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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 138 Session of  
2021

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INTRODUCED BY ROTHMAN, KINSEY, HILL-EVANS AND CIRESI,  
JANUARY 12, 2021

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REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 12, 2021

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AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania  
2 Consolidated Statutes, in marriage license, further providing  
3 for oral examination.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 1306(b) of Title 23 of the Pennsylvania  
7 Consolidated Statutes, amended May 8, 2020 (P.L.121, No.18), is  
8 amended to read:

9 § 1306. Oral examination.

10 \* \* \*

11 (b) Exception.--If an applicant is unable to appear in  
12 person because of his active military service, hospitalization  
13 or because the office of the register of wills is closed due to  
14 a state of disaster emergency declared by the Governor under 35  
15 Pa.C.S. § 7301(c) (relating to general authority of Governor) or  
16 a declaration of judicial emergency under Article V of the  
17 Constitution of Pennsylvania, a law of this Commonwealth, a rule  
18 of court or other judicial order by the Supreme Court or any

1 agency or unit of the unified judicial system exercising a power  
2 or performing a duty under 42 Pa.C.S. § 1721 (relating to  
3 delegation of powers), the applicant shall be permitted to  
4 forward an affidavit, which verifies all of the information  
5 required under subsection (a), to the issuing authority.

6 \* \* \*

7 Section 2. This act shall take effect in 60 days.