

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Nuñez offered the following:

2
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Section 741.0405, Florida Statutes, is amended
6 to read:

7 741.0405 When marriage license may be issued to persons
8 under 18 years.—

9 (1) Notwithstanding s. 743.015, if either of the parties
10 is shall be under the age of 18 years but at least 16 years of
11 age and one party is no more than 2 years older than the other,
12 the county court judge or clerk of the circuit court shall issue

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13 a license for ~~the marriage of such party~~ only if the parties
14 present and file with him or her:

15 (a) A written statement of a licensed physician verifying
16 pregnancy.

17 (b) An affidavit affirming paternity, signed by both
18 parties.

19 ~~(c) There is first presented and filed with him or her~~ The
20 written consent of the parents or guardian of each such minor to
21 such marriage, acknowledged before an some officer authorized by
22 law to take acknowledgments and administer oaths. However, the
23 license shall be issued without parental consent when both
24 parents of each such minor are deceased at the time of ~~making~~
25 application, ~~or~~ when each such minor to such marriage has been
26 married previously, or each minor to such marriage has had
27 disabilities of nonage removed pursuant to s. 743.015.

28 ~~(2) The county court judge of any county in the state may,~~
29 ~~in the exercise of his or her discretion, issue a license to~~
30 ~~marry to any male or female under the age of 18 years, upon~~
31 ~~application of both parties sworn under oath that they are the~~
32 ~~parents of a child.~~

33 ~~(3) When the fact of pregnancy is verified by the written~~
34 ~~statement of a licensed physician, the county court judge of any~~
35 ~~county in the state may, in his or her discretion, issue a~~
36 ~~license to marry:~~

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37 ~~(a) To any male or female under the age of 18 years upon~~
38 ~~application of both parties sworn under oath that they are the~~
39 ~~expectant parents of a child; or~~

40 ~~(b) To any female under the age of 18 years and male over~~
41 ~~the age of 18 years upon the female's application sworn under~~
42 ~~oath that she is an expectant parent.~~

43 ~~(2)(4) A~~ No license to marry may not shall be issued
44 granted to any person under the age of 16 years, with or without
45 the consent of the parents, except as provided in subsections
46 (2) and (3).

47 Section 2. This act shall take effect July 1, 2018.

48
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T I T L E A M E N D M E N T

51 Remove everything before the enacting clause and insert:

52 A bill to be entitled
53 An act relating to marriage of minors; amending s.
54 741.0405, F.S.; providing requirements for the
55 issuance of a marriage license to persons under the
56 age of 18 years but at least 16 years of age; revising
57 circumstances in which parental consent is not
58 required; providing that persons under the age of 16
59 years may not be issued a marriage license; providing
60 an effective date.

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