

1                                   A bill to be entitled  
 2           An act relating to marriage licenses; amending s.  
 3           741.0305, F.S.; conforming a provision; amending s.  
 4           741.04, F.S.; deleting an exception for persons under  
 5           18 years of age to be issued a marriage license;  
 6           deleting the requirement that one party be male and  
 7           the other party be female to be issued a marriage  
 8           license; repealing s. 741.0405, F.S., relating to the  
 9           issuance of marriage licenses to persons under 18  
 10          years of age; reenacting s. 741.05, F.S., relating to  
 11          penalties for certain violations related to the  
 12          issuance of marriage licenses; providing an effective  
 13          date.

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 15   Be It Enacted by the Legislature of the State of Florida:

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 17           Section 1. Subsection (1) of section 741.0305, Florida  
 18   Statutes, is amended to read:

19           741.0305 Marriage fee reduction for completion of  
 20   premarital preparation course.—

21           (1) Two parties ~~A man and a woman~~ who intend to apply for  
 22   a marriage license under s. 741.04 may, together or separately,  
 23   complete a premarital preparation course of not less than 4  
 24   hours. Each individual shall verify completion of the course by  
 25   filing with the application a valid certificate of completion

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26 | from the course provider, which certificate shall specify  
27 | whether the course was completed by personal instruction,  
28 | videotape instruction, instruction via other electronic medium,  
29 | or a combination of those methods. All individuals who complete  
30 | a premarital preparation course pursuant to this section must be  
31 | issued a certificate of completion at the conclusion of the  
32 | course by their course provider. Upon furnishing such  
33 | certificate when applying for a marriage license, the  
34 | individuals shall have their marriage license fee reduced by  
35 | \$32.50.

36 |       Section 2. Subsection (1) of section 741.04, Florida  
37 | Statutes, is amended to read:

38 |       741.04 Marriage license issued.-

39 |       (1) No county court judge or clerk of the circuit court in  
40 | this state shall issue a license for the marriage of any person  
41 | unless there shall be first presented and filed with him or her  
42 | an affidavit in writing, signed by both parties to the marriage,  
43 | providing the social security numbers or any other available  
44 | identification numbers of each party, made and subscribed before  
45 | some person authorized by law to administer an oath, reciting  
46 | the true and correct ages of such parties; unless both such  
47 | parties shall be over the age of 18 years, ~~except as provided in~~  
48 | ~~s. 741.0405; and unless one party is a male and the other party~~  
49 | ~~is a female.~~ Pursuant to the federal Personal Responsibility and  
50 | Work Opportunity Reconciliation Act of 1996, each party is

51 required to provide his or her social security number in  
52 accordance with this section. The state has a compelling  
53 interest in promoting not only marriage but also responsible  
54 parenting, which may include the payment of child support. Any  
55 person who has been issued a social security number shall  
56 provide that number. Disclosure of social security numbers or  
57 other identification numbers obtained through this requirement  
58 shall be limited to the purpose of administration of the Title  
59 IV-D program for child support enforcement. Any person who is  
60 not a citizen of the United States may provide either a social  
61 security number or an alien registration number if one has been  
62 issued by the United States Bureau of Citizenship and  
63 Immigration Services. Any person who is not a citizen of the  
64 United States and who has not been issued a social security  
65 number or an alien registration number is encouraged to provide  
66 another form of identification. Nothing in this subsection shall  
67 be construed to mean that a county court judge or clerk of the  
68 circuit court in this state shall not issue a marriage license  
69 to individuals who are not citizens of the United States if one  
70 or both of the parties are unable to provide a social security  
71 number, alien registration number, or other identification  
72 number.

73 Section 3. Section 741.0405, Florida Statutes, is  
74 repealed.

75 Section 4. For the purpose of incorporating the amendment

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76 | made by this act to section 741.04, Florida Statutes, in a  
77 | reference thereto, section 741.05, Florida Statutes, is  
78 | reenacted to read:

79 |       741.05 Penalty for violation of ss. 741.03, 741.04(1).—Any  
80 | county court judge, clerk of the circuit court, or other person  
81 | who shall violate any provision of ss. 741.03 and 741.04(1)  
82 | shall be guilty of a misdemeanor of the first degree, punishable  
83 | as provided in s. 775.082 or s. 775.083.

84 |       Section 5. This act shall take effect July 1, 2018.