

114TH CONGRESS
1ST SESSION

H. R. 238

To amend title 17, United States Code, with respect to the definition of “widow” and “widower”, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2015

Mr. KILMER (for himself, Ms. ROS-LEHTINEN, Mr. POLIS, Mr. HANNA, Mr. SWALWELL of California, Ms. DELBENE, Mr. CONNOLLY, Mr. VARGAS, Mr. MURPHY of Florida, Ms. TITUS, Mr. LOWENTHAL, Mr. CICILLINE, Mr. McDERMOTT, Ms. BROWNLEY of California, Mr. YARMUTH, Ms. MENG, Mr. HIMES, and Ms. WILSON of Florida) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 17, United States Code, with respect to the definition of “widow” and “widower”, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Copyright and Mar-
5 riage Equality Act”.

1 **SEC. 2. DEFINITION OF WIDOW AND WIDOWER IN TITLE 17,**
2 **UNITED STATES CODE.**

3 (a) **IN GENERAL.**—Section 101 of title 17, United
4 States Code, is amended by striking the definition of
5 “‘widow’ or ‘widower’” and inserting the following:

6 “An individual is the ‘widow’ or ‘widower’ of an
7 author if the courts of the State in which the indi-
8 vidual and the author were married (or, if the indi-
9 vidual and the author were not married in any State
10 but were validly married in another jurisdiction, the
11 courts of any State) would find that the individual
12 and the author were validly married at the time of
13 the author’s death, whether or not the spouse has
14 later remarried.”.

15 (b) **EFFECTIVE DATE.**—The amendment made by
16 subsection (a) shall apply with respect to the death of any
17 author that occurs on or after the date of the enactment
18 of this Act.

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