

HOUSE BILL NO. 6047

August 06, 2020, Introduced by Reps. Brixie, Hoadley, Manoogian, Hope, Pohutsky, Sowerby, Bolden, Clemente, Kennedy, Koleszar, Lasinski, Kuppa, Tyrone Carter, Hood, Wittenberg, Rabhi, Greig, Stone, Brenda Carter, Cynthia Neeley and Warren and referred to the Committee on Government Operations.

A bill to amend 1846 RS 83, entitled
"Of marriage and the solemnization thereof,"
by amending sections 2, 3, 4, and 9 (MCL 551.2, 551.3, 551.4, and
551.9), sections 2, 3, and 4 as amended by 1996 PA 324; and to
repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. So far as its validity in law is concerned, marriage
2 is a civil contract between ~~a man and a woman~~, **2 parties**, to which



the consent of parties capable in law of contracting is essential. Consent alone is not enough to effectuate a legal marriage on and after January 1, 1957. Consent ~~shall~~**must** be followed by obtaining a license as required by section 1 of Act No. 128 of the Public Acts of 1887, being section 551.101 of the Michigan Compiled Laws, **1887 PA 128, MCL 551.101**, or as provided for by section 1 of Act No. 180 of the Public Acts of 1897, being section 551.201 of the Michigan Compiled Laws, **1897 PA 180, MCL 551.201**, and solemnization as authorized by sections 7 to 18. ~~of this chapter.~~

Sec. 3. A man shall not marry his mother, sister, grandmother, daughter, granddaughter, stepmother, grandfather's ~~wife,~~**spouse**, son's ~~wife,~~**spouse**, grandson's ~~wife,~~**spouse**, ~~wife's~~**spouse's** mother, ~~wife's~~**spouse's** grandmother, ~~wife's~~**spouse's** daughter, ~~wife's~~**spouse's** granddaughter, brother's daughter, sister's daughter, father's sister, mother's sister, or cousin of the first degree. ~~, or another man.~~

Sec. 4. A woman shall not marry her father, brother, grandfather, son, grandson, stepfather, grandmother's ~~husband,~~**spouse**, daughter's ~~husband,~~**spouse**, granddaughter's ~~husband,~~**spouse**, ~~husband's~~**spouse's** father, ~~husband's~~**spouse's** grandfather, ~~husband's~~**spouse's** son, ~~husband's~~**spouse's** grandson, brother's son, sister's son, father's brother, mother's brother, or cousin of the first degree. ~~, or another woman.~~

Sec. 9. In the solemnization of marriage, no particular form ~~shall be~~**is** required, except that the parties shall solemnly declare, in the presence of the person solemnizing the marriage and the attending witnesses, that they take each other as ~~husband and wife;~~**spouses**; and in every case, there shall be at least 2 witnesses, besides the person solemnizing the marriage, present at



1 the ceremony.

2 Enacting section 1. Section 1 of 1846 RS 83, MCL 551.1, is
3 repealed.

4 Enacting section 2. This amendatory act does not take effect
5 unless Senate Joint Resolution _____ or House Joint Resolution T
6 (request no. 02690'19) of the 100th Legislature becomes a part of
7 the state constitution of 1963 as provided in section 1 of article
8 XII of the state constitution of 1963.

