

Second Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0181.01 Shelby Ross x4510

**SENATE BILL 26-048**

**SENATE SPONSORSHIP**

**Hinrichsen and Marchman,**

**HOUSE SPONSORSHIP**

**Joseph,**

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**Senate Committees**  
State, Veterans, & Military Affairs

**House Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING REMOVING THE EXCEPTION THAT AUTHORIZES A MINOR**  
102       **WHO IS SIXTEEN YEARS OLD OR OLDER TO MARRY WITH**  
103       **JUDICIAL APPROVAL.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

Current law requires an individual to be at least 18 years old in order to obtain a marriage license; except that a minor who is 16 or 17 years old may obtain a marriage license with judicial approval. The bill repeals this exception, therefore requiring that an individual be at least 18 years old to obtain a marriage license.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

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1     *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, 14-2-106, **amend**

3     (1)(a) introductory portion, (1)(a)(I), and (1)(b) as follows:

4           **14-2-106. License to marry.**

5           (1) (a) When a marriage license application has been completed  
6 and signed by both parties to a prospective marriage and at least one party  
7 has appeared, or both parties appeared if permitted pursuant to section  
8 14-2-106.5, before the county clerk and recorder, and A PARTY has paid  
9 the marriage license fee of seven dollars, a fee of twenty dollars to be  
10 transmitted by the county clerk and recorder to the state treasurer and  
11 credited by the treasurer to the Colorado domestic abuse program fund  
12 created in section 39-22-802 (1), and an additional amount established  
13 pursuant to section 25-2-121 ~~such amount~~ to be credited to the vital  
14 statistics records cash fund, ~~pursuant to section 25-2-121~~, the county clerk  
15 shall issue a license to marry and a marriage certificate form upon being  
16 furnished:

17           (I) Satisfactory proof that each party to the marriage will have  
18 attained the age of eighteen years at the time the marriage license  
19 becomes effective; ~~or, if over the age of sixteen years but has not attained~~  
20 ~~the age of eighteen years, has judicial approval, as provided in section~~  
21 ~~14-2-108;~~ and

22           (b) Violation of subsection (1)(a)(I) of this section makes the  
23 marriage ~~voidable~~ VOID.

24           **SECTION 2.** In Colorado Revised Statutes, 19-1-111, **repeal**

25     (2)(d) as follows:

26           **19-1-111. Appointment of guardian ad litem.**

3 (d) For an underage party seeking a marriage license, as provided  
4 in section 14-2-108 (2).

5 SECTION 3. In Colorado Revised Statutes, **repeal** 14-2-108.