

PRELIMINARY STAFF MEASURE SUMMARY

CARRIER:

House Committee on Judiciary

REVENUE: May have revenue impact, statement not yet issued

FISCAL: May have fiscal impact, statement not yet issued

SUBSEQUENT REFERRAL TO:

Action:

Vote:

Yeas:

Nays:

Exc.:

Prepared By: Whitney Perez, Counsel

Meeting Dates: 2/2

WHAT THE MEASURE DOES: Establishes state policy that privileges, immunities, rights, benefits and responsibilities controlled by law apply equally to married persons of same or opposite sex. Updates statutes pertaining to marriage with gender neutral language. Declares emergency, effective on passage.

ISSUES DISCUSSED:

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND:

The United States Supreme Court has found that marriage equality is a fundamental right guaranteed to all couples based on the Fourteenth Amendment to the United States Constitution. As a result, in Oregon, and nationwide, couples of the same sex are entitled to marry to the same extent couples of the opposite sex are.

House Bill 4127 establishes that it is the state policy that any privilege, immunity, right, benefit, or responsibility governed by law given to a person because of marriage to a person of the opposite sex applies with equal force to a person who is or was married to a person of the same sex. It also changes statutes to contain gender neutral language in relation to marriage in order to harmonize Oregon statutes with current law.