

FIRST REGULAR SESSION

# HOUSE BILL NO. 1107

## 98TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE MOON.

2430L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 451.022, RSMo, and to enact in lieu thereof one new section relating to marriages other than a marriage between a man and a woman, with an emergency clause.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 451.022, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 451.022, to read as follows:

451.022. 1. It is the public policy of this state to recognize marriage only between a man and a woman.

2. Any purported marriage not between a man and a woman is invalid.

3. No recorder shall issue a marriage license, except to a man and a woman.

4. A marriage [between persons of the same sex will] **other than a marriage between a man and a woman shall not be recognized or enforced** for any purpose in this state even when valid where contracted.

**5. (1) No state or local taxpayer funds or salaries of an employee of the state or any political subdivision or instrumentality of the state shall be disbursed for an activity that includes the licensing or support of marriage other than a marriage between a man and a woman.**

**(2) Any employee of the state or any political subdivision or instrumentality of the state who willfully and knowingly violates the provisions of this section may be terminated and shall no longer receive any salary and employee benefits.**

**(3) Any active employee who is a member of any retirement system established by the state of Missouri or any political subdivision or instrumentality of the state for the purpose of providing plan benefits for elected or appointed public officials or employees**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **of the state of Missouri or any political subdivision or instrumentality of the state, who is**  
19 **not yet vested as of the effective date of this section, and who willfully and knowingly**  
20 **violates the provisions of this section shall not be eligible to receive any retirement benefits**  
21 **from the respective plan, except such member may still request from the respective**  
22 **retirement system a refund of the member's plan contributions, including interest credited**  
23 **to the participant's account.**

Section B. Because of the need to clarify licensing procedures, this act is deemed  
2 necessary for the immediate preservation of the public health, welfare, peace and safety, and is  
3 hereby declared to be an emergency act within the meaning of the constitution, and this act shall  
4 be in full force and effect upon its passage and approval.

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