



**STATE OF HAWAII
DEPARTMENT OF HEALTH**

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**Testimony in SUPPORT of SB3114 SD2
RELATING TO MARRIAGE LICENSES.**

REP. MARK M. NAKASHIMA, CHAIR

HOUSE COMMITTEE ON JUDICIARY & HAWAIIAN AFFAIRS

Hearing Date: March 15, 2022

Room Number: Video & 325

1 **Fiscal Implications:** N/A.

2 **Department Testimony:** The Department of Health (DOH) strongly supports the Senate Draft
3 2 to make the licensing fee for marriage solemnization equitable. Licenses for non-religious and
4 non-judicial performers was authorized by Act 211, SLH 2021, however, a fee was created for
5 secular solemnization licenses where none exists for religious and judicial licenses. A lawsuit
6 against the state claiming religious discrimination is likely, since one was filed in 2020 for which
7 Act 211, SLH 2021 was the remedy.

8 DOH's website hosts a list of over 11,000 licensed marriage and civil union performers, though
9 many may be inactive since once listed there is no maintenance unless an individual specifically
10 requests to be removed.

11 Currently, DOH receives no moneys from marriage license fees when the license is issued to a
12 couple, and there is no revenue for religious and judicial licensees because of the lack of a fee.
13 These new moneys would be re-invested into improving public services relating to marriage.

14 **Offered Amendments:** N/A.

SB-3114-SD-2

Submitted on: 3/13/2022 4:08:30 PM

Testimony for JHA on 3/15/2022 2:00:00 PM

Submitted By	Organization	Testifier Position	Testify
Gerard Silva	Individual	Oppose	Written Testimony Only

Comments:

This is a Rip Off!!!