SENATE BILL NO. 308

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Introduced: 3/14/96
Referred: HES, JUD

A BILL

FOR AN ACT ENTITLED

"An Act clarifying a statute relating to persons who may legally marry; relating to same-sex marriages; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 25.05.011(a) is amended to read:

(a) Marriage is a civil contract entered into by one man and one woman that requires both a license and solemnization. The man and the woman must each be at least one of the following: [THAT MAY BE ENTERED INTO BY]

(1) [A PERSON WHO IS] 18 years of age or older and [WHO IS] otherwise capable;

(2) qualified [THOSE WHO QUALIFY] for a license under AS 25.05.171; or

(3) a member of the armed forces of the United States while on active duty.
*Sec. 2.* AS 25.05 is amended by adding a new section to read:

Sec. 25.05.013. SAME-SEX MARRIAGES. (a) A marriage entered into by persons of the same sex, either under common law or under statute, that is recognized by another state or foreign jurisdiction is void in this state, and contractual rights granted by virtue of the marriage, including its termination, are unenforceable in this state.

(b) A same-sex relationship may not be recognized by the state as being entitled to the benefits of marriage.

*Sec. 3.* APPLICABILITY. AS 25.05.013, enacted by sec. 2 of this Act, applies to all marriages entered into in other jurisdictions, whether entered into before, on, or after the effective date of this Act.

*Sec. 4.* This Act takes effect immediately under AS 01.10.070(c).