WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1959

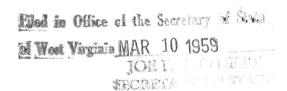
ENROLLED

HOUSE BILL No. 185

(By Mr. 5 Drewery & MRS Walkers

PASSED Franch 2 1959

In Effect 90 days from Passage



ENROLLED

House Bill No. 185

(By Mrs. Drewry and Mrs. Walker)

[Passed March 2, 1959; in effect ninety days from passage.]

AN ACT to amend and reenact section six, article one, chapter forty-eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to application for an issuance of marriage license.

Be it enacted by the Legislature of West Virginia:

That section six, article one, chapter forty-eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 6. Application for License; Requirements for

- 2 Issuance of License.—Every license for marriage shall be
- 3 issued by the clerk of the county court of the county in
- 4 which the female to be married usually resides, except in
- 5 cases of a female who is a nonresident of the state of
- 6 West Virginia, by the clerk of the county court of the
- 7 county in which application is made: *Provided*, however,

That such license shall be issued not sooner than three days after the filing with said clerk of a written application therefor. The day upon which such application is filed shall be counted as the first day, but two full days 11 12 shall elapse after the day of such filing before the license shall be issued: Provided, further, That before any such 13 license is issued each applicant therefor shall file with 15 the clerk a certificate or certificates from any physician 16 duly licensed in the state, stating that each party thereto has been given such examination, including a standard 17 18 serological test, as may be necessary for the discovery of 19 syphilis, made not more than thirty days prior to the date 20 on which such license is issued, and stating that in the opinion of the physician the person therein named either 21 22 is not infected with syphilis or, if so infected, is not in the state of the disease which is or may later become 23 communicable. Such examinations and tests as are re-24 25 quired hereunder may be given as provided by section nineteen, article four, chapter sixteen of this code. 27 The application for a marriage license shall contain

a statement of the full names of both parties, their respec-

- 29 tive ages and their places of birth and residence. It shall
- 30 be signed by one or the other of the parties to the con-
- 31 templated marriage, and shall be verified by such party
- 32 to be true to the best of his or her knowledge and belief;
- 33 and shall be recorded in the register of marriages pro-
- 34 vided for in section eleven of this article. The date of its
- 35 filing shall be noted in said register, which notation or a
- 36 certified copy thereof shall be legal evidence of the facts
- 37 therein contained.
- 38 To the extent otherwise provided by section six-c of
- 39 this article, the provisions of this section shall not apply.
- 40 No application for license shall be received nor any license
- 41 issued on any Sunday, or before the hours of eight o'clock
- 42 A.M. and after five o'clock P.M. on any week day.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Sendie Committee
L. T. Deem
Chairman House Committee
Originated in the House of Delegates
Takes effect 90 days From passage. Clerk of the Senate
Carlendings
Clerk of the House of Delegates
President of the Senate
Speaker, House of Delegates
The within approved this the 9th
day of Manh 1959.

Governor