

Substituted for By SF 2367  
3/24/98 (p. 871)

3/19/98 Unfinished Business  
Cowan

MAR 2 1998

Place On Calendar

HOUSE FILE 2503

BY COMMITTEE ON LOCAL GOVERNMENT

**WITHDRAWN**

(SUCCESSOR TO HSB 553)

(p. 872)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to county vital statistics by providing for the  
2 issuance of marriage licenses and eliminating the fee for  
3 county birth registrations.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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**WITHDRAWN**

HF 2503

1 Section 1. Section 331.605, subsection 5, paragraph b,  
2 Code 1997, is amended by striking the paragraph.

3 Sec. 2. Section 331.605, subsection 6, Code 1997, is  
4 amended to read as follows:

5 6. For filing an application for the license to marry,  
6 thirty dollars. For issuing an application for an order of  
7 the district court authorizing the issuance validation of a  
8 license to marry before the expiration of three days from the  
9 date of ~~filing the application for~~ issuance of the license,  
10 five dollars. The district court shall authorize the ~~issuance~~  
11 early validation of a marriage license without the payment of  
12 any fees imposed in this subsection upon showing that the  
13 applicant is unable to pay the fees.

14 Sec. 3. Section 595.4, unnumbered paragraphs 2 and 3, Code  
15 Supplement 1997, are amended to read as follows:

16 ~~After expiration of three days from the date of filing the~~  
17 ~~application by the parties~~ Upon receipt of a verified  
18 application, the county registrar ~~shall~~ may issue the license  
19 which shall not become valid until the expiration of three  
20 days after the date of issuance of the license. If the  
21 license has not been issued within six months from the date of  
22 the application, the application is void.

23 A license to marry may be ~~issued~~ validated prior to the  
24 expiration of three days from the date of ~~filing the~~  
25 ~~application for~~ issuance of the license in cases of emergency  
26 or extraordinary circumstances. An order authorizing the  
27 issuance validation of a license may be granted by a judge of  
28 the district court under conditions of emergency or  
29 extraordinary circumstances upon application of the parties  
30 filed with the county registrar. No order may be granted  
31 unless the parties have filed an application for a marriage  
32 license in a county within the judicial district. An  
33 application for an order shall be made on forms furnished by  
34 the county registrar at the same time the application for the  
35 license to marry is made. After examining the application for

1 the marriage license and issuing the license, the county  
2 registrar shall refer the parties to a judge of the district  
3 court for action on the application for an order authorizing  
4 the issuance validation of a marriage license prior to  
5 expiration of three days from the date of ~~filing-the~~  
6 ~~application-for~~ issuance of the license. The judge shall, if  
7 satisfied as to the existence of an emergency or extraordinary  
8 circumstances, grant an order authorizing the issuance  
9 validation of a license to marry prior to the expiration of  
10 three days from the date of ~~filing-the-application-for~~  
11 issuance of the license to marry. The county registrar shall  
12 ~~issue~~ validate a license to marry upon presentation by the  
13 parties of the order authorizing a license to be ~~issued~~  
14 validated. A fee of five dollars shall be paid to the county  
15 registrar at the time the application for the order is made,  
16 which fee is in addition to the fee prescribed by law for the  
17 issuance of a marriage license.

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## EXPLANATION

19 This bill strikes the county registration fee of \$4 for a  
20 birth registration. Currently, births are registered with the  
21 state at a fee of \$10 even though the county recorder or  
22 registrar collects the fee for deposit in the state general  
23 fund.

24 The bill also permits the county recorder to issue a  
25 marriage license upon receipt of a verified application, but  
26 the license will not be valid until after the expiration of  
27 three days from the date of issuance of the license.

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Welter, Ch  
Huseman  
Reynolds-Knight

HSB 553

LOCAL GOVERNMENT

HOUSE FILE         
BY (PROPOSED COMMITTEE ON  
LOCAL GOVERNMENT BILL  
BY CHAIRPERSON VANDE HOEF)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

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17 ~~application-by-the-parties~~ Upon receipt of a verified  
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21 license has not been issued within six months from the date of  
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