

## LEGISLATIVE BILL 42

Approved by the Governor February 11, 1971

Introduced by Leslie A. Stull, 49th District; Harold D. Simpson, 46th District; Sam Klaver, 9th District; Irving F. Wiltse, 1st District; William F. Swanson, 27th District; J. W. Burbach, 19th District

AN ACT to amend sections 42-104 and 42-108, Reissue Revised Statutes of Nebraska, 1943, relating to marriages; to provide that licenses may be obtained from any county judge and shall be returned to the issuing judge; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 42-104, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

42-104. Previous to the solemnization of any marriage in this state, a license for that purpose must be obtained from the a county judge in the State of Nebraska, of-the-county-wherein-the-marriage-is-to-take place; and no marriage hereafter contracted shall be recognized as valid unless such license has been previously obtained, and unless such marriage is solemnized by a person authorized by law to solemnize marriages.

Sec. 2. That section 42-108, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

42-108. Every judge and justice of the peace, and every preacher of the gospel authorized by the usages of the church to which he belongs to solemnize marriages, may perform the marriage ceremony in this state; and every such person performing the marriage ceremony shall make a return of his proceedings in the premises, showing the names and residences of at least two witnesses who were present at such marriage, which return shall be made to the county judge of--the--proper county who issued the license within fifteen days after such marriage has been performed, which return the county judge shall record or cause to be recorded in the same book where the marriage license is recorded.

Sec. 3. That original sections 42-104 and

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42-108, Reissue Revised Statutes of Nebraska, 1943, are repealed.