

Introduced: 1/13/81
Referred: Health, Education &
Social Services and Judiciary

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 41

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to premarital blood tests; and pro-
7 viding for an effective date."

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

9 * Section 1. AS 25.05.091 is amended to read:

10 Sec. 25.05.091. APPLICATION FOR LICENSE. One of the contracting
11 parties to a prospective marriage shall, at least three days before
12 the time of issuance, file with the licensing officer written, verbal,
13 or telegraphic application for a license. Before issuance of the li-
14 cense, each contracting party [SHALL FILE WITH THE SAME LICENSING OF-
15 FICER A PREMARITAL CERTIFICATE: AND] shall make a statement under oath
16 that the contemplated marriage meets the requirements of law, giving
17 the names, relationship if any, residence, occupation, and age of each
18 party; naming guardians of any party under the legal age for marriage;
19 and describing any prior marriage or marriages of either party, and
20 the manner of dissolution of them. This statement may be made and ex-
21 ecuted before a notary public or postmaster who shall certify it to
22 the licensing officer.

23 * Sec. 2. AS 25.05.221(a) is amended to read:

24 Sec. 25.05.221. FORMS. (a) Forms for application, statements,
25 consent of parents, affidavits, licenses, and other forms necessary
26 to comply with this chapter shall be prescribed by the registrar and
27 provided at the expense of the state. The registrar shall furnish all
28 necessary forms to each licensing officer. He shall provide him with
29 a suitable book in which to keep the marriage license docket. [THE

1 FORMS FOR THE PREMARITAL CERTIFICATE SHALL BE PROVIDED AND DISTRIBUTED
2 BY THE DEPARTMENT TO APPROVED LABORATORIES OR CLINICS INSIDE THE STATE
3 AND TO PROPER AUTHORITIES IN AN OFFICIAL STATE OR CANADIAN PROVINCE
4 PUBLIC HEALTH LABORATORY. A PREMARITAL CERTIFICATE WHICH HAS BEEN
5 APPROVED BY THE PROPER AUTHORITY IN A STATE OR CANADIAN PROVINCE RE-
6 QUIRING PREMARITAL EXAMINATIONS FOR INFECTIOUS OR HERITABLE DISEASE
7 SHALL BE ACCEPTED IN ALASKA.]

8 * Sec. 3. AS 25.05.341 is amended to read:

9 Sec. 25.05.341. MISPRESENTATION [AND VIOLATION OF CONFIDENCE].

10 A person who misrepresents a fact required to be stated on the appli-
11 cation for a license or a form related to it; or a licensing officer
12 [WHO ISSUES A MARRIAGE LICENSE WITHOUT THE REQUIRED PREMARITAL CERTIF-
13 ICATES OR WAIVER ORDER, OR] who issues a marriage license having rea-
14 son to believe that any material facts have been misrepresented[; OR
15 A STATE OFFICIAL OR EMPLOYEE WHO KNOWINGLY AND WILFULLY DISCLOSES TO
16 AN UNAUTHORIZED PERSON ANY INFORMATION DISCLOSING IDENTITY FOR A PRE-
17 MARITAL LABORATORY REPORT; OR A PERSON WHO OTHERWISE FAILS TO COMPLY
18 WITH THE PROVISIONS OF THE PREMARITAL EXAMINATION REQUIREMENTS OF THIS
19 CHAPTER,] is guilty of a misdemeanor, and upon conviction is punish-
20 able by a fine of not more than \$500.

21 * Sec. 4. AS 25.05.101, 25.05.105, 25.05.131 - 25.05.151, 25.05.181, and
22 25.05.201 are repealed.

23 * Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-
24 070(c).