

**HOUSE BILL NO. 236**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

**BY REPRESENTATIVES TALERICO, Lynn**

**Introduced: 1/19/16**

**Referred: Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1   **"An Act relating to marriage solemnization."**

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

3    \* **Section 1.** AS 25.05.261 is amended by adding new subsections to read:

4                   (c) Nothing in this section creates or implies a duty on a person authorized to  
5       solemnize a marriage under (a)(1) or (3) of this section to

6                         (1) solemnize a marriage; or

7                         (2) provide services, accommodations, facilities, goods, or privileges  
8       for a purpose related to the solemnization, formation, or celebration of a marriage.

9                   (d) A person permitted to solemnize a marriage under (a)(1) or (3) of this  
10       section is not subject to criminal or civil liability for refusing to solemnize a marriage  
11       or refusing to provide services, accommodations, facilities, goods, or privileges for a  
12       purpose related to the solemnization, formation, or celebration of a marriage.

13                   (e) The state or a municipality may not penalize a person who is permitted to  
14       solemnize a marriage under (a)(1) or (3) of this section for refusing to solemnize a  
15       marriage or refusing to provide services, accommodations, facilities, goods, or

1 privileges for a purpose related to the solemnization, formation, or celebration of a  
2 marriage. In this subsection, "penalize" means to take an action affecting a benefit or  
3 privilege guaranteed to the person by law, including a tax exemption or state or  
4 municipal contract, grant, or license.