

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1241 Session of  
2005

INTRODUCED BY PAYNE, BELARDI, CAUSER, CREIGHTON, DeWEESE,  
GEORGE, MUSTIO, SCAVELLO, B. SMITH, STERN, TIGUE, TRUE, ZUG,  
ARMSTRONG, BLACKWELL, CALTAGIRONE, CAPPELLI, GINGRICH, GOOD,  
GRELL, HARHART, HERMAN, McNAUGHTON, E. Z. TAYLOR, CIVERA AND  
PISTELLA, MARCH 31, 2005

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 31, 2005

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania  
2 Consolidated Statutes, providing an exception to the oral  
3 examination for members of the active military, reserves or  
4 Pennsylvania National Guard who are currently deployed in an  
5 active military operation or national emergency.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Section 1306 of Title 23 of the Pennsylvania  
9 Consolidated Statutes is amended to read:

10 § 1306. Oral examination.

11 (a) General rule.--Each of the applicants for a marriage  
12 license shall appear in person and shall be examined under oath  
13 or affirmation as to:

14 (1) The legality of the contemplated marriage.

15 (2) Any prior marriage or marriages and its or their  
16 dissolution.

17 (3) The restrictions set forth in section 1304 (relating  
18 to restrictions on issuance of license).

1           (4) All the information required to be furnished on the  
2       application for license as prepared and approved by the  
3       department.

4       (b) Exceptions.--The court shall allow a notarized statement  
5 that addresses and fulfills the requirements of subsection (a)  
6 if an applicant is a member of the active military, reserves or  
7 Pennsylvania National Guard who is currently deployed in an  
8 active military operation or national emergency.

9       Section 2. This act shall take effect immediately.