

HOUSE BILL 1532

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EMERGENCY BILL

0lr3588

CF 0lr3599

By: **The Minority Leader**

Introduced and read first time: March 8, 2010

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Recognition of Out-of-State Same-Sex Marriages – Changes in Governmental**
3 **Policies – Moratorium**

4 FOR the purpose of prohibiting, until the issue of the recognition by this State of
5 same-sex marriages legally performed in other jurisdictions is decided by the
6 Court of Appeals or addressed by the General Assembly of Maryland through
7 the enactment of a law, a unit of State or local government from altering a
8 certain policy, procedure, rule, or regulation on the basis of certain legal advice
9 of the Attorney General; providing for the application of this Act; making this
10 Act an emergency measure; and generally relating to the recognition of
11 out-of-state same-sex marriages.

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That, until the issue of the recognition by this State of same-sex
14 marriages legally performed in other jurisdictions is decided by the Court of Appeals of
15 Maryland or addressed by the General Assembly of Maryland through the enactment
16 of a law, a unit of State or local government may not, on the basis of legal advice
17 rendered in the Opinion of the Attorney General dated February 23, 2010 (95 Op. Att’y
18 Gen. 3 (2010)), alter any policy, procedure, rule, or regulation in effect on February 22,
19 2010, the application of which requires or depends on a determination of whether a
20 marriage shall be recognized by this State.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
22 construed to apply retroactively and shall be applied to and interpreted to affect any
23 policy, procedure, rule, or regulation of a unit of State or local government in effect on
24 or after February 22, 2010.

25 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
26 measure, is necessary for the immediate preservation of the public health or safety,
27 has been passed by a ye and nay vote supported by three-fifths of all the members

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 elected to each of the two Houses of the General Assembly, and shall take effect from
2 the date it is enacted.