

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1959

ENROLLED

HOUSE BILL No. 301

(By Mr. Myler & Mr. Hill)

PASSED March 12 1959

In Effect 90 days from Passage



Filed in Office of the Secretary of State
of West Virginia **MAR 20 1959**
JOE F. BURDETT
SECRETARY OF STATE

ENROLLED
House Bill No. 301
(By MR. MYLES and MR. HILL)

[Passed March 12, 1959; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article one, chapter forty-eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the age of consent for marriage, and authorizing the circuit court of the county to direct the clerk of the county court to issue a marriage license to persons under the statutory age of consent in case of the pregnancy of a female applicant for a marriage license.

Be it enacted by the Legislature of West Virginia:

That section one, 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 1. *Age of Consent.*—For marriage the age of
2 consent of the male shall be eighteen years of age, and
3 of the female sixteen years: *Provided, however,* That in

4 case of pregnancy of a female by a male, either of whom
5 is under the statutory age of consent, upon being so di-
6 rected to do by the circuit court of the county, the clerk
7 of the county court wherein the female usually resides,
8 or in cases where the female is a non-resident of the state
9 of West Virginia, the clerk of the county court in which
10 the marriage application is made shall issue proper mar-
11 riage license with the consent of the parents or guardian
12 of the person or persons under the age of consent. The
13 circuit court of the county or the judge thereof, in vaca-
14 tion shall only be authorized to direct the issuance of such
15 license in such cases upon the presentation to the circuit
16 court or the judge in vacation, of a doctor's certificate
17 showing that he has examined the female and that she is
18 pregnant.

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

W. M. Jasper Jr.
Chairman Senate Committee

Eudora Andrews
Chairman House Committee

Originated in the House of Delegates

Takes effect *90 days from* passage.

Alfred M. Hager
Clerk of the Senate

C. G. Blankenship
Clerk of the House of Delegates

Ralph Bean
President of the Senate

H. R. Pauley
Speaker, House of Delegates

The within *Disapproved* this the *20th*
day of *March*, 1959.

Governor

