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STATE OF WEST VIRGINIA

**WEST VIRGINIA LEGISLATURE**  
**REGULAR SESSION, 1973**

—●—

**ENROLLED**

HOUSE BILL No. 871

(By Mr. J. Allieff)

—●—

PASSED April 14 1973

In Effect From Passage



C 641

FILED IN THE OFFICE  
EDGAR F. HEICKELL III  
SECRETARY OF STATE  
THIS DATE 5/2/73

168

**ENROLLED**

**House Bill No. 871**

(By MR. JOLLIFFE)

[Passed April 14, 1973; in effect 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 domestic relations; marriage; age of consent; exceptions; providing waiver of consent where female is pregnant or has previously given birth.

*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:

**ARTICLE 1. MARRIAGE.**

**§48-1-1. Age of consent; exceptions.**

1     For marriage the age of consent of the male shall be eight-  
2     een years of age, and of the female sixteen years. If, however,  
3     the male or female, or both, be under the age of consent as  
4     aforesaid, and if a licensed physician shall certify in writing  
5     that he has examined said female and found her to be preg-  
6     nant, or if such female has previously given birth to a child,  
7     and if in either of such events consent be obtained from the  
8     parents, parent or guardian in the manner prescribed in section  
9     eight of this article, the judge of any court of record of the  
10    county, in which county and application for marriage license

11 may otherwise be properly filed as provided in this article, may  
12 direct the issuance of a marriage license by the clerk of the  
13 county court of such county. In the absence or incapacity to  
14 act of the judges of all courts of record of the county in which  
15 the application is to be filed, the order may be made and  
16 directed to the clerk of the county court of such county by any  
17 judge of a court of record in any judicial circuit adjoining the  
18 circuit in which such county is located.

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

H. Darrel Darby  
Chairman Senate Committee

Clarence C. Christian Jr.  
Chairman House Committee

Originated in the House.

Takes effect from passage.

Harold McCaig  
Clerk of the Senate

C. Blankenship  
Clerk of the House of Delegates

W. T. Brotherton Jr.  
President of the Senate

Lewis J. McManus  
Speaker House of Delegates

The within approved this the 24TH  
April  
day of \_\_\_\_\_, 1973.

Mike A. Thase Jr.  
Governor



PRESENTED TO THE  
GOVERNOR

Date

4/24/73

Time

2:34 p.m.