

REFERENCE TITLE: marriage license; proof of citizenship

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
Second Regular Session  
2008

# HB 2631

Introduced by  
Representatives Pearce, Groe, Kavanagh, Nelson, Senator Harper

AN ACT

AMENDING SECTION 25-121, ARIZONA REVISED STATUTES; RELATING TO MARRIAGE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 25-121, Arizona Revised Statutes, is amended to  
3 read:

4 25-121. Marriage license; application; affidavit

5 A. Persons shall not be joined in marriage in this state until a  
6 license has been obtained for that purpose from the clerk of the superior  
7 court in any county of this state. This subsection does not apply to the  
8 conversion of an existing marriage that is valid in this state to a covenant  
9 marriage pursuant to section 25-902.

10 B. Persons who wish to marry shall apply to the clerk of the superior  
11 court for a license and shall complete and sign under oath an affidavit  
12 provided by the clerk that states each applicant's name, age and residential  
13 address. The affidavit shall include a statement by the applicants that they  
14 understand that information on sexually transmitted diseases is available  
15 from the county health department on request and that these diseases may be  
16 transmitted to their unborn children. The applicants shall provide their  
17 social security numbers to the clerk separately from the affidavit. **EACH**  
18 **APPLICANT SHALL PROVIDE PROOF OF UNITED STATES CITIZENSHIP AS PART OF THE**  
19 **AFFIDAVIT.** The affidavit shall be filed by the clerk who shall then issue to  
20 the applicants a license directed to the persons authorized by law to  
21 solemnize marriage and shall collect the fee prescribed by section 12-284.  
22 **THE CLERK SHALL NOT ISSUE A LICENSE IF BOTH APPLICANTS DO NOT PROVIDE THEIR**  
23 **SOCIAL SECURITY NUMBERS AND PROOF OF UNITED STATES CITIZENSHIP.** The license  
24 is sufficient authority for any authorized person to solemnize the marriage.  
25 The marriage license shall state that the marriage license expires one year  
26 from the date of issuance of the license.

27 C. Except for release to the department of economic security for the  
28 purpose of child support enforcement, the social security number provided to  
29 the clerk of the superior court pursuant to subsection B of this section for  
30 an applicant's marriage license shall not be released to any person or entity  
31 unless the applicant requests in writing that the information be released.  
32 The provisions of this subsection shall appear in each application for a  
33 marriage license.