

APA-1  
4/18

**TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION**

Control 420 Alabama Department of Public Health

Rule Number 420-7-1-.14

Rule Title Delayed Registration of Marriage

New  XXXX Amend  Repeal  Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facts of the rulemaking process designed solely for the purpose of and so they have as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of §41-22-23, Code of Alabama, 1975.

**Certification of Authorized Official**

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama, 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of Certifying Officer P. B. Little Date 9/10/22

REC'D & FILED

AUG 18 2022

LEGISLATIVE SVC AGENCY

**FORM APA2  
10/17**

**STATE BOARD OF HEALTH  
NOTICE OF INTENDED ACTION**

**AGENCY NAME:** Alabama Department of Public Health

**RULE NUMBER AND TITLE:** 420-7-1-.14, Delayed Registration of Marriage

**INTENDED ACTION:** To amend the current rule.

**SUBSTANCE OF PROPOSED ACTION:** To specify distinctions for delayed registration of marriages with the Center for Health Statistics for marriages occurring before and on or after August 29, 2019.

**TIME, PLACE, AND MANNER OF PRESENTING VIEWS:** A public hearing will be held on September 15, 2022, at 9:00 a.m., at the RSA Tower, Suite 1540, 201 Monroe Street, Montgomery, AL 36104.

**FINAL DATE FOR COMMENTS AND COMPLETION OF NOTICE:** Written or oral comments will be received until the close of the record at 5:00 p.m. on October 5, 2022. All comments and requests for copies of the proposed amendments should be addressed to the contact person listed below.

**CONTACT PERSON AT AGENCY:** Nicole H. Rushing, Center for Health Statistics, Alabama Department of Public Health, P.O. Box 5625, Montgomery, Alabama 36103-5625, Telephone Number: (334) 206-2679.

  
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P. Brian Hale, Agency Secretary

**420-7-1-.14      Delayed Registration of Marriage**

(1) A record of a marriage performed in this state prior to August 29, 2019, that has ~~was~~ not been filed with the probate court ~~Center for Health Statistics~~ within 30 days of the date of the marriage ceremony ~~the time prescribed in Code of Alabama 1975, § 22-9A-17,~~ shall be registered with the Center for Health Statistics if the marriage record is certified by the judge of probate in the county where the license was issued and forwarded by the judge of probate to the Center for Health Statistics.

(a2) If the marriage is registered one year or more after the date of marriage, the certificate shall be marked "Delayed Registration."

(b) This rule shall not apply to marriages into which two persons entered on or after August 29, 2019.

**Author:** Dorothy Harshbarger; Nicole Henderson Rushing

**Statutory Authority:** Code of Alabama, 1975, §22-9A-2, §22-9A-17.

**History:** Repealed and Replaced: Filed June 20, 2007; effective July 25, 2007. Amended: Filed XX-XX-XXXX; effective XX-XX-XXXX.