



GOV. MSG. NO. 1309

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

July 3, 2023

The Honorable Ronald D. Kouchi
President of the Senate,
and Members of the Senate
Thirty-Second State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki
Speaker, and Members of the
House of Representatives
Thirty-Second State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 3, 2023, the following bill was signed into law:

SB1370 SD1 HD1 CD1

RELATING TO LICENSES TO SOLEMNIZE
MARRIAGES.
ACT 206

Sincerely,

Josh Green, M.D.
Governor, State of Hawai'i

on JUL 3 2023

THE SENATE
THIRTY-SECOND LEGISLATURE, 2023
STATE OF HAWAII

S.B. NO. 1370
S.D. 1
H.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO LICENSES TO SOLEMNIZE MARRIAGES.

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

1 SECTION 1. The legislature finds that Act 211, Session
2 Laws of Hawaii 2021 (Act 211), authorized the issuance of a
3 civil license to solemnize marriages. Prior to enactment, only
4 individuals with religious affiliations or judicial appointments
5 could obtain a license to solemnize marriages.

6 Act 211 also established fees for a civil license to
7 solemnize marriages, the intent of which was to enhance general
8 revenues from approximately twenty thousand marriages per year,
9 two-thirds of which are for out-of-state and international
10 couples. However, there are no fees for religious and judicial
11 licenses to solemnize marriages.

12 The purpose of this Act is to:

- 13 (1) Establish standard and short-term licenses and license
14 fees to solemnize marriages;
- 15 (2) Specify in what amount and to which fund license fees
16 shall be deposited; and



1 (3) Repeal language related to civil license fees to
2 assure equity among religious, judicial, and civil
3 performers.

4 SECTION 2. Section 572-11, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "§572-11 Marriage ceremony; license to solemnize[-]; fees.

7 (a) It shall ~~[not]~~ be ~~[lawful]~~ unlawful for any person to
8 perform ~~[the]~~ a marriage ceremony within the State without first
9 obtaining from the department of health a license to solemnize
10 marriages. A standard license to solemnize marriages shall be
11 valid for one year from the date of issuance. A short-term
12 license to solemnize marriages shall be valid for sixty days
13 from the date of issuance.

14 (b) The fee for a standard license to solemnize marriages
15 shall be \$100 per year. The fee for a short-term license to
16 solemnize marriages shall be \$25 per sixty-day period. All fees
17 received for the issuance of licenses to solemnize marriages
18 shall be remitted to the director of health. Upon receipt of a
19 fee for a license under this section, the director shall
20 deposit:



- 1 (1) For standard licenses, \$75 to the vital statistics
2 improvement special fund established under section
3 338-14.6, and \$25 to the general fund; and
4 (2) For short-term licenses, \$20 to the vital statistics
5 improvement special fund established under section
6 338-14.6, and \$5 to the general fund."

7 SECTION 3. Section 572-12, Hawaii Revised Statutes, is
8 amended by amending subsection (b) to read as follows:

9 "(b) A civil license to solemnize marriages may be issued
10 to, and the marriage rite may be performed and solemnized by,
11 any individual at least eighteen years of age, upon presentation
12 to the individual of a license to marry, as prescribed by this
13 chapter. An individual with a civil license to solemnize a
14 marriage may receive the price stipulated by the parties or any
15 gratuity tendered. [~~The civil license shall be valid for no~~
16 ~~less than two years from the date of its issuance; provided that~~
17 ~~a temporary three month civil license may be issued upon an~~
18 ~~individual's request. The fee for a civil license shall be \$100~~
19 ~~per year the permit is valid; provided that the fee for a~~
20 ~~temporary three month license shall be \$25.] An individual who
21 performs a solemnization of a marriage pursuant to a civil~~



1 license issued under this subsection shall obtain the prior
2 written consent of each person for whom a solemnization is
3 performed and fulfill all provisions of sections 572-13 and
4 572-15 applicable to persons authorized to solemnize marriages."

5 SECTION 4. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 5. This Act shall take effect on July 1, 2023.

APPROVED this **3rd** day of **July**, 2023



GOVERNOR OF THE STATE OF HAWAII



THE SENATE OF THE STATE OF HAWAI'I

Date: May 4, 2023
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023.


President of the Senate


Clerk of the Senate

SB No. 1370, SD 1, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 4, 2023
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2023.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives