

FILED JUN 15

HUMAN RESOURCES

SENATE JOINT RESOLUTION 2002

BY VEENSTRA

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

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

Approved \_\_\_\_\_

**SENATE JOINT RESOLUTION**

1 A Joint Resolution proposing an amendment to the Constitution of  
2 the State of Iowa regarding marriage in the State of Iowa.  
3 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SJK 2002

HUMAN RESOURCES

1 Section 1. The following amendment to the Constitution of  
2 the State of Iowa is proposed:

3 Article I of the Constitution of the State of Iowa is  
4 amended by adding the following new section:

5 MARRIAGE. SEC. 26. Only marriage between a man and a  
6 woman shall be valid or recognized in the State of Iowa.

7 Sec. 2. REFERRAL AND PUBLICATION. The foregoing amendment  
8 to the Constitution of the State of Iowa is referred to the  
9 General Assembly to be chosen at the next general election for  
10 members of the General Assembly and the Secretary of State is  
11 directed to cause the same to be published for three  
12 consecutive months previous to the date of that election as  
13 provided by law.

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EXPLANATION

15 This joint resolution proposes an amendment to the  
16 Constitution of the State of Iowa regarding the validity and  
17 recognition of certain marriages in Iowa. The resolution, if  
18 adopted, would be referred to the next general assembly for  
19 adoption a second time before being submitted to the  
20 electorate for ratification.

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**SENATE JOINT RESOLUTION 2002****S-5134**

1 Amend Senate Joint Resolution 2002 as follows:  
2 1. Page 1, line 6, by inserting after the word  
3 "Iowa." the following:  
4 "Nothing in this Constitution shall preclude or  
5 require the extension of benefits to unmarried  
6 persons."

**By** KEITH A. KREIMAN

**S-5134** FILED MARCH 23, 2004

WITHDRAWN

**SENATE JOINT RESOLUTION 2002****S-5135**

1 Amend Senate Joint Resolution 2002 as follows:  
2 1. Page 1, by striking lines 3 through 6, and  
3 inserting the following:  
4 "Article I of the Constitution of the State of Iowa  
5 is amended by adding the following new section:  
6 MARRIAGE. SEC. 26. The rights of a person to  
7 marry, to continue the marital relationship, and to  
8 enjoy the benefits of marriage shall not be abridged."

**By** KEITH A. KREIMAN

**S-5135** FILED MARCH 23, 2004

LOST

**SENATE JOINT RESOLUTION 2002****S-5122**

1 Amend Senate Joint Resolution 2002, as follows:  
2 1. Page 1, by striking lines 5 and 6 and  
3 inserting the following:  
4 "MARRIAGE. SEC. 26. Marriage or its legal  
5 equivalent in this State shall consist only of the  
6 legal union of one man and one woman. In this State,  
7 a marriage or its legal equivalent which is contrary  
8 to this section shall not be valid or recognized and  
9 shall be void from its creation."

**By** KEN VEENSTRA

**S-5122** FILED MARCH 23, 2004

WITHDRAWN

**Fiscal Services Division  
Legislative Services Agency  
Fiscal Note**

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SJR 2002 - Marriage Constitutional Amendment (LSB 5177 SS)  
Analyst: Jennifer Acton (Phone: (515) 281-7846) (jennifer.acton@legis.state.ia.us)  
Fiscal Note Version - New

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**Description**

Senate Joint Resolution 2002 proposes an amendment to the Constitution of the State of Iowa regarding marriage in the State of Iowa.

**Assumptions**

1. Senate Joint Resolution 2002 adds a new section to the Iowa Constitution which states only marriage between a man and a woman is valid or recognized in the State of Iowa.
2. If the Resolution is adopted, it would be referred to the next General Assembly for adoption a second time before being submitted to the electorate for ratification.
3. The Fall of 2004 is a regular general election. The Fall of 2005 would require a special election. The Fall of 2006 would be a regular general election.
4. The cost of the most recent special election for a Constitutional amendment was \$1.4 million.

**Fiscal Impact**

If SJR 2002 goes before the electorate in the year of a general election, the cost is minimal. If SJR 2002 goes before the electorate in a year when a general election is not scheduled and a special election has to be held, the cost is approximately \$1.4 million.

**Source**

Secretary of State

Dennis C Prouty

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March 2, 2004

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The fiscal note and correctional impact statement for this bill was prepared pursuant to Joint Rule 17 and pursuant to Section 2.56, Code of Iowa. Data used in developing this fiscal note and correctional impact statement are available from the Fiscal Services Division, Legislative Services Agency to members of the Legislature upon request.

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