

Wyoming Liberty Index

62nd Wyoming Legislature ★ 2014 Budget Session

HB0108, Validity of marriages.

Sponsors: Representative(s) Gay, Davison, Halverson, Hutchings and Jaggi

Comments

Declares valid in Wyoming foreign and out of state US marriages provided that such marriage contracts are between a male and a female person. Again, let's get government entirely out of the business of regulating marriage.

N: No fiscal or personnel impact. First off, this bill is unConstitutional since it is solidly in violation of Article IV, Section 1 of the US Constitution. It can even be argued that it is in violation of the Bill of Rights since this definition of marriage has enough roots in religion that it could be construed as a partial establishment of religion. I can also see the potential for arguments against this bill on free speech and civil rights grounds. Finally, it is simply anti-liberty. It limits the scope of civil contracts without establishing on a factual basis that such limits are within the purview of the state due to significant improvements in the general welfare that they would engender. The reader may refer to the comments on HB087 for a partial solution to this conundrum. Governmental centralization is always inimical to Liberty. Ignoring the provisions of the Constitutions of the USA or of the State of Wyoming almost always promotes the centralization of governmental power and damages Liberty.

Weighted Rating: -1.50. Unweighted Rating: 1.00.

Categories

Individual Rights, and Limited Government

For more information on the categories:

<http://wyominglibertyindex.info/2014/methodology.html#thecategories>

Document Status

Final