ACT 9   H. B. NO. 1806-70

A Bill for an Act Relating to Marriage.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 572-1 Hawaii Revised Statutes is hereby amended to read as follows:

"Sec. 572-1 Requisites of valid marriage contract. In order to make valid the marriage contract, it shall be necessary that:

(1) The respective parties do not stand in relation to each other of ancestor and descendant of any degree whatsoever, brother and sister of the half as well as to the whole blood, uncle and niece, aunt and nephew, whether the relationship is legitimate or illegitimate;

(2) The male at the time of contracting the marriage is at least eighteen years of age and the female at least sixteen years of age;

(3) The man does not at the time have any lawful wife living and that the woman does not at the time have any lawful husband living;

(4) Neither of the parties is impotent or physically incapable of entering into the marriage state;

(5) Consent of neither party to the marriage has been obtained by force, duress, or fraud;

(6) Neither of the parties is a person affected with leprosy or afflicted with any loathsome disease concealed from, and unknown to, the other party; and

(7) It shall in no case be lawful for any persons to marry in the State without a license for that purpose duly obtained from the agent appointed to grant marriage licenses;

provided that with the written approval of the family court of the circuit within which the minor resides, it shall be lawful for a male under the age of eighteen years but in no event under the age of seventeen years, and for a female under the age of sixteen years, but in no event under the age of fifteen years, to marry, subject to section 572-2. The marriage ceremony shall be performed only in the judicial circuit in which the license is issued."

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes may exclude the brackets, the bracketed material, or the underscoring.*

SECTION 3. This Act shall take effect upon its approval.
(Approved May 8, 1970.)

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* Edited accordingly