

2 ESHB 1130 - S AMD - 538
3 By Senator Swecker

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 26.04.020 and 1927 c 189 s 1 are each amended to read
8 as follows:

9 (1) Marriages in the following cases are prohibited:

10 ~~((1))~~ (a) When either party thereto has a wife or husband living
11 at the time of such marriage~~(())~~; or

12 ~~((2))~~ (b) When the ~~((parties thereto))~~ husband and wife are
13 nearer of kin to each other than second cousins, whether of the whole
14 or half blood computing by the rules of the civil law.

15 ~~((3))~~ (2) It ~~((shall be))~~ is unlawful for any man to marry his
16 father's sister, mother's sister, daughter, sister, son's daughter,
17 daughter's daughter, brother's daughter or sister's daughter; ~~((it~~
18 ~~shall))~~ is be unlawful for any woman to marry her father's brother,
19 mother's brother, son, brother, son's son, daughter's son, brother's
20 son or sister's son.

21 (3) A marriage between two persons that is recognized as valid in
22 another jurisdiction is not valid in this state if the marriage would
23 not be valid under the definition of marriage under chapter 26.04 RCW
24 as interpreted in Singer v.Hara, 11 Wn. App. 247 (1974) or if otherwise
25 prohibited or made unlawful under this section."

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