

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 491 Session of
1991

INTRODUCED BY ADOLPH, NOYE, GEIST, WOZNIAK, BILLOW, NAHILL,
VEON, E. Z. TAYLOR, SCHEETZ, LAUGHLIN, CIVERA AND BROWN,
MARCH 11, 1991

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 11, 1991

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, further providing for restrictions on
3 the issuance of a marriage license.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 1304(b) of Title 23 of the Pennsylvania
7 Consolidated Statutes, added December 19, 1990 (P.L. ,
8 No.206), is amended to read:

9 § 1304. Restrictions on issuance of license.

10 * * *

11 (b) Minors.--

12 (1) No marriage license may be issued if either of the
13 applicants for a license is under 16 years of age unless the
14 court decides that it is to the best interest of the
15 applicant and authorizes the issuance of the license.

16 (2) No marriage license may be issued if either of the
17 applicants is under 18 years of age unless the consent of [a]
18 the custodial parent or guardian of the applicant is

1 personally given before the person issuing the license or is
2 certified under the hand of [a] the custodial parent or
3 guardian attested by two adult witnesses and, in the latter
4 case, the signature of the custodial parent or guardian is
5 acknowledged before an officer authorized by law to take
6 acknowledgments. When the minor has no guardian and a judge
7 of the court is absent or not accessible for any reason, the
8 office issuing the license may appoint a guardian pro hac
9 vice for the minor.

10 * * *

11 Section 2. This act shall take effect in 60 days.