THE SENATE TWENTY-SIXTH LEGISLATURE, 2011 STATE OF HAWAII

S.B. NO. 863

JAN 2 1 2011

A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 The legislature finds that the courts and the SECTION 1. legislature have, intermittently since the 1990s, been called 2 3 upon to address laws regarding who may legally marry in Hawaii. 4 More than a decade has passed, yet this issue remains 5 unresolved. Accordingly, the legislature further finds that the 6 people of Hawaii have the right and responsibility to vote on what legally constitutes a marriage. The purpose of this Act is 7 8 to propose an amendment to article I of the Hawaii Constitution 9 to reserve marriage to opposite-sex couples. 10 SECTION 2. Article I, section 23, of the Hawaii 11 Constitution is amended to read as follows: 12 "MARRIAGE 13 Section 23. [The legislature shall have the power to 14 reserve marriage to opposite-sex couples.] Marriage shall be 15 reserved to opposite-sex couples." 16 SECTION 3. The question to be printed on the ballot shall 17 be as follows:



S.B. NO. 863

"Shall the Hawaii Constitution be amended to require that
marriage shall be reserved to opposite-sex couples?"
SECTION 4. Constitutional material to be repealed is
bracketed and stricken. New constitutional material is
underscored.

6 SECTION 5. This amendment shall take effect upon 7 compliance with article XVII, section 3, of the Constitution of 8 the State of Hawaii.

Junion Stor INTRODUCED BY:



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S.B. NO. 863

Report Title:

Constitutional Amendment; Requirements for Marriage

Description:

Amends the state constitution to repeal the requirement that the legislature define marriage. Reserves marriage to opposite-sex couples.

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