk of any county of this state.

39 (2) A license issued within this state by a county clerk may only be used within this  
40 state.

41 (3) Beginning May 1, 2024, at least one of the individuals being married must be  
42 physically present in the state at the time of solemnization of the marriage.

43 [~~3~~] (4) A license that is not used within 32 days after the day on which the licensed is  
44 issued is void.

45 Section 3. **Effective date.**

46 This bill takes effect on May 1, 2024.