



LAWS OF ALASKA

1996

Source
SB 308

Chapter No.
21

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:

THE ACT FOLLOWS ON PAGE 1

Permitted to become law without signature
Actual Effective Date: May 7, 1996

AN ACT

1 Clarifying a statute relating to persons who may legally marry; relating to same-sex marriages;
2 and providing for an effective date.

3

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

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

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

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

13 (3) a member of the armed forces of the United States while on active
14 duty.

Chapter 21

1 * **Sec. 2.** AS 25.05 is amended by adding a new section to read:

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

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

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

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