

WHEREAS, It has been ruled by the Attorney General of Maryland that the definitive end of World War II so far as concerns the State of Maryland occurred on April 28, 1952; and

WHEREAS, These provisions in Section 7 of Article 62 therefore have been obsolete since the latter part of the year 1952 and should be repealed; now, therefore

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 7 of Article 62 of the Annotated Code of Maryland (1957 Edition), title "Marriages", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

7. How license issued.

Applications for license to marry may only be made, accepted or received at the offices of the clerks of the courts aforesaid and only during regular office hours. Licenses to marry may only be issued at said offices and only during said hours and may be mailed or delivered to either of the contracting parties to the marriage and to no other person. It shall be unlawful for the clerks of any of the courts aforesaid to predate any application for license to marry and in case application has been made for a waiver of the forty-eight (48) hour requirement in the manner provided in Section 6, it shall be unlawful for any of the clerks aforesaid to issue or deliver any license to marry until the order authorizing the clerk to deliver such license has been signed by the judge. [For the duration of the present war and six months after the termination thereof, any of the foregoing provisions of this section may be waived by the clerks of the courts aforesaid wherever one of the contracting parties for whom a marriage license is sought is on active duty as a member of the armed forces or of the Merchant Marine of the United States and requests such waiver. No such waiver shall be granted, however, until the clerks of the court aforesaid have required the party applying for the such waiver, to exhibit his or her credentials and identification papers and to furnish complete information as to his or her rank, post where stationed and branch of the armed forces or of the Merchant Marine to which such party applying may be attached. The clerks of the courts aforesaid shall record in a book specially provided for the purpose the fact that such waiver has been requested and allowed and all the reasons therefor including the information required by the clerks aforesaid of the party applying. Where such credentials are presented by one of the parties for whom the said marriage license is sought, the clerk shall issue such license to marry without waiting the time prescribed in Section 6 or without the necessity of securing an order of the circuit court, as prescribed therein, provided the said parties applying for said marriage license have met the other requirements of this section.] Any clerk who shall fail to comply with the provisions of this section shall, upon conviction, be subject to a fine not exceeding one hundred dollars (\$100) for the first offense and in the case of the second and each subsequent offense shall be punished by a fine not exceeding five hundred dollars (\$500) or by imprisonment of not more than ninety (90) days, or by both.

SEC. 2. *And be it further enacted,* That this Act shall take effect June 1, 1959.

Approved February 16, 1959.