

**MARRIAGE LICENSE FEE AMENDMENTS**

2010 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Christine A. Johnson**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill amends provisions relating to the collection of an additional marriage license fee.

**Highlighted Provisions:**

This bill:

- ▶ permits a marriage license applicant to choose not to pay an additional fee for use in the operation of shelters for victims of domestic violence; and
- ▶ makes technical corrections.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**17-16-21**, as last amended by Laws of Utah 2009, Chapter 123

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **17-16-21** is amended to read:

**17-16-21. Fees of county officers.**

(1) As used in this section, "county officer" means all of the county officers



28 enumerated in Section 17-53-101 except county recorders, county constables, and county  
29 sheriffs.

30 (2) (a) Each county officer shall collect, in advance, for exclusive county use and  
31 benefit:

32 (i) all fees established by the county legislative body under Section 17-53-211; and

33 (ii) any other fees authorized or required by law.

34 (b) As long as the displaced homemaker program is authorized by Section 35A-3-114,  
35 the county clerk shall:

36 (i) assess \$20 in addition to whatever fee for a marriage license is established under  
37 authority of this section; and

38 (ii) transmit \$20 from each marriage license fee to the Division of Finance to be  
39 credited to the displaced homemaker program.

40 (c) As long as the Children's Legal Defense Account is authorized by Section  
41 51-9-408, the county clerk shall:

42 (i) assess \$10 in addition to whatever fee for a marriage license is established under  
43 authority of this section and in addition to the \$20 assessed for the displaced homemaker  
44 program; and

45 (ii) transmit \$10 from each marriage license fee to the Division of Finance for deposit  
46 in the Children's Legal Defense Account.

47 (d) (i) As long as the Division of Child and Family Services, created in Section  
48 62A-4a-103, has the responsibility under Section 62A-4a-105 to provide services, including  
49 temporary shelter, for victims of domestic violence, the county clerk shall:

50 (A) collect \$10 in addition to whatever fee for a marriage license is established under  
51 authority of this section, in addition to the amounts described in Subsections (2)(b) and (c), [if]  
52 unless an applicant chooses, as provided in Subsection (2)(d)(ii), to not pay the additional \$10;  
53 and

54 (B) to the extent actually paid, transmit \$10 from each marriage license fee to the  
55 Division of Finance for distribution to the Division of Child and Family Services for the  
56 operation of shelters for victims of domestic violence.

57 (ii) (A) The county clerk shall provide a method for an applicant for a marriage license  
58 to choose not to pay the additional \$10 referred to in Subsection (2)(d)(i).

59           (B) An applicant for a marriage license may choose not to pay the additional \$10  
60 referred to in Subsection (2)(d)(i) without affecting the applicant's ability to be issued a  
61 marriage license.

62           (3) This section does not apply to any fees currently being assessed by the state but  
63 collected by county officers.

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**Legislative Review Note**  
as of 1-18-10 6:49 AM

**Office of Legislative Research and General Counsel**

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**H.B. 242 - Marriage License Fee Amendments**

**Fiscal Note**

2010 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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