

REFERENCE TITLE: marriage; qualifications.

State of Arizona
Senate
Fifty-first Legislature
First Regular Session
2013

SB 1165

Introduced by
Senators Gallardo, Hobbs, Jackson Jr., Lopez

AN ACT

AMENDING SECTION 25-101, ARIZONA REVISED STATUTES; RELATING TO MARRIAGE;
PROVIDING FOR CONDITIONAL ENACTMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 25-101, Arizona Revised Statutes, is amended to
3 read:

4 25-101. Void and prohibited marriages

5 A. Marriage between parents and children, including grandparents and
6 grandchildren of every degree, between brothers and sisters of the one-half
7 as well as the whole blood, and between uncles and nieces, aunts and nephews
8 and between first cousins, is prohibited and void.

9 B. Notwithstanding subsection A, first cousins may marry if both are
10 sixty-five years of age or older or if one or both first cousins are under
11 sixty-five years of age, ~~upon~~ ON approval of any superior court judge in the
12 state if proof has been presented to the judge that one of the cousins is
13 unable to reproduce.

14 ~~C. Marriage between persons of the same sex is void and prohibited.~~

15 Sec. 2. Conditional enactment

16 This act does not become effective unless the Constitution of Arizona
17 is amended by vote of the people at the next general election to remove the
18 constitutional prohibition relating to marriage equality.