

Act No. 334
Public Acts of 1996
Approved by the Governor
June 25, 1996
Filed with the Secretary of State
June 26, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

Introduced by Reps. Whyman, McManus, Green, Perricone, Ryan, Nye, Gnodtke, Gustafson, Rhead, Lowe, Gernaat, Llewellyn, Horton, Rocca, Goschka, Jaye, Kukuk, Walberg, Cropsey, DeLange, DeMars, Geiger, Hill, London, Baade, Olshove, Voorhees and Jersevic

ENROLLED HOUSE BILL No. 5662

AN ACT to amend the title and section 1 of Act No. 168 of the Public Acts of 1939, entitled "An act to validate certain marriages heretofore contracted by residents of this state, and solemnized in another state by persons authorized to solemnize marriages under the laws of said state," being section 551.271 of the Michigan Compiled Laws; and to add section 2.

The People of the State of Michigan enact:

Section 1. The title and section 1 of Act No. 168 of the Public Acts of 1939, being section 551.271 of the Michigan Compiled Laws, are amended and section 2 is added to read as follows:

TITLE

An act to determine whether certain marriages solemnized in another state by individuals authorized to solemnize marriages under the laws of that state are to be recognized in this state.

Sec. 1. (1) Except as otherwise provided in this act, a marriage contracted between a man and a woman who are residents of this state and who were, at the time of the marriage, legally competent to contract marriage according to the laws of this state, which marriage is solemnized in another state within the United States by a clergyman, magistrate, or other person legally authorized to solemnize marriages within that state, is a valid and binding marriage under the laws of this state to the same effect and extent as if solemnized within this state and according to its laws.

(2) This section does not apply to a marriage contracted between individuals of the same sex, which marriage is invalid in this state under section 1 of chapter 83 of the revised statutes of 1846, being section 551.1 of the Michigan Compiled Laws.

Sec. 2. This state recognizes marriage as inherently a unique relationship between a man and a woman, as prescribed by section 1 of chapter 83 of the Revised Statutes of 1846, being section 551.1 of the Michigan Compiled Laws, and therefore a marriage that is not between a man and a woman is invalid in this state regardless of whether the marriage is contracted according to the laws of another jurisdiction.

Section 2. This amendatory act shall not take effect unless Senate Bill No. 937 of the 88th Legislature is enacted into law.

This act is ordered to take immediate effect.

Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.