

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 10:30 a.m. on March 15, 2006 in Room 231-N of the Capitol.

All members were present.

Committee staff present:

Athena Andaya, Kansas Legislative Research Department  
Mary Ann Torrence, Revisor of Statutes Office  
Connie Burns, Committee Secretary

Conferees appearing before the committee:

Representative Nile Dillmore  
Sandra Vader, Community Health Charities  
Mari Tucker, Office of the state Bank Commissioner  
Representative Rob Olson  
Matt All, Chief Counsel to Governor  
Eric Rucker, Sr. Deputy Attorney General  
Ben Vidricksen

Others attending:

See attached list.

**Sub for HB 2727- Authorizing certain payroll deductions for state employees**

Chairman Brungardt opened the hearing on **HB 2727**.

Representative Nile Dillmore, appeared in support of the bill. (Attachment 1) The bill would approve Community Health Charities as an authorized State of Kansas charitable organization. A balloon was provided to change the language on page 1 line 34 striking "or both" and page 2 line 27 striking "state general fund" and inserting accounting services recovery fund. (Attachment 2)

Sandra Vader, Community Health Charities, spoke in favor of the bill. (Attachment 3) Community Health Charities is a federation of 31 local health charities, that represent these community-based charities in public and corporate workplace giving campaigns.

Mari Tucker, Office of the State Bank Commissioner, appeared in support of the bill. (Attachment 4) She stated that the bill would allow State of Kansas employees the opportunity to contribute to Community Health Charities with payroll deductions.

Written testimony was submitted in favor of the bill by Judy Keller, American Lung Association of Kansas, (Attachment 5) and Duane Bruce, National Sickle Cell Disease Association, (Attachment 6).

Marilyn Jacobson, Department of Administration, answered questions about the list of 1,700 federal charitable organizations and that each of those are charged to be on the list. An example is of the 37 organization listed under United Way only 22 receive donations, but all are charged to be listed. There are only two federations operating in Kansas at this time.

Chairman Brungardt closed the hearing on **HB 2727**.

**HB 2541 - No marriage license for persons 15 and under; persons 16 and 17 may have license with parent or judicial consent**

Chairman Brungardt opened the hearing on **HB 2541**.

Representative Rob Olson, appeared in support of the bill. (Attachment 7) The bill would raise the minimum marriage age to 16 with parental consent. Currently, the state statute allows for a 12 year old female or 14

CONTINUATION SHEET

MINUTES OF THE Senate Federal and State Affairs Committee at 10:30 a.m. on March 15, 2006 in Room 231-N of the Capitol.

year old male to marry with parental consent. Forty states have set the minimum age limit at 16 or higher for marriage.

Matt All, Chief Counsel to the Governor, appeared in support of the bill. (Attachment 8) The gap in the law provides a safe haven for grown adults to prey on children and is unacceptable and inconsistent with Kansas values.

Eric Rucker, Office of the Attorney General, spoke in support of the bill. (Attachment 9) The bill would mandate that the minimum age that one may become married and the minimum age that one may consent to sexual activity is the same.

Chairman Brungardt closed the hearing on HB 2541.

**SCR 1621 - Museum of Scouting**

Chairman Brungardt opened the hearing on SCR 1621.

Ben Vidricksen, spoke in favor of the current resolution. (Attachment 10) Scouting began in Salina in 1909, being formed by Rev. John Romanof through St. John's Military school, which connects the museum to scouting history.

Chairman Brungardt closed the hearing on SCR 1621.

Final Action:

**SCR 1621 - Museum of Scouting**

Senator Brownlee moved to pass SCR 1621 out favorably. Senator Reitz seconded the motion. The motion carried.

The meeting was adjourned at 11:20 am. The next scheduled meeting is March 16, 2006.



STATE OF KANSAS

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TOPEKA

HOUSE OF  
REPRESENTATIVES

State of Kansas  
Federal and State Affairs Committee Hearing  
March 15, 2006

Community Health Charities (CHC) is a statewide federation of 31 local Kansas and 50 national voluntary health charities formed in 1993. CHC is a component of the Kansas health care continuum and has a strong record of providing a cost-efficient fund-raising opportunity for employers, employees, and its member charities. CHC rose over \$1.9 million dollars in 2004, through workplace campaign in the public and private sectors in Kansas and Missouri. Given the choice of a level playing field employees want to support health.

Today I am going to step out of the way and let those who know best tell you about CHC and the how this change would impact our state. I stand in complete support of House Bill 2727 and I urge this committee to do likewise. Thank you again for your attention to this matter.

Session of 2006

## Substitute for HOUSE BILL No. 2727

By Committee on Federal and State Affairs

2-16

9 AN ACT concerning state officers and employees; amending K.S.A. 75-  
10 5532 and 75-5534 and K.S.A. 2005 Supp. 75-5531 and 75-5533 and  
11 repealing the existing sections.  
12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 2005 Supp. 75-5531 is hereby amended to read as  
15 follows: 75-5531. As used in K.S.A. 75-5531 to 75-5534, inclusive, and  
16 amendments thereto:

17 (a) "Community health charities" means community health charities  
18 of Kansas and Missouri, Inc.

19 (b) "State employee" or "employee" means any appointed or elective  
20 officer or any employee of the state of Kansas; and

21 (b) (c) "United way organization" means the organization conducting  
22 a single, annual, consolidated effort to secure funds for distribution to  
23 agencies engaged in charitable, public health, welfare or service purposes,  
24 which commonly is known as the united way. Such term includes the  
25 united fund, the community chest or any other organization which serves  
26 in communities or areas of the state where the united way is not  
27 organized.

28 Sec. 2. K.S.A. 75-5532 is hereby amended to read as follows: 75-  
29 5532. (a) Upon notification of an employing agency's receipt of written  
30 authorization by any state employee, the director of accounts and reports  
31 shall make periodic deductions of amounts as specified in such authori-  
32 zation from the salary or wages of such state employee for the purpose  
33 of contributing to a united way organization or community health chari-  
34 ties. ~~(or both)~~ and shall make payments of such amounts in accordance  
35 with such authorization and the payroll deduction plan adopted under  
36 subsection (b). Any amounts deducted from the salary or wages of such  
37 state employee pursuant to such authorization shall be subject to the  
38 maximum and minimum amounts established by rules and regulations  
39 adopted under K.S.A. 75-5534 and amendments thereto. Any such writ-  
40 ten authorization may be withdrawn or modified by such state employee  
41 upon filing written notice of withdrawal or modification in the manner  
42 and at the times prescribed in rules and regulations adopted under K.S.A.  
43 75-5534 and amendments thereto.

1 (b) As part of the system of payroll accounting formulated under  
 2 K.S.A. 75-5501 and amendments thereto, the director of accounts and  
 3 reports shall establish a payroll deduction plan for the purpose of making  
 4 contributions to united way organizations *and to community health char-*  
 5 *ities* by state employees. Such plan shall be administered by the director  
 6 of accounts and reports in accordance with rules and regulations adopted  
 7 under K.S.A. 75-5534 and amendments thereto and such additional ac-  
 8 counting procedures as may be prescribed by the director of accounts  
 9 and reports.

10 Sec. 3. K.S.A. 2005 Supp. 75-5533 is hereby amended to read as  
 11 follows: 75-5533. (a) The director of accounts and reports shall charge  
 12 and collect a fee for making payroll deductions and payments authorized  
 13 under K.S.A. 75-5531 to 75-5534, inclusive, and amendments thereto.  
 14 Such fees shall be fixed in an amount equal to the total costs incurred in  
 15 making the necessary transfers and transactions, including administrative  
 16 costs, to accomplish the purpose involved as determined by the director  
 17 of accounts and reports with the approval of the secretary of administra-  
 18 tion. The fees fixed shall be levied against and shall be paid by the united  
 19 way organization *or community health charities* which receives payments  
 20 pursuant to written authorizations by state employees under this section.  
 21 Such fees shall be paid as part of each transaction remitting payments to  
 22 the united way organization *or community health charities*.

23 (b) All moneys received by the director of accounts and reports from  
 24 the fees levied under this section shall be remitted to the state treasurer  
 25 in accordance with the provisions [of] K.S.A. 75-4215, and amendments  
 26 thereto. Upon receipt of each such remittance, the state treasurer shall  
 27 deposit the entire amount in the state treasury to the credit of the ~~state~~  
 28 ~~general fund~~.

accounting services recovery fund

29 Sec. 4. K.S.A. 75-5534 is hereby amended to read as follows: 75-  
 30 5534. The secretary of administration, upon the recommendation of the  
 31 director of accounts and reports, may adopt rules and regulations as pro-  
 32 vided in K.S.A. 75-3706, and amendments thereto, for the implementa-  
 33 tion and administration of K.S.A. 75-5531 to 75-5534, inclusive, *and*  
 34 *amendments thereto*. Such rules and regulations shall include: (a) Provi-  
 35 sions prohibiting the use of official action or threat of official action by a  
 36 state employee to coerce or attempt to coerce a subordinate state em-  
 37 ployee to contribute to a united way organization *or community health*  
 38 *charities*; and (b) maximum and minimum limitations on the amounts to  
 39 be deducted from the salary or wages of any state employee and provi-  
 40 sions for the modification or withdrawal of any authorization to make  
 41 periodic deductions for the purpose of making contributions to united  
 42 way organizations *or community health charities*.

43 Sec. 5. K.S.A. 75-5532 and 75-5534 and K.S.A. 2005 Supp. 75-5531.

- 1 and 75-5533 are hereby repealed.
- 2 Sec. 6. This act shall take effect and be in force from and after its
- 3 publication in the statute book.

2-3



# Community Health Charities

WORKING FOR A HEALTHY AMERICA

Testimony in Support of HB 2727  
Submitted to the Senate House Federal and State Affairs Committee  
By Sandra Vader, President, Community Health Charities  
March 15, 2006

Good morning, my name is Sandra Vader and I am president of Community Health Charities. I am here today to speak on behalf of HB 2727 - An Amendment to K.S.A. 75-5531 to 75-5534 - Regulating State Employee' Payroll Deductions.

Community Health Charities is a federation of 31 local health charities:

ALS Association, Keith Worthington Chapter  
Alzheimer's Association  
American Diabetes Association  
American Liver Foundation  
American Lung Association  
American Stroke Foundation  
Arthritis Foundation  
Asthma & Allergy Foundation  
Crohn's & Colitis Foundation  
Cystic Fibrosis Foundation  
Down Syndrome Guild  
Envision  
Fibromyalgia Coalition International  
Huntington's Disease Society  
International Essential Tremor Foundation  
Juvenile Diabetes Research Foundation  
Kansas City Hospice  
Leukemia and Lymphoma Society  
Lupus Foundation  
March of Dimes  
Midwest Ear  
Muscular Dystrophy Association  
National Alliance for the Mentally Ill  
National Kidney Foundation  
National Marrow Donor Program  
National Multiple Sclerosis Society  
NOVA Center  
Sickle Cell Disease Association, Uriel Owens Chapter  
SIDS Resources  
Special Olympics Kansas  
Turner Syndrome Society



As a federation Community Health Charities represents these community-based charities in public and corporate workplace giving campaigns.

The reason we are here today is that like every non-profit in Kansas, our member charities are in need of financial resources to provide medical research, patient services, community programs and health education. The rising cost of health care and the ever-increasing number of Kansans suffering from illnesses has created an influx of requests to our members for funding, medical equipment, support groups and other services for Kansas' families. These member health charities provide a critical link not only in providing funding for new cures and treatments to individuals but also to the Kansas economy.

#### Fiscal Responsibility & Cost Effective Way for Charities to Raise Funds.

- CHC Overhead cost 1.4%
- Board of Directors - Volunteer board is comprised of corporate and labor representatives, health care professionals and member charities' staff. The board guides the mission, safeguards fiscal responsibility and governs in the public interest.
- CHC acts as fiscal agent for quarterly distribution of donor funds to member charities.

#### Benefits of Community Health Charities

- Annual member charity evaluation ensures the highest standards of performance and financial integrity.
- Single point of contact for 31 local health charities.
- CHC provides personal and professional support to campaign management.

#### A Distinctive Way to Make a Difference

- Adding Community Health Charities gives a Kansas employee a way to support their local health charities that are not included in United Way campaigns.
- Donor Choice: Ability to contribute to specific health charity increases employee satisfaction.
- Open campaigns have a positive impact on total giving and employee participation.

Let me give you some brief facts about individuals and the level of health in Kansas and across the country.

- 1) There are approximately 20.8 million people in the United States, and 7% of the population have diabetes. The estimated number of Kansan's with diabetes is **48,189**.
- 2) Over 1,000,000 people died last year due to cardiovascular disease or stroke - that is one person every 33 seconds. The average Kansas stroke survivor spends eight hours a week in the American Stroke Foundation programs. It allows survivors to share stories of recovery allowing them to escape the plague of depression and isolation. Together they celebrate the job of drinking a cup of coffee, buttoning a shirt, relearning how to read and have a place to go where others understand.
- 3) An estimated one in 10 people in Kansas over the age of 65 are affected with Alzheimer's disease. The risk for developing the disease doubles every five years after the age of 65 year so that nearly one-half of people after the age of 85 have Alzheimer's.

In terms of the economy, the following are 2006 Program Grants of the March of Dimes.

	Grant Recipient	Location	Program	Amount
1	United Methodist Mexican-American Ministries	Garden City	Education ON nutrition, physical activity and diabetes management for 65 women, primarily Hispanic, who has gestational diabetes.	\$10,114
2	The Family Conservancy	Kansas City	Prenatal and childbirth education in Spanish using Comenzando bien curriculum	\$21,405
3.	Reno County Health Department	Wichita	Enhancing education and support services (dental visit, travel vouchers, antibiotics, education materials)	\$7,724
4.	Truman Medical Center	Kansas City	Enhancing education for 3,000 pregnant women at two safety net hospitals	\$13,830
5.	Community Health Center of Southeast Kansas (Pittsburg)	Topeka	Prenatal education using the Pregnancy Workshop and Comenzando bien for high risk, low income women in SE Kansas	\$10,000
6.	St. Joseph Medical Center	Kansas City	Education and counseling to pregnant women who are socially at-risk - expanded to include St. Joseph and St. Mary's	\$7,500
7.	Hunter Health Clinic	Wichita	Prenatal education for Hispanic/Latina women using the Comenzando bien curriculum	\$24,979
8.	SIDS Resources	Kansas City	Community outreach and training to educate the greater Kansas City community about SIDS awareness and risk reduction.	\$25,000

Our former board chair, Dr. Bill Kincaid often said that the physician makes the diagnosis but it is the health charities that help the patient and families cope and heal.

The State of Kansas employee's workplace campaign donations will be used to support disease prevention, provide research-funding, increases patient and family services in communities across Kansas, bettering the lives of all Kansans. Thank you.

*From the desk of*

***Mari E. Tucker***

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Good morning! I am the Coordinator for the Topeka Area ALS Support Group and the Event Chairperson for the annual Walk to D'Feet ALS in Topeka. I am also a State of Kansas employee and the surviving spouse of an ALS victim.

ALS, commonly known as Lou Gehrig's disease, is a fatal neuromuscular disease which can strike anyone at any age. In the two years after his diagnosis, my late husband, Joseph "Doug" Kirkman, transformed from a healthy, active individual with a successful dental practice into a man who sat in a wheelchair, who was unable to perform any of the activities of daily living (eating, dressing, etc) without assistance, and who relied upon a tube for feeding. As his caregiver, I became all too familiar with the vengeance of this fatal disease.

Since his passing, I have been committed to increasing awareness of ALS and generating funds to support the ALS Association. On an annual basis, I solicit individuals, businesses and corporations for contributions to the Walk to D'Feet ALS and the ALS Association. The ALS Association provides many vital and valuable services to the ALS patients in Kansas and it is funded solely by contributions from individuals, corporations, and foundations. It receives neither funding from local, state or federal entities nor funding from The Jerry Lewis Telethon. Approximately two thirds of the revenue comes from special events and one third from grants, planned gifts, and memorials.

I'm here today to encourage you to adopt House Bill No. 2727 and to approve Community Health Charities as an authorized State of Kansas charitable organization. Please give State of Kansas employees the opportunity to contribute to this worthy organization with payroll deductions. Their dollars provide vital funding for non-profit organizations, including the ALS Association, and help to ensure that patient services will be available when they are needed. During your deliberation, please remember that, with ALS, there are no survivors. Patients rely upon the ALS Association to provide comfort and care while the disease robs them of their limbs, their voices and, finally, their lives. Payroll deductions would allow State employees to express their compassion and concern and will offer hope to the many patients and caregivers who battle this disease.

Thank you for allowing me to speak with you today and for your consideration of this legislation.

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Sen Fed & State Affairs

3-15-06

Attachment 4



**Written Testimony in Support of HB 2727**  
**Submitted to the Senate Federal and State Affairs Committee**  
**By Judy Keller, Executive Director, American Lung Association of Kansas**  
**March 15, 2006**

Chairman Brungardt and Members of the Committee:

I appreciate the opportunity to present written testimony in support of House Bill 2727. The American Lung Association of Kansas is the oldest voluntary health organization in the state and a founding member of Community Health Charities. Your initiative is important to our organization and the clients we serve.

One of every seven people in Kansas suffers from lung disease. It is our job to underwrite research and patient education programs which will treat and cure asthma and the host of illnesses and death initiated by tobacco use. HB 2727 will help us continue our work.

It revises Kansas Statute, permitting state employees to earmark payroll deductions for more than one organization. The move hits home: one of our most valuable volunteers, a board member and a nurse at KU Med Center, frequently complained about her inability to contribute to our organization in this way. HB 2727 will not only solve her problem, but facilitate contributions from other state employees.

We endorse efforts to improve the state's payroll deduction program for several reasons:

First, it provides additional options for the state's 37,000 employees, many who cannot currently make gifts to their favorite charities through payroll deductions.

Second, you will be encouraging charitable giving to many established, reputable, voluntary health organizations that cannot currently participate.

Third, you are creating a level playing field for health federations. Organizations that are currently excluded from the program—more than likely the unintended consequence of action taken long ago—will receive needed support.

Like so many of my colleagues, I am grateful that you are taking the initiative in addressing a long-neglected issue. We salute your efforts.

6

Written Testimony in Support of HB 2727  
Submitted to the Senate Federal and State Affairs Committee  
By Duane Bruce, Attorney  
U.S. Department of Health & Human Services  
Board Member: Community Health Charities  
National Sickle Cell Disease Association  
Sickle Cell Disease Association of America, Uriel Owens Chapter of Kansas City, Kansas.  
March 15, 2006

Chairman Brungardt and Members of the Committee:

I am a member of the boards of Community Health Charities, the National Sickle Cell Disease Association of America and the Sickle Cell Disease Association of America, Uriel Owens Chapter of Kansas City, Kansas. It is in those capacities and not that of my position as an employee of the United States Department of Health and Human Services that I appeal to you today.

Each year more than 1,000 babies are born in the United States with sickle cell disease and more than 2.5 million people in the United States carry the genetic trait for the disease. Although those with the trait need not fear the disease themselves, as a genetically inherited disease, it is possible that they may pass on the disease to their children. Although the disease primarily affects those of African descent, it is also present amongst the Portuguese, Spanish, French, mainland Italians, Greeks, Turks as well as those of Middle Eastern and Asian descent.

It is with that cause in my heart and that of the other 30 health charities of Community Health Charities that I appeal to you to consider the proposal before you. As a qualified federation under the federal workplace giving campaign, Community Health Charities is well qualified as a federated giving program. At present, however, Community Health Charities and its represented health charities have no way to make a workplace appeal to Kansas State employees and Kansas State employees have no way to leverage the power of payroll deductions to contribute to the health causes represented by the Community Health Charities.

I call on you seeking a level playing field for Community Health Charities and its represented health charities to make their cause known throughout the Kansas State workplace giving campaigns. Recognizing Community Health Charities as a charitable federation eligible to participate in Kansas State workplace giving campaigns will give State of Kansas employees a way to support their local health charity of choice that is not included in traditional United Way campaigns. Giving them the ability to contribute to their specific health charity of choice will have a positive impact on their participation and campaign satisfaction as well as the health and health awareness of Kansas residents.

Thank you for your consideration of this important issue.

**Robert (Rob) Olson**  
REPRESENTATIVE, 26TH DISTRICT  
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State Capitol, 182-W  
Topeka, Kansas 66612-1504  
785-296-7632  
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HOUSE OF  
REPRESENTATIVES

**Committee Assignments:**

Environment  
Financial Institutions  
Transportation  
Utilities

March 15, 2006

The Honorable Pete Brungardt  
Senate Committee on Federal & State Affairs  
State House Room 231-N  
Topeka, Kansas 66612

Subject: HB 2541

I am present to testify to my support of House Bill 2541. This bill will raise the minimum marriage age to 16 with parental consent. Currently, the State Statute allow for 12 year old females or 14 year old males to marry with parental consent. Forty States set the minimum age limit at 16 or higher for marriage.

According to the Legislative Research Department, in 2004, 17 girls under the age of 16 were married in Kansas. During 1999 to 2004 there were 27 brides and, 7 grooms married in Kansas, that were between the ages of 12-16. The division of Budget has stated that it is unlikely that passage of this bill would cause any fiscal effect upon the state. Children are our greatest resource and deserve the best care and protection we can provide.

For this reason we do not allow them to drive vehicles, work in dangerous jobs until they have reached an appropriate age. This is irresponsible to allow them to marry so young. This could be one of the most important days in our children's young lives. We are here to make a difference and we need to move forward and protect our children today so they will have a better future tomorrow.

I will stand for questions at the appropriate time.

Thank you Mr. Chairman and Committee

Representative Rob Olson  
District 26

A handwritten signature in black ink, appearing to be 'Rob Olson', written over a horizontal line.

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## Marriage Laws of the Fifty States, District of Columbia and Puerto Rico

This table links to the marriage laws of the states and attempts to summarize some of their salient points. Those interested in the marriage law of a particular jurisdiction should review its law directly rather than rely on this summary which may not be fully accurate or complete.

Related LII materials include:

- the LII "[Law about ...](#)" marriage page
- the LII pages summarizing [the divorce laws of the states](#) and the [adoption laws of the states](#)
- the [State Statutes by Topic](#) page
- the [LII State Law pages](#)

	Common Law Marriage	Age of consent to marry		Medical exams		Marriage license	
		Age with parental consent	Age without parental consent	Max. period between exam and license	Scope of medical exam	Waiting period before license	Duration of license validity (expiration)
<a href="#">Alabama</a> - Title 30, Chapter 1	Yes	<a href="#">14 a, b</a>	<a href="#">18</a>	-----	-----	-----	30 days
<a href="#">Alaska</a> - Title 25, Chapter 5	No	<a href="#">16 c</a>	<a href="#">18</a>	-----	-----	3 days, <a href="#">d</a>	3 months
<a href="#">Arizona</a> - Chapter 1, Article 1	No	<a href="#">16 c (2)</a>	<a href="#">18</a>	-----	-----	-----	1 year
<a href="#">Arkansas</a> - Title 9, Subtitle 2, § 11	No	Male- <a href="#">17 c, e</a> Female- <a href="#">16 c, e</a>	<a href="#">18</a>	-----	-----	<a href="#">f</a>	-----
<a href="#">California</a> - Family Code, §§ 300-500	No	<a href="#">b, g</a>	18	30 days, <a href="#">d, h</a>	-----	-----	90 days
<a href="#">Colorado</a> - §§ 14-2-105 thru 14-2-110	Yes	<a href="#">16 c</a>	<a href="#">18</a>	-----	-----	-----	30 days
<a href="#">Connecticut</a> - Title 46b, § 815e	No	<a href="#">16 c (2)</a>	<a href="#">18</a>	-----	<a href="#">i</a>	4 days, <a href="#">d</a>	65 days
<a href="#">Delaware</a> - Title 13, Chapter 1	No	Male- <a href="#">18 e</a> Female- <a href="#">16 e</a>	<a href="#">18</a>	-----	-----	24 hours, <a href="#">i</a>	30 days
<a href="#">Florida</a> - Title 43, Chapter 741	No	<a href="#">16 a, e</a>	<a href="#">18</a>	-----	-----	-----	60 days

Georgia- §§ 19-3-1 thru 19-3-68	No <u>gg</u>	<u>16 e, k</u>	<u>18</u>	-----	<u>i</u>	3 days, <u>l</u>	30 days
Hawaii- § 572	No	<u>15 k</u>	<u>18</u>	-----	-----	-----	30 days
Idaho- § 32-301 thru 32-501	No <u>gg</u>	<u>16 c</u>	<u>18</u>	-----	<u>m, n</u>	-----	-----
Illinois- Chapter 750, CS 5, Part II	No	<u>16 o</u>	<u>18</u>	-----	<u>p</u>	1 day	60 days
Indiana- Title 31, Article 11	No <u>gg</u>	<u>17 e</u>	<u>18</u>	-----	<u>q</u>	-----	60 days
Iowa- Chapter 595	Yes	<u>16 k</u>	<u>18</u>	-----	-----	3 days	20 days
Kansas- Chapter 23, Article 1	Yes	Male-14 <u>k</u> Female-12 <u>k</u>	<u>18</u>	-----	-----	3 days, <u>d</u>	6 months
Kentucky- Chapter 402	No	<u>18 k</u>	<u>18</u>	-----	-----	-----	30 days
Louisiana- Title IV, Chapter 1 (Civil Code 86)	No	<u>18 c</u>	<u>18</u>	10 days	-----	-----	-----
Maine- Title 19, Chapter 23	No	<u>16 c</u>	<u>18</u>	-----	-----	3 days, <u>d</u> , <u>f</u>	90 days
Maryland- §§ 2-201 thru 2-503	No	<u>16 e, r</u>	<u>18</u>	-----	-----	48 hours, <u>d</u>	6 months
Massachusetts- Title III, Chapter 207	No	Male-14 <u>k</u> Female-12 <u>k</u>	<u>18</u>	3-60 days, <u>s</u>	-----	3 days, <u>f</u>	60 days
Michigan- Chapter 551	No	<u>16</u>	<u>18</u>	-----	-----	3 days, <u>d</u>	33 days after application
Minnesota- Chapter 517	No	<u>16 k</u>	<u>18</u>	-----	-----	5 days, <u>d</u>	6 months
Mississippi- Title 93, Chapter 1	No	<u>g, k</u>	Male-17 Female-15	30 days	<u>t</u>	3 days, <u>d</u>	-----
Missouri- Chapter 451	No	<u>15 u</u>	<u>18</u>	-----	-----	-----	30 days
Montana- Title 40, Chapter 1	Yes	<u>16 k</u>	<u>18</u>	-----	<u>t</u>	-----	180 days
Nebraska- Chapter 42	No	<u>17</u>	<u>19</u>	-----	<u>i</u>	-----	1 year
Nevada- Title 11, Chapter 122	No	<u>16 c</u>	<u>18</u>	-----	-----	-----	1 year
New Hampshire- Title 43, Chapter 457	No	Male- <u>14 v</u> Female- <u>13 v</u>	<u>18</u>	-----	-----	3 days, <u>d</u> , <u>f</u>	90 days
New Jersey- Title 37	No	<u>16 c, e</u>	<u>18</u>	-----	-----	72 hours, <u>d</u>	30 days



New Mexico- Chapter 40, Article 1	No	16 <u>e</u> , <u>u</u>	18	30 days, <u>t</u>	-----	-----	
New York- Chapter 14, Articles 1 and 2	No	16 <u>v</u>	<u>18</u>	-----	<u>w</u>	24 hours	60 days
North Carolina- Chapter 51	No	16 <u>e</u>	18	-----	-----	-----	-----
North Dakota- Chapter 14-03	No	16	18	-----	-----	-----	60 days
Ohio- Title 31, Chapter 3101	No	Male-18 <u>k</u> Female-16 <u>c</u> , <u>e</u>	18	-----	-----	5 days, <u>d</u> , <u>x</u>	60 days
Oklahoma- 43-3	Yes	16 <u>c</u> , <u>e</u>	18	30 days, <u>d</u>	<u>t</u>	<u>y</u>	30 days
Oregon- Title 11-106	No	17 <u>z</u>	18	-----	-----	3 days, <u>d</u>	60 days
Pennsylvania- Title 23, Part 1	Yes	16 <u>u</u>	18	30 days	<u>t</u>	3 days, <u>d</u>	60 days
Rhode Island- Title 15, Chapters 15-1 thru 15-3	Yes	Male-18 <u>u</u> Female-16 <u>u</u>	<u>18</u>	-----	<u>aa</u>	-----	3 months
South Carolina- Title 20, Chapter 1	Yes	Male- 16 <u>e</u> Female-14 <u>e</u>	18	-----	-----	1 day	-----
South Dakota- Title 25, Chapters 1 and 2	No	16 <u>e</u>	18	-----	-----	-----	20 days
Tennessee- Title 36, Chapter 3	No	16 <u>u</u>	18	-----	-----	3 days, <u>d</u> , <u>bb</u>	30 days
Texas- Title 1, Subtitles A and B	Yes	<u>14 k</u> , <u>v</u>	<u>18</u>	-----	-----	<u>cc</u>	30 days
Utah- Title 30, Chapter 1	Yes	14 <u>a</u>	18 <u>dd</u>	-----	-----	-----	30 days
Vermont- Title 15, Chapter 1	No	16 <u>k</u>	18	30 days, <u>d</u>	<u>t</u>	1 day, <u>d</u>	-----
Virginia- Title 20, Chapter 2	No	<u>16 a</u> , <u>e</u>	<u>18</u>	-----	<u>ee</u>	-----	60 days
Washington- Title 26, Chapter 4	No	<u>17 u</u>	<u>18</u>	-----	<u>ff</u>	3 days	60 days
West Virginia- Chapter 48, Article 1	No	18 <u>e</u>	18	-----	<u>t</u>	3 days, <u>d</u>	-----
Wisconsin- Chapter 765 thru 767	No	16	18	-----	<u>n</u>	5 days, <u>d</u>	30 days
Wyoming- Title 20, Chapter 1	No	<u>16 u</u>	<u>18</u>	-----	<u>i</u>	-----	-----

District of Columbia- Division VIII, Title 46, Subtitle 1, Chapter 4	Yes	16 <u>a</u>	18	30 days <u>t</u>	3 days, <u>d</u>	-----
Puerto Rico	No	Male-18 <u>c</u> , <u>e</u> , <u>u</u> Female-16 <u>c</u> , <u>e</u> , <u>u</u>	Male- 21 Female- 21 <u>e</u>	-----	<u>t</u>	----- -----

---- indicates that the authors of this table were unable to locate any information regarding the topic

- (a) Parental consent not required if minor was previously married.
- (b) Other statutory requirements apply.
- (c) Younger parties may marry with parental consent.
- (c) (2) Younger parties may marry with parental and judicial consent.
- (d) Waiting period may be avoided
- (e) Younger parties may obtain license in case of pregnancy or birth of child.
- (f) Parties must file notice of intention to marry with local clerk.
- (g) No age limits
- (h) When unmarried man and unmarried woman, not minors, have been living together as man and wife, they may, without health certificate, be married upon issuance of appropriate authorization.
- (i) Venereal disease and rubella (for female)
- (j) Residents, before expiration of 24 hour waiting period; non-residents, before expiration of 96 hour waiting period.
- (k) Parental consent and/or permission of judge required.
- (l) Unless parties are 18 years of age or more, or female is pregnant, or applicants are the parents of a living child born out of wedlock.
- (m) Rubella for female; there are certain exceptions, and district judge may waive medical examination on proof that emergency exists.
- (n) Applicants must receive information on AIDS and certify having read it.
- (o) Judicial consent may be given when parents refuse to consent.
- (p) Venereal diseases; test for sickle cell anemia given at request of examining physician.
- (q) Any unsterilized female under 50 must submit with application for license a medical report stating whether she had immunological response to rubella, or a written record that the rubella vaccine was administered on or after her first birthday. Judge may by order dispense with these requirements.
- (r) If parties are at least 16 years of age, proof of age and consent of parties in person are required. If a parent is ill an affidavit by the incapacitated parent and a physician's affidavit required.
- (s) Doctor's certificate must be filed 30 days prior to notice of intention.
- (t) Venereal diseases. In WV and OK, Circuit court judge may waive requirement
- (u) Younger parties may obtain license in special circumstances.
- (v) Below age of consent parties need parental consent and permission of judge, no younger than 14 for males and 13 for females.
- (w) Tests for sickle cell may be required.
- (x) Applicants under age 18 must state that they have had marriage counseling.
- (y) If one or both parties are below the age for marriage without parental consent, three day waiting period.
- (z) If a party has no parent residing within state, and one party has residence in state for six months, no permission required.
- (aa) Physical examination and blood test required; offer of HIV counseling required.
- (bb) Unless parties are over 18 years of age.
- (cc) 72 hour waiting period following issuance of license.
- (dd) Authorizes counties to provide for premarital counseling as a requisite to issuance of

license to persons under 18 and persons previously divorced.

- (ee) Required offer of HIV test, and/or must be provided with information on AIDS and tests available.
- (ff) No exam required, but parties must file affidavit of non-affiliation with contagious venereal disease.
- (gg) No common-law marriage can be entered into, but these states recognize common law marriages that were entered into before these dates: Georgia- entered into prior to January 1, 1997 are recognized, Idaho- entered into prior to January 1, 1997 are recognized, and Indiana- entered into prior to January 1, 1958 are recognized.

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Source: Based in part on a chart in the World Almanac and Book of Facts, World Almanac Books, 1999. Entries have been updated through a review of the statutes and links added to permit direct consultation of the state statutes.

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# KANSAS

OFFICE OF THE GOVERNOR

KATHLEEN SEBELIUS, GOVERNOR

## TESTIMONY ON HOUSE BILL NO. 2541

**MATTHEW D. ALL**  
CHIEF COUNSEL TO THE GOVERNOR

BEFORE THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS

Wednesday, March 15, 2006

Mr. Chairman and Members of the Committee:

Thank you for allowing me to testify on House Bill 2541. I believe all of us were disturbed to read the news last year about a 22-year-old Nebraska man marrying a 14-year-old girl. And we were dismayed to learn that the marriage took place here in Kansas because our law contains no minimum age for marriage.

This gap in Kansas law is unacceptable, and it must be closed—now. When read together with Kansas law on statutory rape, this gap provides a safe haven for grown adults to prey on children. That violates our most basic values.

I wish I could tell you that the marriage we read about last year was an isolated occurrence. Unfortunately, the data I have reviewed reveals that in Kansas from 1999-2004, there were at least 34 marriages involving children age 14 or younger. That is unacceptable, and it is inconsistent with Kansas values.

House Bill 2541 would retain the minimum age of 18 for marriage without parental or court involvement. But it would set an absolute minimum age for marriage at 16, which is also the minimum age for consent. It would require individuals age 16 or 17, before marrying, to receive the approval of either (a) all living parents or guardians, (b) one parent or guardian and a judge, or (c) just a judge after due investigation, if both parents are dead and there is no legal guardian. This new standard will bring our marriage law into line with our other laws

concerning minors, and will help ensure that 16 or 17-year-olds get married only when it is necessary and appropriate.

The current Kansas law on marriage was written long ago, in a different era. There may have good reason then for it to be written the way it was. But that era is behind us, and it is time for Kansas law to catch up with today's circumstances and values. HB 2451 would do that, and so we urge you to vote for it.

Thank you for your time and attention.



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**Testimony**  
**By Eric Rucker**  
**Deputy Attorney General**

**HB 2541**  
**March 15, 2006**

HB 2541 would restrict the issuance of a marriage license only to those over the age of 16 years of age. Those over the age of 16 years of age but less than 18 years of age desiring to marry must obtain the consent of both parents, the consent of one parent and a district court judge or the legal guardian of the child and a district court judge.

The legislature has previously determined that the age at which a person acquires the legal capacity to consent to sexual activity is 16 years. This legislative proposal would mandate that the minimum age that one may become married and the minimum age that one may consent to sexual activity is the same.

This approach is preferable to our current law.

## A Dream

many years Scout Leaders and Scouters have discussed and expressed a wish that a Museum of Scouting could be established in order to be a repository for the many fine mementoes produced by the skilled hands of Scouts and Scouters, memorabilia collected over many years of serving the Scouting program, and to prevent its loss upon the death of Scouting supporters. It is time to make our dream a reality. A number of fine collections of Scouting artifacts and memorabilia are available to be displayed as soon as the Museum building is completed. You are invited to help make our dream come true by supporting the building fund with a generous donation.

## Mission Statement

**Collect and preserve Scouting memorabilia.**

**Memorialize those who have contributed to the success of the Scout program in Central & Northwest Kansas since 1909 when the first Boy Scout troop was organized.**

**Preserve Scouting's heritage for the youth of tomorrow.**

**Conduct programs which promote Scouting's heritage and timeless values.**

**Share Scout history and traditions.**

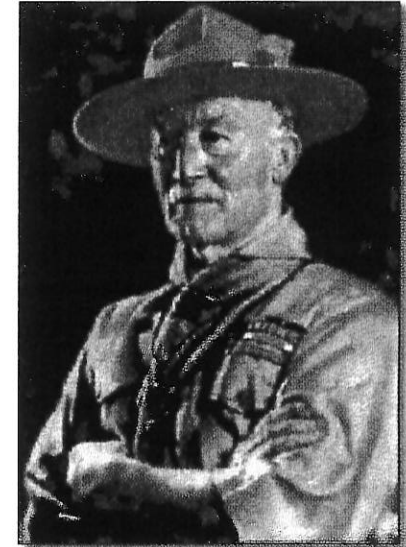


### *An artist's conception of a building to house the Museum of Scouting*

The Museum of Scouting will be located in the Central Kansas Flywheels Museum complex at 1100 W. Diamond Drive, Salina, Kansas, near the Ninth Street exit 252 from I-70.



# Museum of Scouting



*Our Founder Lord Baden Powell*

*The Museum of Scouting is designed to promote the timeless values of Scouting, to encourage and excite young men and women to become members of the Boy & Girl Scouts of America, and preserve the artifacts that represent the history and heritage of the Scouting movement, particularly those relating to Central & Northwest Kansas.*





Clipping from Salina Daily Union, November 21, 1920  
property of Geo. B. Kinkaid

FIRST BOY SCOUT  
PATROL IN U. S.  
ORGANIZED HERE  
-----

F. John Romanes Organized  
10 Boys Into a Patrol  
In Year 1909  
-----

HISTORY OF THE BOYS  
-----

Every Member of the Patrol  
Has Become Useful  
and Good Citizen  
-----

One of the recently unearthed interesting facts about Salina is that it is the birthplace of the Boy Scouts of America. The first troop ever formed in this country was the Raven Patrol of the Scouts of Christ Cathedral which was organized here in the spring of 1909, by F. John Romanes. The troop was composed of ten boys which made up the choir of the Christ Cathedral church at that time.

The idea of the Boy Scouts originated from the English movement among the boys. The original plan of the organization was very similar to what the Boy Scout organization stands for today. It was for the all around development of the boy--physically, mental and spiritually. Regular meetings were held and the business transacted by the troop officers. Picnics and hikes were also enjoyed by the boys. F. John Romanes, the founder of the movement in America was recently from England and was at the time of the founding of the organization and instructor at the St. Johns Military School. He had been a commander in the British army during the Balkan War and a worker among the boys and religious work in England. He went into the World War shortly after the opening of the war and reached the front at an early part of the struggle as a commissioned officer. He remained at the front for two years and then went to Dublin to obtain recruits. A great deal of his work was done in connection with Sir Baden Powell, the noted English worker among the boys. After he left Salina he went to Denver where he organized the Boy Scout movement and published the first Boy Scout Paper, "The Scout".

*Very important*  
*WJL*

10

# Fund-raisers under way for Scout museum

Committee is raising \$300,000; museum to be built near I-70

By **TIM UNRUH**  
Salina Journal

Salina has the scouting history, John Chalmers said, and the need for another tourist attraction.

So a Kansas Scout Museum is a natural for Salina, the regional center of north-central Kansas, he said.

Chalmers is on the 10-person committee that's raising \$300,000 for a museum that will commemorate Boy Scouts and Girl Scouts.

It will be built on the Yesterday Museum grounds, 1100 W. Diamond, west of the Ninth Street-Interstate Highway 70 interchange.

The committee's "Gigantic Recycling Sale"

**LOCAL NEWS**

— a fund-raiser for the new museum — will be from 8 a.m. to 5 p.m. Saturday in the Phoenix motel's parking lot in the 100 block of North Fifth Street.

The sale is the beginning of an effort to raise money and publicize plans for the 5,000-square-foot building.

"There is so much memorabilia in this city, county and state that should be preserved," said Chalmers, a lifetime Scout, former Scout leader and coordinator of Scout Troop 214, Salina.

Kansas needs a Scout museum, said former state Sen. Ben Vidricksen, also a committee member and a former Webelos leader.

"No matter who you are, you're somehow connected to scouting," Vidricksen said.

Chalmers said he knows of two other Scout museums in the state, including the Post Rock Scout Museum in Lincoln. The other is in Larned.

"They are small and only

## How to donate

For information on how to give to the Scout museum project or to donate items for Saturday's "Gigantic Recycling Sale," call John Chalmers at 827-6200.

*m 827-9546-BV-*

open by appointment," he said.

The planned museum in Salina will be open daily, Chalmers said.

The project is not connected to the Coronado Area Boy Scout Council, headquartered in Salina, Chalmers said, but the council is supporting it.

Vidricksen said the project has achieved nonprofit status and is accepting donations. Major fund-raising will begin in September. Dirt work for the project has begun.

## A long history in Salina

He said scouting began in Salina in 1909, thanks to the efforts of the Rev. John Romanof, a local Episcopal priest. He was acquainted with British war hero Robert S.S. Baden-Powell. Baden-Powell's "Aid to Scouting" book, written for military use, inspired the scouting movement worldwide.

Scout Troop 1, Salina, formed with the help of Romanof through St. John's Military School in 1909, "is pretty much accepted as the first Scout troop in the United States," Chalmers said. "That connects the museum to scouting history."

While other communities may claim to be the first, Salina has some written history to back up its claim, said Matt DeVore, executive director of the Coronado Area Boy Scout Council.

"Since scouting was founded in our area," DeVore said, "it's appropriate that a museum be here."

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