

# House Bill 4152

Sponsored by Representative WATANABE; Representatives BOWMAN, GOMBERG, ISADORE, NOSSE, SMITH G, WISE, Senators FREDERICK, GELSER BLOUIN, MEEK (Presession filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act lets deployed people get married even if they cannot be there in person if certain criteria are met. (Flesch Readability Score: 60.6).

Modifies provisions regarding solemnization of marriage to permit deployed service members to be married remotely.

## A BILL FOR AN ACT

Relating to remote marriage solemnization of deployed persons.

**Be It Enacted by the People of the State of Oregon:**

### **SECTION 1.** (1) **As used in this section:**

(a) **"Armed Forces of the United States"** includes the regular and reserve components of the Army, Navy, Air Force, Marine Corps, Coast Guard and Space Force of the United States and the National Guard.

(b) **"Communication technology"** means an electronic device or process that allows two or more individuals who are not in the physical presence of each other to communicate simultaneously by sight and sound.

(c) **"Judicial officer"** means a judicial officer described in ORS 106.120 (1)(a)(A).

(d) **"Service member"** means a member of the Armed Forces of the United States.

(2) If one of the parties to an application for a marriage license is unable to submit the application to the clerk of court in person by reason of active service, the county clerk may not refuse to issue the marriage license solely because the service member is not physically present.

(3) Notwithstanding ORS 106.150 (1), if one of the parties to a solemnization of marriage is a service member who is unable to be physically present at the time of solemnization by reason of active service, the marriage may be solemnized without the service member's physical presence only if:

(a) The marriage is solemnized by a judicial officer;

(b) The service member appears remotely using communication technology; and

(c) All other requirements under ORS 106.150 (1) are met.

(4) The judicial officer may waive the fee required under ORS 106.120 (4) for a marriage solemnized as provided in this section.

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.