

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 9, Section  
2 252.069, Line 3, by inserting immediately after said section and line the following:

3  
4 "451.020. All marriages between parents and children, including grandparents and  
5 grandchildren of every degree, between brothers and sisters of the half as well as the whole blood,  
6 between uncles and nieces, aunts and nephews, first cousins, and between persons who lack capacity  
7 to enter into a marriage contract, are presumptively void; and it shall be unlawful for any city,  
8 county or state official having authority to issue marriage licenses to issue such marriage licenses to  
9 the persons heretofore designated, and any such official who shall issue such licenses to the persons  
10 aforesaid knowing such persons to be within the prohibition of this section shall be deemed guilty of  
11 a misdemeanor; and this prohibition shall apply to persons born out of lawful wedlock as well as  
12 those in lawful wedlock. It shall be presumed that marriages between persons who lack capacity to  
13 enter into a marriage contract are prohibited ~~[unless the court having jurisdiction over such persons~~  
14 ~~approves the marriage]~~.

15 451.090. 1. No recorder shall, in any event ~~[except as herein provided]~~, issue a license  
16 authorizing the marriage of any person under ~~[fifteen]~~ seventeen years of age~~[- provided, however,~~  
17 ~~that such license may be issued on order of a circuit or associate circuit judge of the county in which~~  
18 ~~the license is applied for, such license being issued only for good cause shown and by reason of~~  
19 ~~such unusual conditions as to make such marriage advisable]~~.

20 2. No recorder shall issue a license authorizing the marriage of any male under the age of  
21 eighteen years or of any female under the age of eighteen years, except with the consent of his or  
22 her custodial parent or guardian, which consent shall be given at the time, in writing, stating the  
23 residence of the person giving such consent, signed and sworn to before an officer authorized to  
24 administer oaths.

25 3. The recorder shall state in every license whether the parties applying for same, one or  
26 either or both of them, are of age, or whether the male is under the age of eighteen years or the  
27 female under the age of eighteen years, and if the male is under the age of eighteen years or the  
28 female is under the age of eighteen years, the name of the custodial parent or guardian consenting to  
29 such marriage. Applicants shall provide proof of age to the recorder in the form of a certified copy  
30 of the applicant's birth certificate, the applicant's driver's license, or the applicant's passport, which  
31 shall then be documented by the recorder."; and

32  
33 Further amend said bill by amending the title, enacting clause, and intersectional references  
34 accordingly.

Action Taken \_\_\_\_\_ Date \_\_\_\_\_