

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To limit the recognition of polygamous marriages and marriages in which a party is below a certain age limit or in which the parties are too closely related.

**IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.**

**H. R. 8404**

To repeal the Defense of Marriage Act and ensure respect for State regulation of marriage, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by \_\_\_\_\_ to the amendment (No. 6487) proposed by Ms. BALDWIN

Viz:

1 Strike section 6(b) and insert the following:

2 (b) NO RECOGNITION OR FULL FAITH AND CREDIT

3 FOR POLYGAMOUS MARRIAGES.—

4 (1) IN GENERAL.—Nothing in this Act, or any  
5 amendment made by this Act, shall be construed—

6 (A) to require or authorize Federal rec-  
7 ognition of a polygamous marriage;

8 (B) to give full faith and credit to an act,  
9 record, or proceeding pertaining to a polyg-

10 amous marriage; or

1 (C) to require or authorize recognition of a  
2 right or claim arising from a polygamous mar-  
3 riage.

4 (2) COVERED MARRIAGE.—In this subsection,  
5 the term “polygamous marriage” means a marriage  
6 that is not a union—

7 (A) between no more than 2 or less than  
8 2 individuals; and

9 (B) in which each of those individuals is in  
10 only 1 marriage.

11 (c) NO FULL FAITH AND CREDIT FOR MARRIAGES  
12 IN WHICH A PARTY IS BELOW A CERTAIN AGE LIMIT.—

13 (1) IN GENERAL.—Nothing in this Act, or any  
14 amendment made by this Act, shall be construed—

15 (A) to give full faith and credit in a second  
16 State to an act, record, or proceeding per-  
17 taining to a marriage in a first State if either  
18 party, on the date of the marriage, was under  
19 the age of consent for marriage in the second  
20 State; or

21 (B) to require or authorize recognition in  
22 a second State of a right or claim arising from  
23 a marriage in a first State if either party, on  
24 the date of the marriage, was under that age.

1           (2) STATE DETERMINATION.—Nothing in this  
2 Act, or any amendment made by this Act, shall pro-  
3 hibit a State from determining the age of consent  
4 for marriage in that State.

5           (d) NO FULL FAITH AND CREDIT FOR MARRIAGES  
6 IN WHICH THE PARTIES ARE TOO CLOSELY RELATED.—

7           (1) IN GENERAL.—Nothing in this Act, or any  
8 amendment made by this Act, shall be construed—

9                   (A) to give full faith and credit in a second  
10 State to an act, record, or proceeding per-  
11 taining to a marriage in a first State in which  
12 the parties have a degree of consanguinity for  
13 which marriage is forbidden in the second  
14 State; or

15                   (B) to require or authorize recognition in  
16 a second State of a right or claim arising from  
17 a marriage in a first State in which the parties  
18 have that degree of consanguinity.

19           (2) STATE DETERMINATION.—Nothing in this  
20 Act, or any amendment made by this Act, shall pro-  
21 hibit a State from determining the degree of consan-  
22 guinity for marriage in that State.