
By: **Delegate Burns**

Introduced and read first time: February 7, 2005

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Same Sex Marriages - Foreign Jurisdictions - Invalidity**

3 FOR the purpose of providing that a marriage between two individuals of the same
4 sex that is validly entered into in another state or in a foreign country is not
5 valid in this State; altering the definition of a "foreign marriage" to provide that
6 the term includes a marriage ceremony between a man and woman; declaring
7 that marriages between individuals of the same sex are against the public policy
8 of this State; and generally relating to the validity of same sex marriages in the
9 State.

10 BY repealing and reenacting, with amendments,

11 Article - Family Law

12 Section 2-201 and 2-502(a)

13 Annotated Code of Maryland

14 (2004 Replacement Volume)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Family Law**

18 2-201.

19 (A) Only a marriage between a man and a woman is valid in this State.

20 (B) A MARRIAGE BETWEEN TWO INDIVIDUALS OF THE SAME SEX THAT IS
21 VALIDLY ENTERED INTO IN ANOTHER STATE OR IN A FOREIGN COUNTRY IS NOT
22 VALID IN THIS STATE.

23 (C) MARRIAGES BETWEEN INDIVIDUALS OF THE SAME SEX ARE AGAINST THE
24 PUBLIC POLICY OF THIS STATE.

25 2-502.

26 (a) In this section, "foreign marriage" means a marriage ceremony:

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1 (1) performed outside this State; [and]

2 (2) BETWEEN A MAN AND A WOMAN; AND

3 [(2)] (3) in which 1 or both of the parties were or are citizens of this
4 State.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
6 effect October 1, 2005.