

AMENDMENT

#1 Adopted

OFFERED IN THE HOUSE

BY REPRESENTATIVE KOPP

TO: CSHB 20(), Draft Version "J"

- 1 Page 2, lines 1 - 4:
- 2 Delete all material and insert:
- 3 **"(4) by an individual holding an elective public office in the state.**
- 4 * **Sec. 2.** AS 25.05.261 is amended by adding a new subsection to read:
- 5 (c) Nothing in this section creates or implies a duty on a person authorized to
- 6 solemnize a marriage under (a)(1), (3), or (4) of this section to solemnize a marriage."
- 7
- 8 Renumber the following bill section accordingly.

AMENDMENT

2 Failed

OFFERED IN THE HOUSE
TO: CSHB 20(STA)

BY REPRESENTATIVE EASTMAN

1 Page 1, line 1:

2 Delete "**elected public officials**"

3 Insert "**any person**"

4

5 Page 1, line 4, through page 2, line 11:

6 Delete all material and insert:

7 "*** Section 1.** AS 25.05.261(a) is amended to read:

8 (a) Marriages may be solemnized **by any person in the state**

9

10 [(1) BY A MINISTER, PRIEST, OR RABBI OF ANY CHURCH OR
11 CONGREGATION IN THE STATE, OR BY A COMMISSIONED OFFICER OF
12 THE SALVATION ARMY, OR BY THE PRINCIPAL OFFICER OR ELDER OF
13 RECOGNIZED CHURCHES OR CONGREGATIONS THAT TRADITIONALLY
14 DO NOT HAVE REGULAR MINISTERS, PRIESTS, OR RABBIS, ANYWHERE
15 WITHIN THE STATE;

16 (2) BY A MARRIAGE COMMISSIONER OR JUDICIAL OFFICER
17 OF THE STATE ANYWHERE WITHIN THE JURISDICTION OF THE
18 COMMISSIONER OR OFFICER; OR

19 (3) BEFORE OR IN ANY RELIGIOUS ORGANIZATION OR
20 CONGREGATION ACCORDING TO THE ESTABLISHED RITUAL OR FORM
21 COMMONLY PRACTICED IN THE ORGANIZATION OR CONGREGATION].

* **Sec. 2.** AS 22.15.100(3); AS 25.05.081, 25.05.281, and 25.05.371 are repealed."

AMENDMENT #3 Failed

OFFERED IN THE HOUSE
TO: CSHB 20(STA)

BY REPRESENTATIVE EASTMAN

1 Page 2, lines 1 - 3:

2 Delete "nothing in this paragraph requires or obligates an individual holding an
3 elective public office in the state to solemnize a marriage"

4

5 Page 2, following line 3:

6 Insert a new bill section to read:

7 "* Sec. 2. AS 25.05.261 is amended by adding a new subsection to read:

8 (c) Nothing in this section requires or obligates an individual or organization
9 authorized to solemnize a marriage under (a) of this section to solemnize a marriage."

10

11 Renumber the following bill section accordingly.

AMENDMENT

#4 Withdrawn

OFFERED IN THE HOUSE

BY REPRESENTATIVE EASTMAN

TO: CSHB 20(STA)

1 Page 2, lines 1 - 3:

2 Delete all material and insert:

3 **"(4) by an individual holding an elective public office in the state."**

4 * Sec. 2. AS 25.05.261 is amended by adding new subsections to read:

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

7 (1) solemnize a marriage; or

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

10 (d) A person permitted to solemnize a marriage under (a)(1), (3), or (4) of this
11 section is not subject to criminal or civil liability for refusing to solemnize a marriage
12 or refusing to provide services, accommodations, facilities, goods, or privileges for a
13 purpose related to the solemnization, formation, or celebration of a marriage.

14 (e) The state or a municipality may not penalize a person who is permitted to
15 solemnize a marriage under (a)(1), (3), or (4) of this section for refusing to solemnize
16 a marriage or refusing to provide services, accommodations, facilities, goods, or
17 privileges for a purpose related to the solemnization, formation, or celebration of a
18 marriage. In this subsection, "penalize" means to take an action affecting a benefit or
19 privilege guaranteed to the person by law, including a tax exemption or state or
20 municipal contract, grant, or license."

21

22 Renumber the following bill section accordingly.

AMENDMENT

#5 Failed

OFFERED IN THE HOUSE
TO: CSHB 20(STA)

BY REPRESENTATIVE EASTMAN

- 1 Page 2, following line 3:
- 2 Insert a new bill section to read:
- 3 "* **Sec. 2.** AS 25.05.261 is amended by adding a new subsection to read:
- 4 (c) Nothing in this section requires or obligates an imam of any mosque in the
- 5 state to solemnize a marriage."
- 6
- 7 Renumber the following bill sections accordingly.

AMENDMENT

#6 Failed

OFFERED IN THE HOUSE

BY REPRESENTATIVE EASTMAN

TO: CSHB 20(STA)

- 1 Page 1, line 9, following "state;":
- 2 Insert "**nothing in this paragraph requires or obligates a minister, priest, or rabbi**
- 3 **of any church or congregation to solemnize a marriage;**"

AMENDMENT

#7 Failed

OFFERED IN THE HOUSE

BY REPRESENTATIVE EASTMAN

TO: CSHB 20(STA)

- 1 Page 1, line 9, following "state;":
- 2 Insert "**nothing in this paragraph requires or obligates a commissioned officer of**
- 3 **the Salvation Army to solemnize a marriage;**"

AMENDMENT

8 Failed

OFFERED IN THE HOUSE
TO: CSHB 20(STA)

BY REPRESENTATIVE EASTMAN

- 1 Page 1, line 9, following "state;":
- 2 Insert "nothing in this paragraph requires or obligates the principal officer or
- 3 elder of a recognized church or congregation to solemnize a marriage;"

AMENDMENT

#9 Failed

OFFERED IN THE HOUSE
TO: CSHB 20(STA)

BY REPRESENTATIVE EASTMAN

- 1 Page 1, line 11, following "officer;":
- 2 Insert "**nothing in this paragraph requires or obligates a marriage commissioner**
- 3 **or judicial officer to solemnize a marriage;**"

AMENDMENT

10

OFFERED IN THE HOUSE
TO: CSHB 20(STA)

BY REPRESENTATIVE EASTMAN

- 1 Page 1, line 13, following "congregation₁":
- 2 Insert "**nothing in this paragraph requires or obligates a religious organization or**
- 3 **congregation to solemnize a marriage;**"

AMENDMENT

11

OFFERED IN THE HOUSE
TO: CSHB 20(STA)

BY REPRESENTATIVE EASTMAN

1 Page 2, lines 7 - 9:

2 Delete "minister, priest, or rabbi of a church or congregation in the state, [OR] a
3 judicial officer, a [OR] marriage commissioner, or an individual holding an elective public
4 office in the state"

5 Insert "person authorized to solemnize marriages in the state under
6 AS 25.05.261(a) [MINISTER, PRIEST, OR RABBI OF A CHURCH OR CONGREGATION
7 IN THE STATE OR A JUDICIAL OFFICER OR MARRIAGE COMMISSIONER]"

AMENDMENT #12

OFFERED IN THE HOUSE
TO: CSHB 20(STA)

BY REPRESENTATIVE EASTMAN

1 Page 2, following line 11:

2 Insert a new bill section to read:

3 "* **Sec. 3.** AS 25.05.311 is amended to read:

4 **Sec. 25.05.311. Marriage without solemnization.** A marriage contracted after
5 January 1, 1964, is void unless the marriage has been solemnized as provided in this
6 chapter. [IF THE PARTIES TO A MARRIAGE VOID FOR FAILURE TO
7 SOLEMNIZE THE MARRIAGE VALIDATE THE MARRIAGE BY COMPLYING
8 WITH THE REQUIREMENTS OF THIS CHAPTER, THE ISSUE OF THE VOID
9 MARRIAGE ARE LEGITIMATE.]"

#13

AMENDMENT

OFFERED IN THE HOUSE

BY REPRESENTATIVE EASTMAN

TO: Amendment J.1 to CSHB 20(), Draft Version "J"

- 1 Page 1, line 5 of the amendment, following "duty":
- 2 Insert "or obligation"
- 3
- 4 Page 1, line 6 of the amendment:
- 5 Delete the second occurrence of "a"
- 6 Insert "any"